

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

**TWENTY-SIXTH DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Tuesday, May 15, 2001

The Senate was called to order at 1:00 o'clock P.M., by Hon. John Hainkel, President of the Senate.

**ROLL CALL**

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

PRESENT

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

ABSENT

Cravins  
Total—1

The President of the Senate announced there were 38 Senators present and a quorum.

**Prayer**

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

**Morning Hour**

**Petitions, Memorials and  
Communications**

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

Department of  
**PUBLIC SAFETY AND CORRECTIONS**

May 11, 2001

The Honorable John J. Hainkel, Jr.  
President of the Senate  
P. O. Box 94183  
Baton Rouge, LA 70804

Dear Senator Hainkel:

Pursuant to the provisions of La. R.S. 36:405, I have appointed Colonel Terry Landry as Deputy Secretary of Public Safety Services. Please consider him for confirmation by the Senate during the 2001 Regular Session of the Legislature. Thank you.

Sincerely,  
RICHARD L. STALDER  
Secretary

**Privilege Report of the  
Legislative Bureau**

May 15, 2001

To the President and Members of the Senate:

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

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

**HOUSE BILL NO. 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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**HOUSE BILL NO. 126—**

BY REPRESENTATIVE DIEZ  
AN ACT

To amend and reenact R.S. 48:274.3(A)(3), (C), and (D), relative to interstate highways; to provide relative to the placement of major shopping area guide signs; to provide for certain definitions; and to provide for related matters.

Reported without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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.

Reported without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 964 by Representative Diez

AMENDMENT NO. 1

On page 2, line 24, following "Section" and before "This" change "3" to "4"

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

May 15, 2001

**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 without amendments.

**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 with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1415 by Representative Odinet

AMENDMENT NO. 1

On page 1, line 12, following "or" and before "of" change "land" to "landing"

**HOUSE BILL NO. 1416—**

BY REPRESENTATIVE ODINET

AN ACT

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

Reported without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

**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 without amendments.

Respectfully submitted,  
LOUIS LAMBERT  
Chairman

**Adoption of Legislative Bureau Report**

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

**Introduction of  
Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 118—**

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To establish a special committee to study the feasibility and advisability of providing incentives to nontraditional students who pursue career or technical training at Louisiana's community and technical colleges in employment areas that have been designated by the secretary of the Department of Labor as areas of "critical need" and to provide recommendations to the legislature.

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

**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 15, 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. 1851—**

BY REPRESENTATIVE QUEZAIRE  
AN ACT

To enact R.S. 17:85, relative to naming a high school football stadium; to authorize the parish school board in certain parishes to name a high school football stadium in honor of a former principal and coach; to provide limitations; and to provide for related matters.

**HOUSE BILL NO. 1857—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To enact R.S. 24:513(I)(1)(c)(i)(cc), relative to the audit of a justice of the peace and a constable of a justice of the peace court; to provide for the manner of auditing the financial statements of a justice of the peace and a constable of a justice of the peace court; 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. 1851—**

BY REPRESENTATIVE QUEZAIRE  
AN ACT

To enact R.S. 17:85, relative to naming a high school football stadium; to authorize the parish school board in certain parishes to name a high school football stadium in honor of a former principal and coach; to provide limitations; and to provide for related matters.

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

**HOUSE BILL NO. 1857—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To enact R.S. 24:513(I)(1)(c)(i)(cc), relative to the audit of a justice of the peace and a constable of a justice of the peace court; to provide for the manner of auditing the financial statements of a justice of the peace and a constable of a justice of the peace court; 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.

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**JUDICIARY B**

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

May 15, 2001

To the President and Members of the Senate:

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

**HOUSE BILL NO. 207—**

BY REPRESENTATIVE GREEN  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 454—**

BY REPRESENTATIVE WELCH  
AN ACT

To amend and reenact R.S. 13:785, relative to clerks of court; to provide with respect to the disposition of the clerk's salary fund at the expiration of a clerk's term of office; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 538—**

BY REPRESENTATIVE CAZAYOUX  
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to city court jurisdiction; to increase the jurisdictional limitation in the city court of Port Allen and the city court of Oakdale; and to provide for related matters.

Reported with amendments.



**HOUSE BILL NO. 649—**

BY REPRESENTATIVE FRUGE

AN ACT

To enact R.S. 13:841.3, relative to the fees charged by clerks of court; to provide for new fees for filing civil suits; to provide that the proceeds shall be used to fund the operation of Electronic Access/Internet systems; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 723—**

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 13:2158(D), relative to the constables of the first and second city courts of New Orleans; to authorize the constables to collect an additional fee in civil matters; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 725—**

BY REPRESENTATIVE MCCALLUM

AN ACT

To enact R.S. 13:847.2, relative to the clerks of court of the Third Judicial District; to authorize the assessment of additional fees in traffic cases; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 905—**

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact R.S. 33:1448(G) and (H), relative to insurance coverage for retired sheriffs and deputy sheriffs in certain parishes; to provide for the age at which certain premiums shall be paid for retired sheriffs and deputy sheriffs in certain parishes; to provide with respect to the Assumption Parish sheriff's office; to provide for group health and life insurance coverage for retired sheriffs and deputies; to exclude their dependents from coverage; to provide for group health and life insurance coverage for presently retired sheriffs, deputies, and their dependents; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1039—**

BY REPRESENTATIVES LEBLANC AND DEWITT

AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(a)(introductory paragraph), relative to intensive incarceration and intensive parole supervision; to provide for eligibility; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1927—**

BY REPRESENTATIVE NEVERS

AN ACT

To amend and reenact R.S. 15:146(B)(1)(introductory paragraph), relative to the funding of the indigent defender programs; to exempt certain additional mayors' courts from the requirement

of collecting court costs to fund the program; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
DONALD R. CRAVINS  
Chairman

**REPORT OF COMMITTEE ON**

**ENVIRONMENTAL QUALITY**

Senator Cain, Chairman on behalf of the Committee on Environmental Quality, submitted the following report:

May 15, 2001

To the President and Members of the Senate:

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

**HOUSE BILL NO. 1029—**

BY REPRESENTATIVE DAMICO AND SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2050.7(A) and (E) and to enact R.S. 30:2050.7(F), relative to the approval or rejection of the attorney general of beneficial environmental projects or cash penalties as settlement for civil penalty assessments by the Department of Environmental Quality; to provide procedure and time limits; to provide procedures for specific beneficial environmental projects; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1897—**

BY REPRESENTATIVE PERKINS

AN ACT

To amend and reenact R.S. 30:2050.1(B) and R.S. 30:2050.4(E) and (G) and to enact R.S. 30:2050.4(J), relative to the secretary of the Department of Environmental Quality; to provide for maintenance and distribution of lists of enforcement actions; to provide for adjudicatory hearings procedures; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
JAMES DAVID CAIN  
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:

May 15, 2001

**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 by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 108 by Senator Hines

AMENDMENT NO. 1

On page 2, line 21, change "XVII" to "XVIII"

AMENDMENT NO. 2

On page 3, line 23, change "sixty" to "sixty-five"

AMENDMENT NO. 3

On page 4, line 12, after "be" delete the remainder of the line and delete line 13 in its entirety and insert the following: "determined by the secretary subject to approval by the Joint Legislative Committee on the Budget and the Senate and House committees on health and welfare."

AMENDMENT NO. 4

On page 6, line 26, change "senate" to "Senate" and change "house" to "House"

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

**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 by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 149 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 11 delete "Except as provided in Paragraph (5) of this Subsection and"

AMENDMENT NO. 2

On page 1, line 12 change "notwithstanding" to "Notwithstanding"

AMENDMENT NO. 3

On page 2, delete lines 2 and 3 in their entirety and insert

"(3) The actuarial cost of transferring service credit between state and statewide systems for a person who became a member of State Employees Retirement System in July 1998 and who has six years of prior service credit between July 1992 and July 1998, with the Sheriff Pension and Relief Fund shall be paid by the receiving system."

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

**SENATE BILL NO. 157—**

BY SENATOR LAMBERT (BY REQUEST)

A JOINT RESOLUTION

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

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

**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 by the Committee on Finance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 193 by Senator Michot

AMENDMENT NO. 1

On page 1, delete lines 3 and 4, and insert the following: "provide alternative remedies for taxpayers contesting local sales and use tax assessments; and"

AMENDMENT NO. 2

On page 1, delete lines 8 through 16 and delete pages 2 and 3 and on page 4 delete lines 1 through 25 and insert in lieu thereof:

"§2844.2. Alternative remedy for dealers  
**R.S. 33:2844.2 is all proposed new law.**"

A. Any taxpayer who has received a final notice of assessment for sales and use taxes from any political subdivision of the state and whose remedy is to make a payment under protest may alternatively post a bond or other security, as provided in this Section, rather than making a payment under protest.

B. In order to post bond or other security rather than make a payment under protest, the taxpayer, within thirty days of receipt of the notice of assessment, shall file suit in any state or federal court of competent jurisdiction. In connection with the filing of such suit, the taxpayer shall file a rule to set bond, which shall be set for hearing within thirty days of the filing of the rule to set bond and shall attach to the petition a bond or other security as provided for in Subsection (F) of this Section or a document representing an irrevocable commitment on the part of such a company to provide the bond or other security.

C. The court shall authorize the posting of a bond or other security in lieu of a payment under protest if the taxpayer establishes that it does not have the resources to pay the taxes, penalties, and interest under protest or that a payment under protest of the taxes, interest, and penalties would seriously disrupt the ability of the taxpayer to manage its business affairs. The court may either order the posting of bond or other security in an amount determined by the court not to be less than the amount of unpaid taxes, interest, and penalties demanded in the assessment or may order the taxpayer to make a payment under protest pursuant to the provisions of state law and the sales and use tax ordinances of the political subdivision in the amount of such unpaid taxes, interest, and penalties.

D. If the taxpayer has not already obtained the bond or other security and attached it to the petition as provided for in Subsection (B) of this Section, the posting of such bond or other security represented by the irrevocable commitment attached to the petition or the payment under protest shall be made no later than thirty days after the decision of the court authorizing the posting of bond or other security or requiring that a payment under protest be made.

E. If the taxpayer timely files the suit referred to herein, no collection action shall be taken in connection with the assessment of taxes, interest, and penalties, which are the subject of the taxpayer's suit, unless the taxpayer fails to post bond or other security or make the payment under protest required by the court.

F. For purposes of this Section, "bond or other security" means a bond or other security written by a surety or insurance company in good standing which is licensed to do business in this state."

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

**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 by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 210 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line, delete lines 3 and 4, and at the beginning of line 5, delete "(C)(1)," and insert "R.S. 40:1299.58.2(1), (12), and (14) and 1299.58.3(C)(1) and (D)(1)(b),"

AMENDMENT NO. 2

On page 1, delete line 6, and at the beginning of line 7, delete "irreversible conditions:"

AMENDMENT NO. 3

On page 1, line 11, after "Section 1." delete the remainder of the line and delete lines 12 and 13, and insert the following: R.S. 40:1299.58.2(1), (12), and (14) and 1299.58.3(C)(1) and (D)(1)(b) are hereby"

AMENDMENT NO. 4

On page 1, delete lines 15 and 16 in their entirety

AMENDMENT NO. 5

On page 2, delete lines 1 through 25 in their entirety

AMENDMENT NO. 6

On page 3, delete line 2 in its entirety

AMENDMENT NO. 7

On page 3, delete lines 6 through 14 in their entirety

AMENDMENT NO. 8

On page 3, line 16, delete "or" and insert "and"

AMENDMENT NO. 9

On page 3, line 20, delete "or" and insert "and"

AMENDMENT NO. 10

On page 3, line 27, change "11299.58.3" to "1299.58.3"

AMENDMENT NO. 11

On page 4, delete lines 3 through 11 in their entirety

AMENDMENT NO. 12

On page 4, line 17, delete "or" and insert "and"

AMENDMENT NO. 13

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

AMENDMENT NO. 14

On page 5, delete lines 26 and 27, and on page 6, delete lines 1 through 4

AMENDMENT NO. 15

May 15, 2001

On page 6, delete lines 12 through 27, on page 7, delete lines 1 through 27, and on page 8, delete lines 1 through 7

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

**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 by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 290 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 7, change "is" to "are"

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

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

AN ACT

To amend and reenact R.S. 11:542(C)(1) 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 by the Committee on Finance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 401 by Senator Fontenot

AMENDMENT NO. 1

On page 2, line 5, change "Four" to "Three"

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

**SENATE BILL NO. 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 by the Committee on Health and Welfare. On motion of Senator Schedler, the bill was read by title, ordered engrossed, and passed to a third reading.

**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 by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 563 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 3, after "health;" delete the remainder of the line and delete line 4, and insert the following: "to provide for the discharge and provision of appropriate community-based services to a person admitted to a treatment facility under certain circumstances; to provide for an effective date; and to provide for"

AMENDMENT NO. 2

On page 1, delete lines 15 and 16, and on page 2, delete lines 1 through 4 and insert the following: "**and appropriate community-based services shall be provided if funds are appropriated by the legislature.**"

AMENDMENT NO. 3

On page 2, line 14, after "**discharge**" delete "the remainder of the line and delete lines 15 through 19 and insert the following: "**and appropriate community-based services shall be provided if funds are appropriated by the legislature.**"

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

**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 by the Committee on Revenue and Fiscal Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 1001 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 4, change "one dollar" to "refund"

AMENDMENT NO. 2

On page 2, line 2, after "that" delete "a one dollar amount" and insert "all or any portion of the total amount"

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

**SENATE BILL NO. 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 by the Committee on Health and Welfare. On motion of Senator Schedler, the bill was read by title, ordered engrossed, and passed to a third reading.

**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 by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 1049 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 4, change "local government" to "Livingston Parish"

AMENDMENT NO. 2

On page 1, line 15, delete "from the previous", and delete line 16

AMENDMENT NO. 3

On page 2, delete lines 1 and 2 and insert "while an employee of Livingston Parish."

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

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

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

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

**HOUSE BILL NO. 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 by the Committee on Retirement. 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. 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, GULLORY, 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 by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 495 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, between "R.S. 22:1419(A)(3)" and the ",", insert "and (4)"

AMENDMENT NO. 2

On page 2, line 13, between "and" and "percent" delete "one-half" and insert "one-third"

AMENDMENT NO. 3

On page 3, at the beginning of line 6, delete "one-half" and insert "one-third"

AMENDMENT NO. 4

On page 3, and the end of line 19, delete "one-half" and insert "one-third"

AMENDMENT NO. 5

On page 4, delete lines 20 through 24 in their entirety

AMENDMENT NO. 6

On page 5, line 12, after the phrase "funding the" delete the remainder of the line and delete lines 13 through 21 in their entirety

AMENDMENT NO. 7

On page 6, between lines 2 and 3, insert:

"(4)(a) After payment of the amounts established by the Public Retirement Systems' Actuarial Committee to the retirement systems and after the allocation provided for in Subparagraph (b) of this Paragraph, all remaining funds shall be remitted to the state general fund.

(b) Prior to the remittance set forth in Subparagraph (a) of this Paragraph, the State Police Pension and Retirement System shall receive an allocation of assessed premiums, but the amount of such allocated assessed premiums shall not exceed an amount which is necessary to fund the annual actuarial cost incurred by the State Police Pension and Retirement System with regard to the implementation of the Act which originated as House Bill No. 495 of the 2001 Regular Session of the Legislature. If there are no such funds available for this purpose, then the annual actuarial cost shall be included in the employer contribution rate attributable to the State Police Pension and Retirement System of the plan year immediately following the year that such funds are not available and in each plan year thereafter until such assessed funds become available for the purpose specified in this Subparagraph."

AMENDMENT NO. 8

On page 6, line 4, between "Section 3." and "the" insert "(A.)"

AMENDMENT NO. 9

On page 6, line 7, at the beginning of the line, after "2001." insert the following:

"Notwithstanding any other provision of law to the contrary, the Louisiana State Police Retirement System, on the effective date of this Act, shall apply the provisions of R.S. 11:1307(A)(1) to determine the monthly retirement benefit payable to any person who has attained age fifty and retired from or became a beneficiary of the Louisiana State Police Retirement System pursuant to the provisions of R.S. 11:272."

AMENDMENT NO. 10

On page 6, delete lines 9 through 26 in their entirety and on page 7, delete lines 1 through 8 in their entirety and insert in lieu thereof:

"(B)(1) However, notwithstanding any other provision of law to the contrary, with regard to any person who participated in the Deferred Retirement Option Plan on or before June 30, 2001, and who continued in employment after participation in the Deferred Retirement Option Plan without a break in service and who remains in such continuous employment on July 1, 2001, the monthly retirement benefit payable to such person shall be the sum of three and one-third percent, multiplied by his monthly average salary, and further multiplied by the years of service credited to his account prior to the effective date of his participation in the Deferred Retirement

Option Plan, but his total annual benefit shall not exceed one hundred percent of his average annual salary.

(2)(a) Notwithstanding any other provision of law to the contrary and specifically the provisions of R.S. 11:1310, the phrase "average salary" as used for the purpose of computing the regular retirement benefits of any member who entered the Deferred Retirement Option Plan based on less than twenty-five years of service shall mean the average salary including any pay or salary provided by the legislature in addition to that pay or salary that is set by either the Civil Service Commission or the State Police Civil Service Commission for any twelve month period of service occurring while a member of this system, but limited to the first twenty-five years of state trooper service, regardless of whether such state trooper service occurred before, during, or after participation in the Deferred Retirement Option Plan. The phrase "average salary" as defined by this Subparagraph shall be used for purposes of computing the regular retirement benefit that is payable based on all service occurring prior the member's effective date of participation in the Deferred Retirement Option Plan.

(b) Any supplemental regular retirement benefit which is payable based on service which occurs after the member's termination of participation in the Deferred Retirement Option Plan shall be based on the greater of the average salary as determined in Subparagraph (a) of this Paragraph or the average salary including any pay or salary provided by the legislature in addition to that pay or salary that is set by either the Civil Service Commission or the State Police Civil Service Commission for any twelve month period of service occurring while a member of this system, but limited to the years of service which are attributable to twenty-five or more years of state trooper service.

(c) For purposes of this Section, "state trooper service" shall not include any service credited to the member's account based on the purchase of credit for military service or credit based on a transaction executed pursuant to R.S. 11:142, 143, or 158.

(d) For purposes of this Section, "average salary" shall not include overtime, expenses, clothing allowances, or any remuneration resulting from military service.

(3) Any member who is covered by the provisions of this Section and who is either participating in or who has terminated his participation in the Deferred Retirement Option Plan on or before July 1, 2001, shall not have the benefits that are either being credited to or have been credited to his Deferred Retirement Option Plan account recomputed. The Deferred Retirement Option Plan benefits that are either currently being credited to or have been credited to such member's Deferred Retirement Option Plan account shall be the same as they were upon the member's effective date of entry into the Deferred Retirement Option Plan.

(4) Any member whose regular or supplemental retirement benefits, or any combination of regular or supplemental retirement benefits, would be reduced because of the application of the provisions of the Act which originated as House Bill No. 495 of the 2001 Regular Session of the Legislature, shall receive the highest combination of any such benefits."

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

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

**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 by the Committee on Retirement. 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. 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 by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 499 by Representatives Schneider, et al.

AMENDMENT NO. 1

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

"(11) One surviving spouse of a deceased member to be elected at large by a majority of votes cast by the active and retired members of the system."

On motion of Senator Boissiere, 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. 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 by the Committee on Retirement. 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. 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 by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

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

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

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

**HOUSE BILL NO. 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 by the Committee on Finance. 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. 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 by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 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 by the Committee on Revenue and Fiscal Affairs. The bill was read by title and recommitted to the Committee on Finance.



**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 by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 1339 by Representative Schneider, et al.

AMENDMENT NO. 1

On page 7, between lines 16 through 17, insert the following:

"Section 2. R.S. 11:788(B)(2) and (3) as enacted by this Act shall be implemented only upon a ruling by the federal Internal Revenue Service stating that those provisions will not cause a loss of the Teachers' Retirement System's tax qualified status."

AMENDMENT NO. 2

On page 7, line 17, change "Section 2." to "Section 3."; on line 22 change "Section 3." to "Section 4." and on line 23, change "Section 4." to "Section 5."

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

**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 by the Committee on Retirement. 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. 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' subaccounts; to provide with respect to returning employer contributions; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 1343 by Representatives Schneider

AMENDMENT NO. 1

On page 1, line 5, after "to enact R.S. 11:794" delete "," insert "and 857(2)"

AMENDMENT NO. 2

On page 2, line 16, after "R.S. 11:794" delete "is" and insert "and 857(2) are"

AMENDMENT NO. 3

On page 16, between lines 21 and 22, insert the following:

§857. Compensation of investment advisors  
(1)The board of trustees of the Teachers' Retirement System of Louisiana is hereby authorized, in requesting proposals for investment advisory services, to require that fees shall be quoted as a fixed fee, a fee based on market value of assets, or a performance fee.

(2) Any pension system participating in commission recapture and which directs brokerage decisions from within the system shall require all brokers to participate in the commission recapture of such system. For purposes of this Paragraph, commission recapture shall mean a directed brokerage program whereby a portion of gross commissions are rebated to the client in either the form of cash, services or both.

\* \* \*

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

May 15, 2001

**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 by the Committee on Retirement. 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. 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 by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1358 by Representative Schneider

AMENDMENT NO. 1

On page 3, line 11, between "all" and "service" insert "the"

On motion of Senator Boissiere, 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. 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 by the Committee on Retirement. 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. 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 by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1360 by Representative Schneider

AMENDMENT NO. 1

On page 2, line 5, between "the" and "minimum" insert "prescribed"

On motion of Senator Boissiere, 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. 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 by the Committee on Retirement. 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. 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 by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 1392 by Representative Schneider

AMENDMENT NO. 1

On page 2, at the end of line 10, delete "within" and delete line 11 in its entirety and insert in lieu thereof: "on or before November 30, 2000, shall be"

AMENDMENT NO. 2

On page 2, at the end of line 15, add "All of the funds that had been credited to the decedent's Deferred Retirement Option Plan account"

shall revert to the assets of the system to be used for the purpose of paying survivor benefits to the decedent's surviving spouse."

On motion of Senator Boissiere, 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. 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 by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1393 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 11:542(C)(5)" to "R.S. 11:143(C)(3) and 542(C)(5)"

AMENDMENT NO. 2

On page 1, line 12, change "R.S. 11:542(C)(5)" to "R.S. 11:143(C)(3) and 542(C)(5) are"

AMENDMENT NO. 3

On page 1, between lines 12 and 13 insert the following:

§143. Transfers between systems

\* \* \*

C. Except as provided in Paragraph (5) of this Subsection and notwithstanding the provisions of law to the contrary, the system, fund, or plan from which the person transfers such credit shall transfer to the receiving system, fund, or plan an amount which is the lesser of the following:

\* \* \*

**R.S. 11:143(C)(3) is all proposed new law.**

(3) The actuarial cost of transferring service credit between state and statewide systems for a person who became a member of State Employees Retirement System in July 1998 and who has six years of prior service credit between July 1992 and July 1998, with the Sheriff Pension and Relief Fund shall be paid by the receiving system.

\* \* \*

AMENDMENT NO. 4

On page 3, line 3, between "payments" and "on" insert "or benefits"

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

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

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

**HOUSE BILL NO. 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 by the Committee on Finance. 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.

**Special Order of the Day**

May 15, 2001

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

SENATE BILL NO. 261— BY SENATOR CAMPBELL

AN ACT

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

Motion

On motion of Senator Campbell, Senate Bill No. 261 was made Special Order of the Day, No. 1 on Wednesday, May 16, 2001 immediately following the Morning Hour.

Rules Suspended

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

Called from the Calendar

Senator Schedler asked that Senate Bill No. 502 be called from the Calendar at this time for its final passage.

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.

The bill was read by title.

Motion

On motion of Senator Schedler, Senate Bill No. 502 was made Special Order of the Day, No. 2 on Thursday, May 17, 2001 immediately following the Morning Hour.

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. 624—

BY SENATOR MOUNT (BY REQUEST) 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Barham, Bean, Campbell, Chaisson, Dardenne, Dean, Dupre, Ellington, Fields, W, Total—27; Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, C; Lambert, Lentini, Malone, McPherson, Mount, Schedler, Tarver, Theunissen, Thomas

NAYS

Total—0

ABSENT

Table with 3 columns of names: Mr. President, Bajoie, Boissiere, Cain, Total—12; Cravins, Fields, C, Jones, B, Marionneaux; Michot, Romero, Smith, Ullo

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

SENATE BILL NO. 725—

BY SENATOR HINES

AN ACT

To enact R.S. 33:2012, relative to municipalities and parishes; to provide with respect to firemen and policemen; to provide for occupational diseases or infirmities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Barham, Gautreaux, McPherson

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

NAYS

Total—0

ABSENT

Mr. President	Cravins	Marionneaux
Bajoie	Fields, C	
Total—5		

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

**SENATE BILL NO. 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.

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

**Senator Lambert in the Chair**

**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.

**Floor Amendments Sent Up**

Senator Lambert sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Lambert on behalf of the Legislative Bureau to Engrossed Senate Bill No. 806 by Senator Cain

AMENDMENT NO. 1

On page 1, line 8, change "Divorce counseling handbook" to "Marriage counseling handbook"

On motion of Senator Lambert, the amendments were adopted.

Senator Theunissen moved that Senate Bill No. 806 be recommitted to the Committee on Education.

Senator Cain objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Barham	Hollis	Mount
Bean	Hoyt	Romero
Boissiere	Irons	Schedler
Campbell	Jones, B	Smith
Chaisson	Lentini	Tarver
Dardenne	Malone	Theunissen
Dean	Marionneaux	Ullo
Ellington	McPherson	
Heitmeier	Michot	
Total—25		

NAYS

Cain	Gautreaux	Lambert
Dupre	Hines	Thomas
Fields, W	Johnson	
Fontenot	Jones, C	
Total—10		

ABSENT

Mr. President	Cravins
Bajoie	Fields, C
Total—4	

The Chair declared the bill was recommitted.

**SENATE BILL NO. 862—**  
BY SENATORS CRAVINS, IRONS AND DEAN  
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.

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

**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.

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

**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.

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Thomas	Ullo
Total—2	

**ABSENT**

Mr. President	Bajoie	Cravins
Total—3		

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

**SENATE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fields, W	Malone
Barham	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	Lambert	Ullo
Total—36		

**NAYS**

Total—0

**ABSENT**

Mr. President	Cravins	Lentini
Total—3		

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

**SENATE BILL NO. 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.

**Floor Amendments Sent Up**

Senator Lambert sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Lambert on behalf of the Legislative Bureau to Engrossed Senate Bill No. 1058 by Senator Mount

AMENDMENT NO. 1

On page 5, lines 25 and 26, following "and shall" and before "with" change "include the following information" to "do the following"

AMENDMENT NO. 2

On page 12, line 26, following "and shall" change "include the" to "do the following" and on page 13, line 1, delete "following information"

On motion of Senator Lambert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Table with 2 columns: Mr. President, Bajoie, Total—4; Cravins, Lentini

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

Senator Ellington in the Chair

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.

Floor Amendments Sent Up

Senator Lambert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert on behalf of the Legislative Bureau to Engrossed Senate Bill No. 1105 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 17, following "manager" and before "a" change "or" to "of"

AMENDMENT NO. 2

On page 3, line 22, at the beginning of the line change "(i)" to "(a)"

AMENDMENT NO. 3

On page 3, line 24, at the beginning of the line change "(ii)" to "(b)"

AMENDMENT NO. 4

On page 4, line 1, at the beginning of the line change "(iii)" to "(c)"

AMENDMENT NO. 5

On page 4, line 8, at the beginning of the line change "(iv)" to "(d)"

AMENDMENT NO. 6

On page 4, line 14, at the beginning of the line change "(v)" to "(e)"

On motion of Senator Lambert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean

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Total—1  
 ABSENT  
 Mr. President Lambert  
 Cravins Marionneaux  
 Total—4

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

**SENATE BILL NO. 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.

**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. 1106 by Senator Thomas

AMENDMENT NO. 1

On page 3, line 15, change "there shall be" to "its management shall provide"

AMENDMENT NO. 2

On page 3, line 17, after "sales" insert "in megawatt hours"

AMENDMENT NO. 3

On page 3, at the end of line 17, delete "location"

AMENDMENT NO. 4

On page 3, delete line 18, and insert in lieu thereof "state or states where the buyers are located"

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

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

NAYS

Barham	Dean
Total—2	

ABSENT

Mr. President	Lambert
Cravins	McPherson
Total—4	

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.

**Rules Suspended**

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

**Senate and Concurrent Resolutions to be Adopted, Subject to Call**

The following Senate and Concurrent Resolutions to be adopted, subject to call, were taken up and acted upon as follows:

**Called from the Calendar**

Senator B. Jones asked that Senate Concurrent Resolution No. 4 be called from the Calendar at this time.

**SENATE CONCURRENT RESOLUTION NO. 4—**  
 BY SENATORS B. JONES, DARDENNE AND GAUTREUX AND REPRESENTATIVES LANCASTER AND MONTGOMERY  
 A CONCURRENT RESOLUTION

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

Reported favorably by the Committee on Revenue and Fiscal Affairs.

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



**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Dean	Marionneau
Total—2	

**ABSENT**

Mr. President	Lambert
Cravins	Schedler
Total—4	

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

**Personal Privilege**

Senator Malone asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on Senate Concurrent Resolution No. 4. He voted yea on the resolution and had intended to vote nay. He asked that the Official Journal so state.

**Called from the Calendar**

Senator B. Jones asked that Senate Concurrent Resolution No. 5 be called from the Calendar at this time.

**SENATE CONCURRENT RESOLUTION NO. 5—**

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

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

Reported favorably by the Committee on Revenue and Fiscal Affairs.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fontenot	Lentini
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Smith
Dardenne	Irons	Tarver
Dupre	Johnson	Theunissen
Ellington	Jones, B	Thomas
Fields, C	Jones, C	Ullo
Total—30		

**NAYS**

Dean	Malone	Marionneau
Total—3		

**ABSENT**

Mr. President	Cravins	Lambert
Campbell	Fields, W	Schedler
Total—6		

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

**Regular Order of the Day Resumed**

**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. 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 by the Committee on Finance.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fields, W	Lentini
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Bean	Fontenot	Marionneaux
Boissiere	Gautreaux	McPherson
Cain	Heitmeier	Romero
Campbell	Hines	Smith
Chaisson	Hollis	Tarver
Dardenne	Hoyt	Thomas
Dupre	Johnson	Ullo
Fields, C	Jones, C	
Total—26		

**NAYS**

Barham	Jones, B	Mount
Irons	Malone	Theunissen
Total—6		

**ABSENT**

Mr. President	Ellington	Schedler
Cravins	Lambert	
Dean	Michot	
Total—7		

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

**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 by the Committee on Revenue and Fiscal Affairs.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Ellington	Schedler
Cravins	Lambert	
Total—5		

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

**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 by the Committee on Finance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Engrossed House Concurrent Resolution No. 95 by Representative Donelon

**AMENDMENT NO. 1**

On page 2, line 2, between "suspends the" and "provisions" insert "rule changes initially published on February 20, 2000 and finally published and promulgated on May 20, 2000 to"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

ABSENT

Mr. President Lambert
Cravins Schedler
Total—4

The Chair declared the Senate had concurred in the amended 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. 1333— BY REPRESENTATIVE THOMPSON AN ACT

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

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

Table listing yeas for House Bill No. 1333: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Dardenne, Dean, Dupre, Ellington, Fields, C, Malone, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Jones, C, Lentini, Marionneaux, McPherson, Michot, Mount, Romero, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Total—0

ABSENT

Mr. President Lambert
Cravins Schedler
Total—4

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.

Mr. President in the Chair

HOUSE BILL NO. 1366— BY REPRESENTATIVE LANDRIEU AN ACT

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

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

Table listing yeas for House Bill No. 1366: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Dardenne, Dean, Dupre, Fields, C, Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Johnson, Jones, B, Jones, C, Lentini, Malone, Marionneaux, McPherson, Michot, Mount, Romero, Smith, Tarver, Theunissen, Thomas, Ullo.

Total—33

NAYS

Total—0

ABSENT

Mr. President Ellington Lambert
Cravins Irons Schedler
Total—6

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. 1421— BY REPRESENTATIVES PIERRE AND THOMPSON AN ACT

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

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 listing yeas for House Bill No. 1421: Mr. President, Bajoie, Fields, C, Fields, W, Lentini, Malone.

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

NAYS

Total—0

ABSENT

Cravins	Lambert	Schedler
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. 1422—**

BY REPRESENTATIVE JACK SMITH

AN ACT

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cravins	Dean	Lambert
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. 1580—**

BY REPRESENTATIVE WRIGHT

AN ACT

To enact R.S. 52:5, relative to the jurisdiction over lands sited in the state but within the custody of the United States; to provide that the governor may give concurrent jurisdiction to the United States over lands under administration by the United States Department of Justice; and to provide for related matters.

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

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

NAYS

Total—0

ABSENT

Mr. President	Dean	Lambert
Cravins	Fields, C	
Total—5		

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. 2044 (Substitute for House Bill No. 1646 by Representative Martiny)—**

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

AN ACT

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

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

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

Senator W. Fields in the Chair

HOUSE BILL NO. 97—

BY REPRESENTATIVES BRUNEAU AND MURRAY AN ACT

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

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

Table with 3 columns: Bajoié, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Dardenne, Dupre, Ellington, Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, B, Jones, C, Lentini, Malone, Marionneaux, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

Total—33

NAYS

Hoyt

Total—1

ABSENT

Mr. President

Dean

Lambert

Cravins

Fields, C

Total—5

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

HOUSE BILL NO. 537—

BY REPRESENTATIVE BRUNEAU

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—35

NAYS

Total—0

ABSENT

Cravins

Fields, C

Dean

Lambert

Total—4

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

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HOUSE BILL NO. 1431—

BY REPRESENTATIVES SCHNEIDER, JOHNS, STELLY, DOWNER, AND FLAVIN AND SENATORS BOISSIERE, DUPRE, GAUTREAU, AND ULLO AN ACT

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

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

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

NAYS

Total—0

ABSENT

Table with 2 columns: Mr. President, Cravins, Total—4; Dean, Lambert.

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. 20—

BY REPRESENTATIVE BRUNEAU AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Table with 1 column: Cain, Total—1

ABSENT

Table with 2 columns: Campbell, Cravins, Total—4; Jones, B, Lambert.

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

HOUSE BILL NO. 21—

BY REPRESENTATIVE BRUNEAU AN ACT

To amend and reenact Code of Civil Procedure Article 4732, relative to eviction procedures; to provide for the effective period for judgments of eviction; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Dupre	Jones, C	Ullo
Ellington	Lentini	
Fields, C	Malone	
Total—37		
	NAYS	
Total—0		
	ABSENT	
Cravins	Lambert	
Total—2		

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

**HOUSE BILL NO. 22—**  
BY REPRESENTATIVES JOHN SMITH AND ILES AND SENATOR CAIN  
AN ACT

To amend and reenact R.S. 13:621.30, relative to district judges; to provide for an additional judgeship for the Thirtieth Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

	YEAS	
Bajoie	Fields, W	Malone
Barham	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	
Mr. President	Cravins	Lambert
Total—3		

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

**HOUSE BILL NO. 53—**  
BY REPRESENTATIVES BRUNEAU, DANIEL, AND MCDONALD  
AN ACT

To amend and reenact R.S. 13:5108.3 and to enact R.S. 13:5108.4, relative to payment of legal fees and expenses for certain state officials and employees; to provide for conditions under which persons may be eligible for reimbursement or payment of legal expenses incurred in defense of criminal charges brought against them for actions taken in the course of their duties with the state; to provide for the method of payment; to provide for the establishment of a review board; to establish rates for the reimbursement of legal fees; to provide for the publication of such rates; to provide for a limitation in the amount of legal fees for which the state is liable; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Hainkel sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 53 by Representative Bruneau

AMENDMENT NO. 1

On page 4, between lines 8 and 9, insert the following:

"(11) Attorney general or his designee."

On motion of Senator Hainkel, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

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

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Total—2

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

HOUSE BILL NO. 80—

BY REPRESENTATIVE ANSARDI

AN ACT

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

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

HOUSE BILL NO. 121—

BY REPRESENTATIVE MORRISH

AN ACT

To enact R.S. 33:447.5, relative to mayor's courts; to authorize the imposition of additional court costs for the mayor's court in the town of Elton; to provide for limitations on the amount of the costs; 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

Bajoie	Fontenot	Marionneaux
Barham	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	
Total—35		

NAYS

Dean  
Total—1

ABSENT

Mr. President      Cravins      Lambert  
Total—3

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.

HOUSE BILL NO. 123—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 33:441(A), relative to mayors' courts; to authorize the suspension of sentence or fine and the imposition of probation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Malone
Barham	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

Mr. President      Cravins      Lambert  
Total—3

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

Senator Ellington in the Chair

HOUSE BILL NO. 138—

BY REPRESENTATIVE FARRAR

AN ACT

To enact R.S. 13:2095.4, relative to the city court of Pineville; to provide for additional fees in certain criminal and traffic matters; to provide for the allocation of certain amounts of the fees for attendance at a substance abuse program or for evaluation for additional treatment; to provide for assessment of a fee for attendance at a driver improvement program; and to provide for related matters.

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



HOUSE BILL NO. 150—

BY REPRESENTATIVE R. ALEXANDER  
AN ACT

To enact R.S. 13:756.9, relative to the clerk of court of Bienville Parish; to provide a branch office in Ringgold, Bienville Parish; to provide for the functions of the office; and to provide for related matters.

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

HOUSE BILL NO. 172—

BY REPRESENTATIVE FRITH  
AN ACT

To amend and reenact R.S. 13:998(A) and (E)(1)(introductory paragraph), relative to nonrefundable fees in civil matters; to require the clerk of the district court in Vermilion Parish to assess an additional fee for support of various nonprofit organizations providing shelter for battered women and their children; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Irons	Lambert
Cravins	Jones, B	
Total—5		

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

HOUSE BILL NO. 225—

BY REPRESENTATIVE CROWE  
AN ACT

To enact R.S. 15:254.7, relative to law enforcement officers subpoenaed to testify in the City Court of Slidell; to require the clerk of the City Court of Slidell to pay witness fees when off-duty law enforcement officers are subpoenaed to testify; to provide for certification requirements; to provide for maximum allowable fees; and to provide for related matters.

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

HOUSE BILL NO. 274—

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 13:46(B) and 47, relative to reports of the Judicial Compensation Commission; to authorize the legislature to adopt a concurrent resolution recommending judicial salaries at regular sessions convening in an odd-numbered year and at extraordinary sessions of the legislature; to clarify the effective date of the salaries recommended in the report; and to provide for related matters.

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

HOUSE BILL NO. 350—

BY REPRESENTATIVE MURRAY  
AN ACT

To amend and reenact Code of Criminal Procedure Article 731, relative to subpoenas; to provide for electronic signatures; to authorize the clerk of court for the Criminal District Court for the Parish of Orleans to sign subpoenas electronically; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

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ABSENT

Mr. President Lambert
Cravins Schedler
Total—4

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

HOUSE BILL NO. 533—

BY REPRESENTATIVE ANSARDI

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President Dean Schedler
Cravins Lambert
Total—5

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

HOUSE BILL NO. 534—

BY REPRESENTATIVE ANSARDI

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President Lambert
Cravins Schedler
Total—4

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

HOUSE BILL NO. 535—

BY REPRESENTATIVES ANSARDI AND MARTINY AND SENATOR LENTINI

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Fields, W Malone
Barham Fontenot Marionneaux
Bean Gautreaux McPherson
Boissiere Heitmeier Michot
Cain Hines Mount
Campbell Hollis Romero
Chaisson Hoyt Smith

Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, B	Thomas
Ellington	Jones, C	Ullo
Fields, C	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Lambert
Cravins	Schedler
Total—4	

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

**HOUSE BILL NO. 604—**

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact R.S. 14:41(A) and (B), 42(A)(introductory paragraph), 42.1(A)(introductory paragraph), 43(A)(introductory paragraph), and 107.2(A) and Code of Criminal Procedure Article 571.1, to enact R.S. 14:41(C), and to repeal R.S. 14:2(13)(n) and (o), 43.3, and 43.4 and Children's Code Articles 305(B)(2)(i) and 857(A)(7), relative to offenses against the person; to include oral sexual intercourse within the definition of rape; to provide for a definition of oral sexual intercourse; to repeal oral sexual battery; to repeal aggravated oral sexual battery; to delete references to oral sexual battery and aggravated oral sexual battery from other provisions of law; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

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

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

**HOUSE BILL NO. 654—**

BY REPRESENTATIVES HUDSON, ALARIO, E. ALEXANDER, BAYLOR, BROOME, R. CARTER, CAZAYOUX, CRANE, CROWE, DOWNER, DURAND, FAUCHEUX, GALLOT, GLOVER, GREEN, GUILLORY, HILL, L. JACKSON, M. JACKSON, KENNARD, LAFLEUR, LUCAS, MCDONALD, MONTGOMERY, MORRELL, MURRAY, PIERRE, PINAC, POWELL, QUEZAIRE, GARY SMITH, JOHN SMITH, STRAIN, WELCH, AND WOOTON

AN ACT

To amend and reenact R.S. 40:1321(C) and (D), relative to public safety; to establish the Protect and Save our Children Program; to provide for special identification cards for children; to set the fees therefor; and to provide for related matters.

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

**HOUSE BILL NO. 665—**

BY REPRESENTATIVES ODINET AND WOOTON

AN ACT

To amend and reenact Code of Criminal Procedure Article 894.2(J) and R.S. 14:98(D)(1), (E)(1) and (3), (I), (J), and (K) and to enact Code of Criminal Procedure Article 894.2(K) and R.S. 14:98(D)(3) and (E)(4), relative to operating a vehicle while intoxicated (DWI); to require substance abuse treatment for certain DWI offenders; to require home incarceration for certain DWI offenders; to provide for the specific requirements of home incarceration for such offenders; to require the installation of interlock devices and to provide for the issuance of restricted driver's licenses in certain circumstances; to provide for the payment of costs of substance abuse treatment, home incarceration, and court-approved driver improvement programs; and to provide for related matters.

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

**HOUSE BILL NO. 683—**

BY REPRESENTATIVES MURRAY AND HEATON

AN ACT

To amend and reenact R.S. 14:62, relative to the crime of burglary; to provide that the crime of simple burglary includes the unauthorized entering of any cemetery with the intent to commit a felony or any theft therein; and to provide for related matters.

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

**HOUSE BILL NO. 686—**

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact Code of Criminal Procedure Article 734, relative to subpoenas in criminal matters; to authorize investigators employed by the attorney general to serve

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subpoenas in criminal matters in which the attorney general is involved; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Engrossed House Bill No. 686 by Representative Devillier

AMENDMENT NO. 1

On page 1, line 5, after the semicolon ";" add "to provide relative to the return of the subpoenas;"

AMENDMENT NO. 2

On page 1, at the end of line 17, add "If an investigator who is employed by the attorney general serves a subpoena or a subpoena duces tecum under this Article, the investigator shall execute the return of service provided for in Article 736 of this Code."

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Bean, Boissiere, Cain, Chaisson, Dardenne, Dean, Dupre, Fields, C, Fields, W, Total—30; Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, C, Lentini; Malone, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Table with 2 columns of names: Barham, Campbell, Total—4; Ellington, Marionneaux

ABSENT

Table with 3 columns of names: Mr. President, Cravins, Total—5; Jones, B, Lambert; McPherson

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

HOUSE BILL NO. 727—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 13:1907(A), relative to the City Court of Lake Charles; to authorize the transfer of certain unclaimed fees and interest to the general operational fund of the court; to provide for notice to persons due refunds; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Table with 2 columns of names: Mr. President, Cravins, Total—4; Jones, B, Lambert

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

HOUSE BILL NO. 752—

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact R.S. 14:43(A)(1), relative to simple rape; to provide for simple rape when intoxicating agents or other causes of abnormal conditions of the mind are involved; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Lentini
Barham	Gautreaux	Malone
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Tarver
Dardenne	Irons	Theunissen
Dean	Johnson	Thomas
Dupre	Jones, C	Ullo
Total—27		

NAYS

Ellington	Marionneaux
Fields, C	Smith
Total—4	

ABSENT

Mr. President	Fields, W	McPherson
Campbell	Jones, B	Schedler
Cravins	Lambert	
Total—8		

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

**Mr. President in the Chair**

**HOUSE BILL NO. 833—**

BY REPRESENTATIVES MARTINY, CROWE, DARTEZ, FAUCHEUX, GALLOT, HEATON, M. JACKSON, PRATT, ROMERO, AND WELCH, AND SENATOR HAINKEL

AN ACT

To amend and reenact Code of Criminal Procedure Article 895.4, relative to crime stopper organizations; to provide for an additional cost of court to be imposed on offenders convicted of criminal and traffic violations; to provide for the payment of the funds derived from the additional cost of court to crime stopper organizations; to provide for the use of those funds; and to provide for related matters.

Senator B. Jones moved that House Bill No. 833 be recommitted to the Committee on Finance.

Senator Lentini objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Jones, B
Barham	Dean	Malone
Boissiere	Ellington	Michot
Campbell	Hoyt	Mount
Chaisson	Irons	Theunissen
Total—15		

NAYS

Bajoie	Gautreaux	Marionneaux
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Bean	Heitmeier	McPherson
Cain	Hines	Romero
Dupre	Hollis	Smith
Fields, C	Johnson	Thomas
Fields, W	Jones, C	Ullo
Fontenot	Lentini	
Total—20		

ABSENT

Cravins	Schedler
Lambert	Tarver
Total—4	

The Chair declared the Senate refused to recommit the bill.

Senator B. Jones asked for a ruling from the Chair as to whether or not House Bill No. 833 is a tax.

The Chair ruled that House Bill No. 833 was a tax and could not be heard in this session.

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

**HOUSE BILL NO. 887—**

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact Code of Criminal Procedure Articles 556 and 556.1(A)(introductory paragraph), (B), (D), and (E), relative to pleas of guilty and nolo contendere in felony and misdemeanor cases; to provide that the court must inform the defendant of the charge and its penalty, his rights as a defendant, and the effect of a plea of guilty; to provide that the court must determine if the plea is voluntary; to provide for a record of these proceedings; to provide for harmless error; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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**NAYS**

Total—0

**ABSENT**

Lambert  
Total—1

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

**HOUSE BILL NO. 972—**  
BY REPRESENTATIVE MARTINY AND SENATOR CRAVINS  
**AN ACT**

To amend and reenact R.S. 14:106(A)(1), relative to the crime of obscenity; to provide for its application to prisons and jails; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President  
Cravins  
Tarver  
Total—4

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

**HOUSE BILL NO. 979—**  
BY REPRESENTATIVE MURRAY  
**AN ACT**

To amend and reenact R.S. 46:236.3(E)(3), relative to income assignment orders; to require the payor to include the case number on any payments collected by the Department of Social Services; and to provide for related matters.

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

**HOUSE BILL NO. 1049—**  
BY REPRESENTATIVES MURRAY, CLARKSON, PRATT, AND SWILLING  
**AN ACT**

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

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

**HOUSE BILL NO. 1102—**  
BY REPRESENTATIVES LEBLANC AND DEWITT  
**AN ACT**

To enact R.S. 14:71(A)(1)(e), relative to the crime of issuing worthless checks; to provide that persons who issue checks, drafts, or orders to the state for payment of certain obligations are subject to such crime; to provide for criminal penalties; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fields, W	Malone
Barham	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**

Mr. President  
Cravins  
Lambert  
Total—3

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

HOUSE BILL NO. 1471—

BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 15:574.12(B), relative to information on offenders and ex-offenders; to provide for the release of information to certain persons; 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: Name, Fields, C, Lentini. Lists names of members voting 'YEAS' for House Bill No. 1471.

NAYS

Total—0

ABSENT

Table with 2 columns: Name, McPherson, Theunissen. Lists names of members who were absent for House Bill No. 1471.

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. 1634—

BY REPRESENTATIVES BRUCE, GALLOT, RIDDLE, AND WALSWORTH

AN ACT

To amend and reenact R.S. 40:2264(A)(2) through (4) and to repeal R.S. 40:2264(A)(5), relative to the North Louisiana Criminalistics Laboratory Commission; to provide for the collection of fees on certain nonmoving violations; 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

Table with 3 columns: Name, Fontenot, McPherson. Lists names of members voting 'YEAS' for an unnamed bill.

NAYS

Table with 2 columns: Name, Irons. Lists names of members voting 'NAYS' for an unnamed bill.

ABSENT

Table with 3 columns: Name, Dardenne, Lambert. Lists names of members who were absent for an unnamed bill.

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. 1786—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact Code of Criminal Procedure Article 905.2(A), relative to the scope of admissible evidence in the penalty phase of a capital rape prosecution; to provide that at the sentencing hearing, evidence can be introduced to demonstrate the impact the crime has had on the victim and the victim's family; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, C, Lentini. Lists names of members voting 'YEAS' for House Bill No. 1786.

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Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, C	Ullo
Total—36		

NAYS

Total—0

ABSENT

Mr. President	Lambert	Thomas
Total—3		

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

**HOUSE BILL NO. 1872 (Substitute for House Bill No. 685 by Representative Devillier)—**

BY REPRESENTATIVE DEVILLIER  
AN ACT

To amend and reenact R.S. 14:37.2(C) and to enact R.S. 14:37.4, relative to aggravated assault with a firearm; to create the crime of aggravated assault with a firearm; to provide for penalties; to provide for penalties for the crime of aggravated assault upon a peace officer with a firearm; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Fields, C	Lambert
Total—3		

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Lambert	Thomas
Total—3		

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Fields, C	Fields, W
Total—2	

ABSENT

Cravins	Ellington	Lambert
Total—3		

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

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.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C.Fields to Reengrossed House Bill No. 93 by Representative Katz

AMENDMENT NO. 1

Delete Senate Amendment No.2 proposed by the Senate Committee on Senate and Governmental Affairs and adopted on May 10, 2001.

AMENDMENT NO. 2

On page 2, at the beginning of line 3, change "7:30" to "6:00" and after "close at" change "7:30" to "8:00"

AMENDMENT NO. 3

On page 2, line 10, after "vote at" change "7:30" to "8:00"

Senator C. Fields moved adoption of the amendments.

Senator Heitmeier objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Malone
Bean	Gautreaux	Marionneaux
Boissiere	Hines	McPherson
Campbell	Hollis	Michot
Chaisson	Hoyt	Mount
Cravins	Irons	Romero
Dardenne	Johnson	Schedler
Dupre	Jones, B	Tarver
Fields, C	Jones, C	Theunissen
Fields, W	Lentini	Thomas
Total—30		

NAYS

Cain	Ellington	Smith
Dean	Heitmeier	
Total—5		

ABSENT

Mr. President	Lambert
Barham	Ullo
Total—4	

The Chair declared the amendments were adopted.

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

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.

Floor Amendments Sent Up

Senator Dean sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dean to Engrossed House Bill No. 180 by Representative Odinet

AMENDMENT NO. 1

May 15, 2001

Delete Senate Committee Amendments proposed by the Senate Committee on Senate and Governmental Affairs and adopted on May 10, 2001.

On motion of Senator Dean, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, W, Marionneaux. Includes Mr. President, Barham, Boissiere, Cain, Cravins, Dardenne, Dean, Dupre, Ellington, Fields, C, Total—30.

NAYS

Table with 3 columns: Name, Chaisson, Jones, C. Includes Bajoie, Bean, Total—6.

ABSENT

Table with 3 columns: Name, Irons, Lambert. Includes Campbell, Total—3.

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

Personal Privilege

Senator Mount asked for and obtained the floor of the Senate on a point of personal privilege, and stated she had voted in error on House Bill No. 180. She voted nay on the bill and had intended to vote yea. She asked that the Official Journal so state.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Ellington, Lentini. Includes Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Total—35.

NAYS

Total—0

ABSENT

Table with 2 columns: Name, McPherson. Includes Jones, B, Lambert, Total—4.

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

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.

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

Table with 3 columns: Name, Fields, C, Lentini. Includes Bajoie, Barham, Total—3.

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

NAYS

Total—0

ABSENT

Mr. President	Lambert	McPherson
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. 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.

**Floor Amendments Sent Up**

Senator Ellington sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 264 by Representative Hammett

AMENDMENT NO. 1

On page 2, line 21, after "the", delete the remainder of the line and delete line 22, and insert in lieu thereof "direct premiums issued by such insurer"

AMENDMENT NO. 2

On page 2, delete line 25, and on line 26 delete "contracts" and insert in lieu thereof "direct premiums issued by such insurer"

On motion of Senator Ellington, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Lambert	McPherson
Total—3		

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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Ellington  
Total—37

Malone

NAYS

Total—0

ABSENT

Fields, W  
Total—2

Lambert

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS		
Mr. President	Fields, C	Malone
Bajoie	Fields, W	Marionneaux
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Jones, C	Ullo
Ellington	Lentini	
Total—38		
NAYS		
Total—0		
ABSENT		
Lambert		
Total—1		

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

**HOUSE BILL NO. 351—**  
BY REPRESENTATIVE PITRE  
AN ACT

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

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

**Senator Ellington in the Chair**

**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.

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

**ROLL CALL**

The roll was called with the following result:

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

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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Lambert
Total—2	

The Chair declared the 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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Irons	Lambert
Total—3		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

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Total—0

ABSENT

Mr. President Lambert
Irons Malone
Total—4

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Hoyt
Total—1

ABSENT

Mr. President Lambert
Total—2

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

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.

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

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

NAYS

Hoyt
Total—1

ABSENT

Mr. President Fields, W Marionneaux
Fields, C Lambert
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. 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.

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

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.

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**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Irons	Lambert
Total—3		

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.

**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.

**Floor Amendments Sent Up**

Senator Hollis sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hollis to Engrossed House Bill No. 1281 by Representative Clarkson

AMENDMENT NO. 1

On page 1, delete lines 8 through 16 and insert the following:

"§1447 Referral Fees; Interference with Brokerage Relationships  
A. (1) It is unlawful for any person, including but not limited to a relocation company, to directly or indirectly, solicit or request a referral fee or similar payment for the referral of a buyer or seller unless the person seeking the referral fee has reasonable cause. Reasonable cause shall not exist unless:

(a) The person seeking the referral fee introduced the client to the licensee or registrant from whom the referral fee is being sought;

(b) The person seeking the referral fee has a written contractual relationship with the licensee or registrant for a referral fee or similar payment; and

(c) The licensee or registrant has received the client referral prior to the client contracting to buy or list real estate with the licensee or registrant."

AMENDMENT NO. 2

On page 2, delete lines 10 through 14 and insert the following:

"B. It is unlawful to interfere with a real estate brokerage relationship. The demand for a referral fee from a licensee or registrant when reasonable cause for payment does not exist constitutes interference with a real estate brokerage relationship. A threat by a third party to reduce, withhold or eliminate any relocation benefits in order to generate a referral fee from a licensee or registrant when reasonable cause for payment does not exist also constitutes interference with a real estate brokerage relationship. Notwithstanding the foregoing, communications between an employer or its representative and an employee concerning relocation policies and benefits shall not constitute interference with a real estate brokerage relationship."

AMENDMENT NO. 3

In Senate Committee Amendment No.4 proposed by the Senate Commerce and Consumer Protection Committee and adopted by the Senate on May 10, 2001 on page 1, line 12, after "services," insert the following: "Such mediation services shall include, but shall not be limited to, mediation through real estate entities who specifically offer programs for resolving complaints involving real estate referral fees."

On motion of Senator Hollis, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Dardenne sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hollis to Engrossed House Bill No. 1281 by Representative Clarkson

AMENDMENT NO. 1

On page 1, delete lines 8 through 16 and insert the following:

"§1447 Referral Fees; Interference with Brokerage Relationships  
A. (1) It is unlawful for any person, including but not limited to a relocation company, to directly or indirectly, solicit or request a referral fee or similar payment for the referral of a buyer or seller unless the person seeking the referral fee has reasonable cause. Reasonable cause shall not exist unless:

(a) The person seeking the referral fee introduced the client to the licensee or registrant from whom the referral fee is being sought; or

(b) The person seeking the referral fee has a written contractual relationship with the licensee or registrant for a referral fee or similar payment; and

(c) The licensee or registrant has received the client referral prior to the client contracting to buy or list real estate with the licensee or registrant.

**AMENDMENT NO. 2**

On page 2, delete lines 10 through 14 and insert the following:

"B. It is unlawful to interfere with a real estate brokerage relationship. The demand for a referral fee from a licensee or registrant when reasonable cause for payment does not exist constitutes interference with a real estate brokerage relationship. A threat by a third party to reduce, withhold or eliminate any relocation benefits in order to generate a referral fee from a licensee or registrant when reasonable cause for payment does not exist also constitutes interference with a real estate brokerage relationship. Notwithstanding the foregoing, communications between an employer or its representative and an employee concerning relocation policies and benefits shall not constitute interference with a real estate brokerage relationship."

**AMENDMENT NO. 3**

In Senate Committee Amendment No.4 proposed by the Senate Commerce and Consumer Protection Committee and adopted by the Senate on May 10, 2001 on page 1, line 12, after "services." insert the following:

"Such mediation services shall include, but shall not be limited to, mediation through real estate entities who specifically offer programs for resolving complaints involving real estate referral fees."

Senator Dardenne moved adoption of the amendments.

Senator Hollis objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bean	Dardenne	Johnson
Boissiere	Dean	Marionneau
Cain	Dupre	
Campbell	Gautreaux	
Total—10		

**NAYS**

Bajoie	Heitmeier	Mount
Barham	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Jones, B	Smith
Ellington	Lentini	Tarver
Fields, C	Malone	Theunissen
Fields, W	McPherson	Thomas
Fontenot	Michot	Ullo
Total—24		

**ABSENT**

Mr. President	Irons	Lambert
---------------	-------	---------

Hines	Jones, C
Total—5	

The Chair declared the amendments were rejected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Lambert
Total—2	

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

**Mr. President in the Chair**

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fields, C	Marionneau
Bajoie	Fields, W	McPherson



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

NAYS

Total—0

ABSENT

Jones, B	Lambert
Total—2	

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Lambert

Total—1

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

**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.

**Floor Amendments Sent Up**

Senator Hollis sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hollis to Engrossed House Bill No. 1479 by Representative Donelon

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Insurance and adopted by the Senate on May 10, 2001.

On motion of Senator Hollis, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President

Irons

Lambert

Total—3

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

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

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

**Called from the Calendar**

Senator Lentini asked that House Bill No. 274 be called from the Calendar at this time for its final passage.

**HOUSE BILL NO. 274—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 13:46(B) and 47, relative to reports of the Judicial Compensation Commission; to authorize the legislature to adopt a concurrent resolution recommending judicial salaries at regular sessions convening in an odd-numbered year and at extraordinary sessions of the legislature; to clarify the effective date of the salaries recommended in the report; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Dardenne sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 274 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 2, delete "46(B) and"

AMENDMENT NO. 2

On page 1, line 3, delete "to adopt a"

AMENDMENT NO. 3

On page 1, line 4, delete "concurrent resolution recommending" and insert in lieu thereof "to enact legislation increasing"

AMENDMENT NO. 4

On page 1, line 9, change "13:46(B) and 47 are" to "47 is"

AMENDMENT NO. 5

On page 1, delete lines 11 through 19 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 14 and insert the following:

"§47. Legislative approval of commission report authority for judicial salaries

Any increase in salaries may be enacted by the legislature only after submission of the aforesaid report and must be approved by a"

AMENDMENT NO. 7

On page 2, at the end of line 15, delete "in"

AMENDMENT NO. 8

On page 2, delete lines 16 through 21 in their entirety and insert in lieu thereof "whether in an odd-numbered or even-numbered year, or at any extraordinary session if included within the objects of that session."

AMENDMENT NO. 9

On page 2, between lines 21 and 22, insert the following:

"Section 2. Nothing in this Act shall affect any increases in judicial salaries pursuant to House Concurrent Resolution No. 30 of the 2001 Regular Session of the legislature, and any such increases shall take effect as provided in such resolution."

AMENDMENT NO. 10

On page 2, line 22, change "Section 2" to "Section 3"

On motion of Senator Dardenne, the amendments were adopted.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 274 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S." delete "13:46(B) and 47" and insert "13:42, 46(B) and 47"

AMENDMENT NO. 2

On page 1, line 9, after "Section 1." delete "R.S. 13:46(B) and 47" and insert "R.S. 13:42, 46(B) and 47"

AMENDMENT NO. 3

On page 1, between lines 10 and 11, insert the following:

"§42. Judicial Compensation Commission; creation; membership

**A.** There is hereby created a commission known as the "Judicial Compensation Commission", hereinafter referred to as the "commission". The commission shall consist of ~~ten~~ **fifteen** members, subject to Senate confirmation: one shall be appointed by the governor; ~~two~~ **four** by the president of the Senate; ~~two~~ **four** by the speaker of the House of Representatives; ~~one~~ **two** by the chief justice of the Louisiana Supreme Court; one by the Conference of the Courts of Appeal; one by the Louisiana District Judges Association; one by the Louisiana City Judges Association; and one by the Louisiana State Bar Association.

**B. Two of the members appointed by the president of the Senate, two of the members appointed by the speaker of the House of Representatives, and one of the members appointed by the chief justice of the Louisiana Supreme Court shall be**

representative of the general public, and shall not be attorneys nor members of the legislature."

On motion of Senator Dardenne, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

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

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

**Called from the Calendar**

Senator Dupre asked that House Bill No. 351 be called from the Calendar at this time for its final passage.

**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.

**Floor Amendments Sent Up**

Senator Dupre sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dupre to Engrossed House Bill No. 351 by Representative Pitre

AMENDMENT NO. 1

On page 2, line 6, after "shall" delete "not"

AMENDMENT NO. 2

On page 2, line 7, after "Title," change "but" to "and"

On motion of Senator Dupre, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS		
Mr. President	Fields, C	Malone
Bajoie	Fields, W	Marionneaux
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Jones, C	Ullo
Ellington	Lentini	
Total—38		
NAYS		
Total—0		
ABSENT		
Lambert		
Total—1		

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

**Called from the Calendar**

Senator Schedler asked that House Bill No. 225 be called from the Calendar at this time for its final passage.

May 15, 2001

HOUSE BILL NO. 225—  
BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 15:254.7, relative to law enforcement officers subpoenaed to testify in the City Court of Slidell; to require the clerk of the City Court of Slidell to pay witness fees when off-duty law enforcement officers are subpoenaed to testify; to provide for certification requirements; to provide for maximum allowable fees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Irons  
Total—1

ABSENT

Hollis  
Total—3

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

Rules Suspended

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

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

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

Called from the Calendar

Senator Schedler asked that Senate Bill No. 512 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 512—  
BY SENATOR SCHEDLER  
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Jones, C
Bajoie	Fontenot	Lentini
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hollis	Schedler
Chaisson	Hoyt	Tarver
Cravins	Irons	Theunissen
Dardenne	Johnson	
Total—23		

NAYS

Barham	Jones, B	Smith
Campbell	Malone	Thomas
Dean	Marionneaux	Ullo
Fields, C	McPherson	
Fields, W	Romero	
Total—13		

ABSENT

Ellington  
Total—3

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

Rules Suspended

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

Messages from the Governor

The following messages from the Governor were received and read as follows:

STATE OF LOUISIANA  
Office of the Governor  
Baton Rouge

May 15, 2001

To the Honorable President and members of the Senate:

Please be advised that the following individuals have been commissioned as Notaries Public for the parishes indicated through May 15, 2001. In compliance with Article IV, Section 5 (H)(3) of the Louisiana Constitution of 1974, I do hereby present them for your review.

Sincerely,  
M. J. "MIKE" FOSTER, JR.

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**ST JOHN THE BAPTIST**

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Carol Denise Hayes

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May 15, 2001

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116 West Bellevue St.  
Opelousas, La 70570

**ST MARTIN**

Sheri T. Delahoussaye  
1040 Louis Drive  
St. Martinville, La 70582

**ST TAMMANY**

Vicki H. Conners  
59439 Donya St.  
Slidell, La 70460

John Michael Dubreuil  
201 St. Chales Ave., Ste. 3300  
New Orleans, La 70170

Kristine Gorrondona  
1903 Garon Drive  
Mandeville, La 70448

**VERMILION**

Heather Hardin  
3627 Hwy 338  
Abbeville, La 70510

**VERNON**

Carmen Alexander  
147 Curtis Road  
Hornbeck, La 71439

**WEBSTER**

Marcus Ray Patillo  
1100 Fulton  
Minden, La 71055

Lynna Rea Winkler  
P. O. Box 646  
Springhill, La 71075

**Messages from the House**

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

May 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1272 by Representative Pierre, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Pierre, Jack Smith and Townsend.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

May 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 627 by Senator Michot:

Representatives Pinac, Gary Smith and Doerge.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

May 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 4 by Senator Hines:

Representatives Bruneau, Lancaster and DeWitt.

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

**Message from the House**

**PASSED SENATE BILLS AND JOINT RESOLUTIONS**

May 15, 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. 248—**

BY SENATOR DUPRE AND REPRESENTATIVE DOWNER  
AN ACT

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

Reported without amendments.

**SENATE BILL NO. 250—**

BY SENATOR DUPRE AND REPRESENTATIVE DOWNER

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 253—**

BY SENATOR DUPRE

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 647—**

BY SENATOR DUPRE

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 674—**

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

AN ACT

To enact R.S. 47:1542.2, relative to authorizing the secretary of the Department of Revenue to request records in machine-sensible format; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 688—**

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 9:1589(B), relative to public administrators; to eliminate the obligation of the state to pay the compensation to public administrators of certain parishes; to eliminate the authority of such administrators to employ clerks; to eliminate the allocation of funds for operational expenses of the office; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 995—**

BY SENATORS DUPRE AND GAUTREUX AND REPRESENTATIVE DOWNER

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 269—**

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:497(A)(2), relative to the saltwater shrimp seasons; to provide for spring brown shrimp seasons in certain inshore waters; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 279—**

BY SENATOR DARDENNE

AN ACT

To enact R.S. 49:994(D)(4), relative to the powers of administrative law judges; to authorize adjudications, conferences and administering of oaths by electronic means; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 340—**

BY SENATOR DUPRE

AN ACT

To authorize the state through the Department of Wildlife and Fisheries to transfer certain tracts of land situated in Terrebonne Parish to Fire Protection District No. 6 of Terrebonne Parish; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 352—**

BY SENATOR MCPHERSON AND ELLINGTON

AN ACT

To direct and empower the office of state lands to transfer title to certain described property located in Catahoula Parish to the Department of Wildlife and Fisheries; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 362—**

BY SENATORS DUPRE AND GAUTREUX

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 416—**

BY SENATOR MCPHERSON

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 439—**

BY SENATORS DARDENNE AND W. FIELDS

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 708—**

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 15:85(3)(a)(iv), relative to procedures for forfeiture of bail bonds; to provide release of the bond obligation for the commercial surety of such bond if power of attorney number is not included on a forfeiture notice; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 1024—**

BY SENATOR DUPRE

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 28—**

BY SENATOR LENTINI

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 421—**

BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 2:602(A), relative to local airport authorities; to provide for the membership of the Iberia Parish Airport Authority; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 659—**

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

AN ACT

To amend R.S. 47:1580(C), relative to taxes; to provide for the interruption of prescription for failure to file a return; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 419—**

BY SENATOR SCHEDLER

AN ACT

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

Reported with amendments.

**SENATE BILL NO. 254—**

BY SENATOR B. JONES

AN ACT

To amend and reenact R.S. 9:1783(A)(2), relative to trustees; to provide that a bank or trust company authorized to exercise fiduciary powers may serve as a trustee of a trust; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 497—**

BY SENATORS ELLINGTON, HAINKEL AND SCHEDLER

AN ACT

To amend and reenact R.S. 9:5628, relative to actions for medical malpractice; to provide for application of a one-year prescriptive period to claims against nursing homes; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 668—**

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

AN ACT

To amend and reenact R.S. 47:1541 and R.S. 47:1562(B), relative to audits and assessments; to authorize the secretary of the Department of Revenue to use auditing methods which use sampling for the purpose of projecting audit findings when the taxpayer and the secretary agree to this method of audit; and to provide for related matters.



Reported with amendments.

**SENATE BILL NO. 669—**

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

AN ACT

To enact R.S. 47:1574.1, relative to taxes; to provide for a cease and desist of business action for the secretary of the Department of Revenue for failure to pay certain taxes and related amounts; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 763—**

BY SENATORS ELLINGTON, HAINKEL AND SCHEDLER

AN ACT

To amend and reenact the introductory paragraph of R.S. 13:3715.3(A), to amend and reenact R.S. 13:3715.3(A)(2), and to enact R.S. 13:3715.3(G)(4)(e), relative to peer review committees; to make government surveys inadmissible as evidence in civil trials against nursing facilities; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 19—**

BY SENATOR THEUNISSEN AND REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 2:902(C), relative to funds; to provide for grants from the General Aviation and Reliever Airport Maintenance Grant Program; to increase the maximum annual grant amount an airport can receive under certain conditions; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 675—**

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

AN ACT

To amend and reenact R.S. 47:116(A) and 118(A) and (D) and R.S. 47:120.1(A), the introductory paragraph of R.S. 47:120.1 (D), and R.S. 47:120.1(G)(1), relative to income tax; to change the requirement that a declaration of estimated individual income tax be filed and paid; to provide for failure of corporations to pay estimated income taxes; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 366—**

BY SENATOR MCPHERSON

AN ACT

To authorize and empower the secretary of the Department of Transportation and Development to transfer title to certain described parcels of land between the diversion canal and Interstate 49, in the parishes of Rapides, Evangeline, Avoyelles and St. Landry to the Department of Wildlife and Fisheries; to provide for execution of documents; to provide for property use restrictions; to provide for cooperative endeavor agreements with landowners; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 713—**

BY SENATORS ELLINGTON, HAINKEL AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:1299.41(A)(1) and (8), relative to medical malpractice claims; to include "nursing home" as part of the definition of "health care provider"; to include claims for negligent training or supervision of staff within the definition of "malpractice"; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 760—**

BY SENATOR MICHOT

AN ACT

To authorize and provide for the state, through the division of administration, to transfer certain tracts of land situated in Lafayette Parish to Our Lady of Lourdes Regional Medical Center; to provide for preparation of documents; to provide certain terms and conditions; to provide for effective date; and to provide for related matters.

Reported with amendments.

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

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

May 15, 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. 114—**

BY SENATOR SMITH AND REPRESENTATIVE TOWNSEND

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.

Reported without amendments.

**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.

Reported without amendments.

May 15, 2001

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.

Reported without amendments.

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

Introduction of Resolutions, Senate and Concurrent

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

SENATE RESOLUTION NO. 27—

BY SENATOR C. JONES

A RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Mrs. Nancy T. Johnson.

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

SENATE CONCURRENT RESOLUTION NO. 119—

BY SENATOR ULLO

A CONCURRENT RESOLUTION

To urge and request the commissioner of administration to examine alternative methods of providing electrical power at reduced prices to state entities located in the Capitol Complex.

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

SENATE CONCURRENT RESOLUTION NO. 120—

BY SENATOR C. JONES

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Mrs. Nancy T. Johnson.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Dupre, Fields, C, Gautreaux, Heitmeier, Hines, Hollis, Malone, Marionneaux, McPherson, Michot, Mount, Romero

Campbell, Chaisson, Cravins, Dardenne, Dean

Total—33

Hoyt, Johnson, Jones, B, Jones, C, Lentini

NAYS

Total—0

ABSENT

Ellington, Fields, W, Total—6

Fontenot, Irons

Lambert, Tarver

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

SENATE CONCURRENT RESOLUTION NO. 121—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To establish a special committee to study the merits of and need for tenure as a benefit for public elementary and secondary classroom teachers and other public school employees and to make any recommendations to the Senate and House committees on education.

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

SENATE CONCURRENT RESOLUTION NO. 122—

BY SENATOR C. FIELDS

A CONCURRENT RESOLUTION

To commend and salute the Patient Relations Section of the Health Care Services Division and the individual patient representatives whose work has made the section a success.

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

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

NAYS

Total—0

ABSENT

Fontenot

Lambert

Irons

Tarver

Total—4

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

SENATE CONCURRENT RESOLUTION NO. 123—

BY SENATOR C. FIELDS

A CONCURRENT RESOLUTION

To direct the governing authorities of public high schools to allow students who have completed the required minimum units of credit for graduation and all other graduation requirements as mandated by the State Board of Elementary and Secondary Education, but have failed to pass the high school graduation exit exam, to participate in all senior graduation activities and ceremonies occurring in the Spring of 2001, except actual receipt of a diploma.

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

SENATE CONCURRENT RESOLUTION NO. 124—

BY SENATOR JOHNSON

A CONCURRENT RESOLUTION

To establish a special committee to study the costs of the criminal justice system and the feasibility of the requirement that the state fund the costs of expenses related to prisoners incarcerated relative to violations of state law.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie
Barham
Bean
Boissiere
Cain
Campbell
Chaisson
Cravins
Dardenne
Dean
Dupre
Ellington
Total—34

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

Marionneaux
McPherson
Michot
Mount
Romero
Schedler
Smith
Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Mr. President

Irons

Tarver

Fontenot

Lambert

Total—5

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 15, 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. 1855—

BY REPRESENTATIVE RICHMOND

AN ACT

To enact Part VII-B of Chapter 1 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:398.10, relative to motor vehicle traffic citations; to provide that law enforcement agencies record and retain certain information relative to traffic offenses; to require the secretary of the Department of Public Safety and Corrections to collect statistical information relative to traffic citations; to require local law enforcement agencies to report statistical information quarterly; to provide for inapplicability; to provide requirements for an informational video; and to provide for related matters.

HOUSE BILL NO. 1913—

BY REPRESENTATIVES STRAIN, BAUDOIN, BRUCE, R. CARTER, CAZAYOUX, DEVILLIER, DURAND, FRITH, FRUGE, HILL, ILES, KENNEY, LAFLEUR, MORRISH, NEVERS, JACK SMITH, AND THOMPSON

AN ACT

To amend and reenact R.S. 3:2097, relative to diseases of animals and unsanitary animal products; to provide definitions; to provide for the unlawful transport of certain diseased animals and adulterated meat; to provide for civil penalties; to provide for criminal penalties; and to provide for related matters.

HOUSE BILL NO. 1966—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To repeal R.S. 33:4574.1-A(A)(6)(g), relative to the authority of tourist commissions to levy a hotel occupancy tax on overnight camping facilities; to repeal the provision prohibiting the levy of the tax on such facilities under certain conditions; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 2020—**

BY REPRESENTATIVES MORRELL AND MURRAY  
AN ACT

To enact Chapter 8-B of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1241 through 1250, relative to the establishment and management of regional or local area juvenile justice information sharing policy boards by units of state and local government, in cooperation with private service providers; to authorize general and specific agreements; to provide for the powers and duties of said boards; and to provide for related matters.

**HOUSE BILL NO. 2055 (Substitute for House Bill No. 380 by Representative Martiny)—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact Code of Criminal Procedure Article 228.2, relative to the unclaimed property of prisoners; to provide for the disposal of unclaimed property of prisoners by sheriffs; to provide for a definition of "unclaimed property"; and to provide for related matters.

**HOUSE BILL NO. 2059— (Substitute for House Bill No. 1915 by Representatives Daniel, Crane, and Hebert)**

BY REPRESENTATIVES DANIEL, CRANE, AND HEBERT  
AN ACT

To amend and reenact R.S. 17:3351(A)(introductory paragraph) and to enact R.S. 17:3351(A)(5)(b)(vi), relative to tuition and mandatory attendance fee amounts at Louisiana public colleges and universities; to authorize the public postsecondary education management boards to establish proportional tuition and mandatory attendance fee amounts applicable to part-time students and to students enrolled for summer and intersession terms; to provide guidelines and limitations; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 692—**

BY REPRESENTATIVE BRUCE  
AN ACT

To enact R.S. 33:9058.3 and 9101.1, relative to certain revenues of certain parishwide districts in DeSoto Parish; to prohibit diversion of such revenues; and to provide for related matters.

**HOUSE BILL NO. 568—**

BY REPRESENTATIVE KENNARD  
AN ACT

To amend and reenact R.S. 11:1651(B)(2)(b), relative to the District Attorneys' Retirement System; to provide with respect to the board of trustees, including but not limited to the terms and qualifications for serving as a member of the board; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 590—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:701(33)(a), relative to the Teachers' Retirement System, but only applicable to the employees of the Louisiana High School Athletic Association and the employees of the Louisiana Association of Educators; to provide with respect to definitions; to provide with respect to membership in the system and the criteria used for determining eligibility for

such membership; to provide regarding the withdrawal of membership from the system and the refund of contributions based on such withdrawal; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 591—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:446(A)(2), relative to the Louisiana State Employees' Retirement System; to provide with respect to benefits, including but not limited to the creation of an option for designating a beneficiary or beneficiaries for receipt of benefits upon the death of the member; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 777—**

BY REPRESENTATIVE TRICHE  
AN ACT

To enact R.S. 11:175, relative to all Louisiana public retirement systems; to provide with respect to membership, salary, contributions, and participating employers; to provide regarding the release of information upon request; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 953—**

BY REPRESENTATIVE GUILLORY  
AN ACT

To amend and reenact R.S. 23:1628, relative to unemployment compensation; to change all references to "tribunal" to "referee" and to provide that the secretary of the Department of Labor shall appoint unemployment compensation appeals referees; and to provide for related matters.

**HOUSE BILL NO. 1108—**

BY REPRESENTATIVE MCMAINS  
AN ACT

To amend and reenact R.S. 13:712(B) and 715(B), relative to commissioners of the Nineteenth Judicial District Court and the Fifteenth Judicial District Court; to provide for the salaries of commissioners who are paid by the state; and to provide for related matters.

**HOUSE BILL NO. 1211—**

BY REPRESENTATIVES PRATT, LANDRIEU, AND K. CARTER  
AN ACT

To amend and reenact R.S. 25:745(A)(3) and 767(B), relative to historic preservation districts and landmark commissions in the Garden District area of New Orleans; to provide an exception from certain exemptions to the application of laws relative to such districts and commissions in the Garden District area of New Orleans; and to provide for related matters.

**HOUSE BILL NO. 1302—**

BY REPRESENTATIVE PITRE  
AN ACT

To enact R.S. 33:221.2, relative to taxation by local governmental subdivisions; to authorize taxation by parochial subdivisions within territory annexed by such subdivisions under certain circumstances; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1307—**

BY REPRESENTATIVE GUILLORY

## AN ACT

To enact R.S. 33:4720.15.1, relative to the sale of adjudicated property; to authorize the governing authority of Calcasieu Parish to sell, without notification to political subdivisions created by the parish, abandoned property that has been adjudicated to the parish; to provide for cancellation of certain tax liens, assessments, or other charges; and to provide for related matters.

**HOUSE BILL NO. 1385—**

BY REPRESENTATIVE RIDDLE

## AN ACT

To amend and reenact R.S. 23:1203(D), relative to workers' compensation; to provide payment for vocational rehabilitation expenses; and to provide for related matters.

**HOUSE BILL NO. 1395—**

BY REPRESENTATIVE SCHNEIDER

## AN ACT

To amend and reenact R.S. 11:502, 502.2(A)(1)(introductory paragraph) and (B)(1), 502.4, and Subsection 2(B) of Act No. 1320 of the 1999 Regular Session of the Legislature, and to enact R.S. 11:502.2(A)(1)(c), relative to the Louisiana State Employees' Retirement System; to provide with respect to the Optional Retirement Plan, including but not limited to membership and those classes of employees that are eligible for such membership; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 1396—**

BY REPRESENTATIVE SCHNEIDER

## AN ACT

To amend and reenact R.S. 11:416, relative to the Louisiana State Employees' Retirement System; to provide with respect to the reemployment of retirees, including but not limited to the benefits payable to such retirees, the deletion of certain earnings limitations, and the reporting requirements that apply upon reemployment; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 1290—**

BY REPRESENTATIVES SWILLING AND MORRELL

## AN ACT

To enact R.S. 33:2826, relative to the parish of Orleans and the city of New Orleans; to establish the New Orleans East/Lake Forest Shopping Center Economically Disadvantaged Enterprise Zone; to specify the boundaries of the zone; to authorize the city of New Orleans to grant tax exemptions; and to provide for related matters.

**HOUSE BILL NO. 1497—**

BY REPRESENTATIVES PINAC, FRITH, AND THOMPSON

## AN ACT

To amend and reenact R.S. 3:3370(A), relative to standard contracts for termite protection; to provide for the form of the contract; to provide for the transfer of such contracts; and to provide for related matters.

**HOUSE BILL NO. 1849—**

BY REPRESENTATIVES STRAIN AND BRUNEAU

## AN ACT

To enact R.S. 18:1461(A)(23), relative to election offenses; to prohibit the release or broadcast to the general public of exit polling data or conclusions based thereon prior to the polls closing on election day; and to provide for related matters.

**HOUSE BILL NO. 569—**

BY REPRESENTATIVE MCCALLUM

## AN ACT

To enact R.S. 56:647.1, relative to hunting and fishing licenses; to provide for the definition of a member of the outdoor press; to establish the special outdoor press license; to provide for fees; to provide for the authority to promulgate rules and regulations; and to provide for related matters.

**HOUSE BILL NO. 767—**

BY REPRESENTATIVE MARTINY

## AN ACT

To amend and reenact Code of Civil Procedure Article 197 and R.S. 15:706(D), relative to testimony given by inmates who are parties or witnesses in criminal or civil proceedings; to provide for alternative methods of allowing inmate parties or witnesses to participate in judicial proceedings of a criminal or civil nature; to provide for the transportation of prisoners by sheriffs for participation in judicial proceedings; to clarify existing law on the subject; and to provide for related matters.

**HOUSE BILL NO. 1563—**

BY REPRESENTATIVE MARTINY

## AN ACT

To amend and reenact R.S. 4:702(C)(1), 704(D), 707(C)(4) and (5), (D)(1)(a), (2), (3), and (4), 710(A), 715(B), 720(B), 721(B)(4), 724(B)(2), 726(A)(1) and (D), and 735(B)(7), and to enact R.S. 4:708(A)(9) and 718(H), and to repeal R.S. 4:720(C), 728, 732(F) and (G), and 733(J), relative to charitable gaming; to provide with respect to commercial lessors; to correct internal citations; to provide criteria for the issuance of special licenses; to provide with respect to personnel conducting charitable gaming; to provide for the revocation, suspension, or condition of any charitable gaming license; to provide for the maximum payout on electronic video bingo games; to repeal duplicative language; to repeal provision of law allowing only one parent-teacher association or booster club for each school; to repeal provision of law prohibiting any licensed charitable organization operating more than fifteen electronic pull-tab devices from offering pull-tabs; to repeal provision regarding the use of monies derived from enforcement of bingo regulations in Livingston Parish; to repeal provision requiring mega jackpot progressive bingo and progressive blackout bingo be mutually exclusive; to repeal population limitations for networking or linking progressive mega jackpot bingo games; and to provide for related matters.

**HOUSE BILL NO. 1724—**

BY REPRESENTATIVES HUNTER AND CLARKSON

## AN ACT

To enact R.S. 22:215.22, relative to health insurance coverage; to require managed care organizations to provide for standing referrals and continuity of care; and to provide for related matters.

May 15, 2001

**HOUSE BILL NO. 1828—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 37:1262(1), relative to the practice of medicine, surgery, or midwifery; to exclude, under certain conditions, the selection, delivery, or administration of anesthesia from the definition of "the practice of medicine, surgery, or midwifery"; and to provide for related matters.

**HOUSE BILL NO. 1907—**

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 22:215.18(H) and to enact R.S. 22:215.18(A)(7) and (I), 250.31(7), and 250.34(C), relative to health insurance claims; to provide with respect to payment of claims submitted by rural hospitals; and to provide for related matters.

**HOUSE BILL NO. 1911—**

BY REPRESENTATIVE FLAVIN

AN ACT

To enact R.S. 22:1401(K) and to amend and reenact R.S. 22:1416, relative to the Insurance Rating Commission; to provide for powers and duties; to provide for rate filings; to provide for testimony; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 1935—**

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:1491.6(D)(1) and to enact R.S. 18:1491.6(I), relative to reporting pursuant to the Campaign Finance Disclosure Act; to provide with regard to the reports required by the Campaign Finance Disclosure Act; and to provide for related matters.

**HOUSE BILL NO. 1975—**

BY REPRESENTATIVES SNEED AND LANCASTER

AN ACT

To amend and reenact R.S. 49:968(C)(1), relative to the Administrative Procedure Act; to require that the copy of a rule as it is proposed for adoption, amendment, or repeal provided to the appropriate legislative oversight committee be in a certain form; and to provide for related matters.

**HOUSE BILL NO. 1976—**

BY REPRESENTATIVES GARY SMITH AND FAUCHEUX

AN ACT

To amend and reenact R.S. 22:1401(E) and (F), 1406(A), (B), and (C), 1407(A)(1), (D), (G), (K), and (L), 1408(A), (C), and (D), 1409(A), (B), (D), and (G)(2), 1410, 1411, 1413(B), (C), and (D), 1414(B), 1415, 1418, 1419(B), and 1422 and to repeal R.S. 22:1401(G) and (H), 1406(D)(7), and 1407(J), relative to the Louisiana Insurance Rating Commission; to create the property and casualty division of the Department of Insurance; to provide for the respective functions and duties of the commission and the division; to delete obsolete references and provisions; and to provide for related matters.

**HOUSE BILL NO. 2006—**

BY REPRESENTATIVE BAYLOR

AN ACT

To enact R.S. 40:1300.134(C) and (D), relative to FQHC reimbursement; to provide for payment methodologies; to provide for applicable dates; and to provide for related matters.

**HOUSE BILL NO. 2007—**

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 17:3351(A)(introductory paragraph) and to enact R.S. 17:3351(A)(5)(b)(vi), relative to the powers, duties, and responsibilities of public postsecondary education management boards; to authorize the public postsecondary education management boards to establish and adjust tuition and mandatory attendance fee amounts applicable to students who are Louisiana residents; to provide limitations; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 2053 (Substitute for House Bill 1009 by Representative Pinac)—**

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 32:385.1, relative to motor vehicles; to provide relative to width limitations for certain recreational vehicles; to provide for certain exemptions from such width limitations; and to provide for related matters.

**HOUSE BILL NO. 2054 (Substitute for House Bill No. 1130 by Representative Pinac)—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:1254(N)(6)(o), (r), and (t)(ii), 1254.1, and 1256.1, relative to motor vehicle dealers; to provide relative to violations; to provide relative to warranty work claims; to provide for failure of manufacturers to deliver certain motor vehicles; to provide relative to facilities requirements; to provide relative to audits of dealer records by manufacturers; to provide for venue and choice of law; and to provide for related matters.

**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.

**HOUSE BILL NO. 232—**

BY REPRESENTATIVE MCCALLUM

AN ACT

To enact R.S. 13:4521(A)(5), relative to the exemption of political subdivisions from the payment of court costs; to define the entities entitled to the exemption; and to provide for related matters.

**HOUSE BILL NO. 564—**

BY REPRESENTATIVES GALLOT AND MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:1732(12), relative to the Municipal Employees' Retirement System, but limited in application to the cities of Bossier City and Ruston; to provide with respect to definitions; to provide regarding the sources of compensation that are included in earnings for purposes of determining contributions and calculating retirement benefits; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 1955—**

BY REPRESENTATIVES ALARIO, KENNEY, POWELL, AND SALTER  
AN ACT

To enact R.S. 17:158.7 and R.S. 42:1123(28), relative to the lease of school buses; to authorize city, parish, and other local public school boards to lease school buses from school bus operators under certain circumstances; to provide an exception to the Code of Governmental Ethics for such leases; to provide for an effective date; and to provide for related matters.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**House Bills and Joint Resolutions**

Senator Bean 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. 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.

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

**HOUSE BILL NO. 232—**

BY REPRESENTATIVE MCCALLUM  
AN ACT

To enact R.S. 13:4521(A)(5), relative to the exemption of political subdivisions from the payment of court costs; to define the entities entitled to the exemption; 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. 564—**

BY REPRESENTATIVES GALLOT AND MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:1732(12), relative to the Municipal Employees' Retirement System, but limited in application to the cities of Bossier City and Ruston; to provide with respect to

definitions; to provide regarding the sources of compensation that are included in earnings for purposes of determining contributions and calculating retirement benefits; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 568—**

BY REPRESENTATIVE KENNARD  
AN ACT

To amend and reenact R.S. 11:1651(B)(2)(b), relative to the District Attorneys' Retirement System; to provide with respect to the board of trustees, including but not limited to the terms and qualifications for serving as a member of the board; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 569—**

BY REPRESENTATIVE MCCALLUM  
AN ACT

To enact R.S. 56:647.1, relative to hunting and fishing licenses; to provide for the definition of a member of the outdoor press; to establish the special outdoor press license; to provide for fees; to provide for the authority to promulgate 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 Natural Resources.

**HOUSE BILL NO. 590—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:701(33)(a), relative to the Teachers' Retirement System, but only applicable to the employees of the Louisiana High School Athletic Association and the employees of the Louisiana Association of Educators; to provide with respect to definitions; to provide with respect to membership in the system and the criteria used for determining eligibility for such membership; to provide regarding the withdrawal of membership from the system and the refund of contributions based on such withdrawal; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 591—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:446(A)(2), relative to the Louisiana State Employees' Retirement System; to provide with respect to benefits, including but not limited to the creation of an option for designating a beneficiary or beneficiaries for receipt of benefits upon the death of the member; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 692—**

BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 33:9058.3 and 9101.1, relative to certain revenues of certain parishwide districts in DeSoto Parish; to prohibit diversion of such revenues; and to provide for related matters.

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

**HOUSE BILL NO. 767—**

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact Code of Civil Procedure Article 197 and R.S. 15:706(D), relative to testimony given by inmates who are parties or witnesses in criminal or civil proceedings; to provide for alternative methods of allowing inmate parties or witnesses to participate in judicial proceedings of a criminal or civil nature; to provide for the transportation of prisoners by sheriffs for participation in judicial proceedings; to clarify existing law on the subject; 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. 777—**

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 11:175, relative to all Louisiana public retirement systems; to provide with respect to membership, salary, contributions, and participating employers; to provide regarding the release of information upon request; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 953—**

BY REPRESENTATIVE GUILLORY

AN ACT

To amend and reenact R.S. 23:1628, relative to unemployment compensation; to change all references to "tribunal" to "referee" and to provide that the secretary of the Department of Labor shall appoint unemployment compensation appeals referees; and to provide for related matters.

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

**HOUSE BILL NO. 1108—**

BY REPRESENTATIVE MCMAINS

AN ACT

To amend and reenact R.S. 13:712(B) and 715(B), relative to commissioners of the Nineteenth Judicial District Court and the Fifteenth Judicial District Court; to provide for the salaries of commissioners who are paid by the state; and to provide for related matters.

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

**HOUSE BILL NO. 1211—**

BY REPRESENTATIVES PRATT, LANDRIEU, AND K. CARTER

AN ACT

To amend and reenact R.S. 25:745(A)(3) and 767(B), relative to historic preservation districts and landmark commissions in the Garden District area of New Orleans; to provide an exception from certain exemptions to the application of laws relative to such districts and commissions in the Garden District area of New Orleans; and to provide for related matters.

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

**HOUSE BILL NO. 1290—**

BY REPRESENTATIVES SWILLING AND MORRELL

AN ACT

To enact R.S. 33:2826, relative to the parish of Orleans and the city of New Orleans; to establish the New Orleans East/Lake Forest Shopping Center Economically Disadvantaged Enterprise Zone; to specify the boundaries of the zone; to authorize the city of New Orleans to grant 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 Local and Municipal Affairs.

**HOUSE BILL NO. 1302—**

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 33:221.2, relative to taxation by local governmental subdivisions; to authorize taxation by parochial subdivisions within territory annexed by such subdivisions under certain circumstances; 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 Local and Municipal Affairs.

**HOUSE BILL NO. 1307—**

BY REPRESENTATIVE GUILLORY

AN ACT

To enact R.S. 33:4720.15.1, relative to the sale of adjudicated property; to authorize the governing authority of Calcasieu Parish to sell, without notification to political subdivisions created by the parish, abandoned property that has been adjudicated to the parish; to provide for cancellation of certain tax liens, assessments, or other charges; and to provide for related matters.

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

**HOUSE BILL NO. 1385—**

BY REPRESENTATIVE RIDDLE

AN ACT

To amend and reenact R.S. 23:1203(D), relative to workers' compensation; to provide payment for vocational rehabilitation expenses; and to provide for related matters.

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



**HOUSE BILL NO. 1395—**

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:502, 502.2(A)(1)(introductory paragraph) and (B)(1), 502.4, and Subsection 2(B) of Act No. 1320 of the 1999 Regular Session of the Legislature, and to enact R.S. 11:502.2(A)(1)(c), relative to the Louisiana State Employees' Retirement System; to provide with respect to the Optional Retirement Plan, including but not limited to membership and those classes of employees that are eligible for such membership; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 1396—**

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:416, relative to the Louisiana State Employees' Retirement System; to provide with respect to the reemployment of retirees, including but not limited to the benefits payable to such retirees, the deletion of certain earnings limitations, and the reporting requirements that apply upon reemployment; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 1497—**

BY REPRESENTATIVES PINAC, FRITH, AND THOMPSON

AN ACT

To amend and reenact R.S. 3:3370(A), relative to standard contracts for termite protection; to provide for the form of the contract; to provide for the transfer of such contracts; and to provide for related matters.

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

**HOUSE BILL NO. 1563—**

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 4:702(C)(1), 704(D), 707(C)(4) and (5), (D)(1)(a), (2), (3), and (4), 710(A), 715(B), 720(B), 721(B)(4), 724(B)(2), 726(A)(1) and (D), and 735(B)(7), and to enact R.S. 4:708(A)(9) and 718(H), and to repeal R.S. 4:720(C), 728, 732(F) and (G), and 733(J), relative to charitable gaming; to provide with respect to commercial lessors; to correct internal citations; to provide criteria for the issuance of special licenses; to provide with respect to personnel conducting charitable gaming; to provide for the revocation, suspension, or condition of any charitable gaming license; to provide for the maximum payout on electronic video bingo games; to repeal duplicative language; to repeal provision of law allowing only one parent-teacher association or booster club for each school; to repeal provision of law prohibiting any licensed charitable organization operating more than fifteen electronic pull-tab devices from offering pull-tabs; to repeal provision regarding the use of monies derived from enforcement of bingo regulations in

Livingston Parish; to repeal provision requiring mega jackpot progressive bingo and progressive blackout bingo be mutually exclusive; to repeal population limitations for networking or linking progressive mega jackpot bingo games; 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. 1724—**

BY REPRESENTATIVES HUNTER AND CLARKSON

AN ACT

To enact R.S. 22:215.22, relative to health insurance coverage; to require managed care organizations to provide for standing referrals and continuity of care; 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. 1828—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 37:1262(1), relative to the practice of medicine, surgery, or midwifery; to exclude, under certain conditions, the selection, delivery, or administration of anesthesia from the definition of "the practice of medicine, surgery, or midwifery"; 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. 1849—**

BY REPRESENTATIVES STRAIN AND BRUNEAU

AN ACT

To enact R.S. 18:1461(A)(23), relative to election offenses; to prohibit the release or broadcast to the general public of exit polling data or conclusions based thereon prior to the polls closing on election day; 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. 1855—**

BY REPRESENTATIVE RICHMOND

AN ACT

To enact Part VII-B of Chapter 1 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:398.10, relative to motor vehicle traffic citations; to provide that law enforcement agencies record and retain certain information relative to traffic offenses; to require the secretary of the Department of Public Safety and Corrections to collect statistical information relative to traffic citations; to require local law enforcement agencies to report statistical information quarterly; to provide for inapplicability; to provide requirements for an informational video; 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.

May 15, 2001

**HOUSE BILL NO. 1907—**

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 22:215.18(H) and to enact R.S. 22:215.18(A)(7) and (I), 250.31(7), and 250.34(C), relative to health insurance claims; to provide with respect to payment of claims submitted by rural hospitals; 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. 1911—**

BY REPRESENTATIVE FLAVIN

AN ACT

To enact R.S. 22:1401(K) and to amend and reenact R.S. 22:1416, relative to the Insurance Rating Commission; to provide for powers and duties; to provide for rate filings; to provide for testimony; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 1913—**

BY REPRESENTATIVES STRAIN, BAUDOIN, BRUCE, R. CARTER, CAZAYOUX, DEVILLIER, DURAND, FRITH, FRUGE, HILL, ILES, KENNEY, LAFLEUR, MORRISH, NEVERS, JACK SMITH, AND THOMPSON

AN ACT

To amend and reenact R.S. 3:2097, relative to diseases of animals and unsanitary animal products; to provide definitions; to provide for the unlawful transport of certain diseased animals and adulterated meat; to provide for civil penalties; to provide for criminal penalties; and to provide for related matters.

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

**HOUSE BILL NO. 1935—**

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:1491.6(D)(1) and to enact R.S. 18:1491.6(I), relative to reporting pursuant to the Campaign Finance Disclosure Act; to provide with regard to the reports required by the Campaign Finance Disclosure Act; 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. 1955—**

BY REPRESENTATIVES ALARIO, KENNEY, POWELL, AND SALTER

AN ACT

To enact R.S. 17:158.7 and R.S. 42:1123(28), relative to the lease of school buses; to authorize city, parish, and other local public school boards to lease school buses from school bus operators under certain circumstances; to provide an exception to the Code of Governmental Ethics for such leases; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 1966—**

BY REPRESENTATIVE CAZAYOUX

AN ACT

To repeal R.S. 33:4574.1-A(A)(6)(g), relative to the authority of tourist commissions to levy a hotel occupancy tax on overnight camping facilities; to repeal the provision prohibiting the levy of the tax on such facilities under certain conditions; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 1975—**

BY REPRESENTATIVES SNEED AND LANCASTER

AN ACT

To amend and reenact R.S. 49:968(C)(1), relative to the Administrative Procedure Act; to require that the copy of a rule as it is proposed for adoption, amendment, or repeal provided to the appropriate legislative oversight committee be in a certain form; 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. 1976—**

BY REPRESENTATIVES GARY SMITH AND FAUCHEUX

AN ACT

To amend and reenact R.S. 22:1401(E) and (F), 1406(A), (B), and (C), 1407(A)(1), (D), (G), (K), and (L), 1408(A), (C), and (D), 1409(A), (B), (D), and (G)(2), 1410, 1411, 1413(B), (C), and (D), 1414(B), 1415, 1418, 1419(B), and 1422 and to repeal R.S. 22:1401(G) and (H), 1406(D)(7), and 1407(J), relative to the Louisiana Insurance Rating Commission; to create the property and casualty division of the Department of Insurance; to provide for the respective functions and duties of the commission and the division; to delete obsolete references and provisions; 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. 2006—**

BY REPRESENTATIVE BAYLOR

AN ACT

To enact R.S. 40:1300.134(C) and (D), relative to FQHC reimbursement; to provide for payment methodologies; to provide for applicable dates; 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. 2007—**

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 17:3351(A)(introductory paragraph) and to enact R.S. 17:3351(A)(5)(b)(vi), relative to the powers, duties, and responsibilities of public postsecondary education management boards; to authorize the public postsecondary education management boards to establish and adjust tuition and mandatory attendance fee amounts applicable to students who are Louisiana residents; to provide limitations; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 2020—**

BY REPRESENTATIVES MORRELL AND MURRAY  
AN ACT

To enact Chapter 8-B of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1241 through 1250, relative to the establishment and management of regional or local area juvenile justice information sharing policy boards by units of state and local government, in cooperation with private service providers; to authorize general and specific agreements; to provide for the powers and duties of said boards; 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. 2053 (Substitute for House Bill 1009 by Representative Pinac)—**

BY REPRESENTATIVE PINAC  
AN ACT

To enact R.S. 32:385.1, relative to motor vehicles; to provide relative to width limitations for certain recreational vehicles; to provide for certain exemptions from such width limitations; 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. 2054 (Substitute for House Bill No. 1130 by Representative Pinac)—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 32:1254(N)(6)(o), (r), and (t)(ii), 1254.1, and 1256.1, relative to motor vehicle dealers; to provide relative to violations; to provide relative to warranty work claims; to provide for failure of manufacturers to deliver certain motor vehicles; to provide relative to facilities requirements; to provide relative to audits of dealer records by manufacturers; to provide for venue and choice of law; and to provide for related matters.

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

**HOUSE BILL NO. 2055 (Substitute for House Bill No. 380 by Representative Martiny)—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact Code of Criminal Procedure Article 228.2, relative to the unclaimed property of prisoners; to provide for the disposal of unclaimed property of prisoners by sheriffs; to provide for a definition of "unclaimed property"; 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. 2059 (Substitute for House Bill No. 1915 by Representatives Daniel, Crane, and Hebert)—**

BY REPRESENTATIVES DANIEL, CRANE, AND HEBERT  
AN ACT

To amend and reenact R.S. 17:3351(A)(introductory paragraph) and to enact R.S. 17:3351(A)(5)(b)(vi), relative to tuition and mandatory attendance fee amounts at Louisiana public colleges and universities; to authorize the public postsecondary education management boards to establish proportional tuition and mandatory attendance fee amounts applicable to part-time students and to students enrolled for summer and intersession terms; to provide guidelines and limitations; to provide for an effective date; and to provide for related matters.

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

**Messages from the House**

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

**Message from the House****ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

May 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

**HOUSE CONCURRENT RESOLUTION NO. 151—**

BY REPRESENTATIVE NEVERS  
A CONCURRENT RESOLUTION

To honor the foster parents and foster workers of the year 2001 in each region and to express the appreciation of the legislature for their valuable contribution to strengthen family life in Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 156—**

BY REPRESENTATIVES MCCALLUM AND GALLOT AND SENATOR BARHAM  
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of John T. "Jack" Baldwin of Bernice.

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

**House Concurrent Resolutions**

Senator Schedler 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:

May 15, 2001

HOUSE CONCURRENT RESOLUTION NO. 151—

BY REPRESENTATIVE NEVERS

A CONCURRENT RESOLUTION

To honor the foster parents and foster workers of the year 2001 in each region and to express the appreciation of the legislature for their valuable contribution to strengthen family life in Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Dardenne, Dean, Dupre, Ellington, Fields, C, Total—31

NAYS

Total—0

ABSENT

Table with 3 columns of names: Mr. President, Bajoie, Cravins, Total—8; Irons, Jones, B, Lambert; Lentini, Tarver

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

HOUSE CONCURRENT RESOLUTION NO. 156—

BY REPRESENTATIVES MCCALLUM AND GALLOT AND SENATOR BARHAM

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of John T. "Jack" Baldwin of Bernice.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Barham, Boissiere, Cain, Fontenot, Gautreaux, Heitmeier, Hines, McPherson, Michot, Mount, Romero

Table with 3 columns of names: Campbell, Chaisson, Dardenne, Dean, Dupre, Ellington, Fields, W, Total—31; Hollis, Hoyt, Johnson, Jones, B, Jones, C, Malone, Marionneaux; Schedler, Smith, Theunissen, Thomas, Ullo

NAYS

Total—0

ABSENT

Table with 3 columns of names: Bajoie, Bean, Cravins, Total—8; Fields, C, Irons, Lambert; Lentini, Tarver

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

JUDICIARY A

Senator Ellington, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

May 15, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 457—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact Civil Code Art. 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.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 14—

BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Judicial College to institute mandatory continuing legal education for judges on child support guidelines and family law.

Reported favorably.

**HOUSE BILL NO. 69—**

BY REPRESENTATIVE PITRE

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 Lafourche Parish Water District No.1; to authorize the district 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.

Reported favorably.

**HOUSE BILL NO. 168—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact Civil Code Article 2713, relative to leases; to provide for a uniform delay between notice or rendition of a judgment of eviction and the execution of that judgment; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 215—**

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

AN ACT

To amend and reenact R.S. 13:621.17, relative to district judges; to provide for an additional judgeship for the Seventeenth Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 222—**

BY REPRESENTATIVE CROWE

AN ACT

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

Reported favorably.

**HOUSE BILL NO. 223—**

BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 13:1899(J), relative to costs in criminal cases in city courts; to authorize the use of surplus probation supervision fees in criminal, traffic, and juvenile cases in the City Court of Slidell to be used for the operational expenses of the court; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 228—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 13:756.9, relative to the clerk of court of St. John the Baptist Parish; to provide for a branch office on the east bank of the Mississippi River; to provide for the functions of the office; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 296—**

BY REPRESENTATIVE CLARKSON

AN ACT

To enact R.S. 13:2158(D), relative to the constables of the first and second city courts of New Orleans; to authorize the constables to collect an additional fee in civil matters; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 298—**

BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 13:2113, relative to the City Court of Slidell; to authorize filing fees in civil and juvenile matters and additional costs in certain juvenile matters; to provide for the disposition and use of such funds; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 299—**

BY REPRESENTATIVE CROWE AND SENATOR SCHEDLER

AN ACT

To enact R.S. 13:1899(J), relative to the City Court of Slidell; to provide for witness fees in criminal and traffic matters in the City Court of Slidell; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 349—**

BY REPRESENTATIVES MCMAINS AND CRANE

AN ACT

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

Reported favorably.

**HOUSE BILL NO. 542—**

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 13:970(L) and to enact R.S. 13:961(F)(1)(l), relative to court reporters in the Twenty-Sixth Judicial District Court; to authorize an increase in per page fees charged for transcription of testimony and for copies thereof in civil and criminal cases in Bossier Parish and Webster Parish; and to provide for related matters.

Reported with amendments.

May 15, 2001

**HOUSE BILL NO. 543—**

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

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

Reported favorably.

**HOUSE BILL NO. 614—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To enact R.S. 13:847(F) and (G), relative to the clerk of court in St. John the Baptist Parish; to authorize an additional fee for an extension of time for payment of traffic ticket fine; to authorize an additional fee for every attachment issued to bring witnesses, summons, subpoenas, and court orders for arrest; to authorize a fee for felony and misdemeanor expungement proceedings in the Fortieth Judicial District Court; to provide for exceptions; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 663—**

BY REPRESENTATIVE HILL AND SENATOR HINES  
AN ACT

To amend and reenact R.S. 13:621.33, relative to district judges; to provide for an additional judgeship for the Thirty-Third Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 982—**

BY REPRESENTATIVE MCMAINS  
AN ACT

To enact R.S. 13:5105(E), relative to posting of civil bonds; to provide relative to the posting and payment of bonds, cash deposits, or court costs by the state, state agency, or state employee or the Patients Compensation Fund when demanding a jury trial; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 997—**

BY REPRESENTATIVE MCMAINS  
AN ACT

To amend and reenact Code of Civil Procedure Article 2412(B) and 2413(A), relative to garnishment under a writ of fieri facias; to provide for service of garnishment petitions; to provide for notice of contradictory hearings when a garnishee fails to answer; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1112—**

BY REPRESENTATIVES SCHNEIDER, CROWE, AND STRAIN  
AN ACT

To amend and reenact R.S. 13:621.22, relative to district judges; to provide for an additional judgeship for the Twenty-Second Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1156—**

BY REPRESENTATIVE GALLOT  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1526—**

BY REPRESENTATIVE MCMAINS  
AN ACT

To amend and reenact R.S. 9:5161, relative to mortgages; to provide for the cancellation of mortgages; to provide for the reinscription of mortgages; to provide for prescription of reinscription; to provide for the effects of reinscription; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1891 (Substitute for Hb No. 1293 by Representative Schneider)—**

BY REPRESENTATIVES SCHNEIDER AND CROWE  
AN ACT

To amend and reenact R.S. 13:719(D), (E), and (F) and 720(E) and to repeal R.S. 13:719(G) and R.S. 13:720(I), relative to the office of commissioner for the Twenty-Second Judicial District Court in criminal matters; to provide relative to the duties and powers of the commissioner; to provide for conduct of proceedings by the commissioner upon consent of the parties; to provide for a written report of the commissioner's findings; to provide for delays to traverse the findings and to provide for hearings thereon; to provide for the authority of a judge to accept, reject, or modify the findings; to repeal termination provisions for the office of commissioner; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
NOBLE E. ELLINGTON  
Chairman

**REPORT OF COMMITTEE ON**

**JUDICIARY C**

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

May 15, 2001

To the President and Members of the Senate:

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

**SENATE CONCURRENT RESOLUTION NO. 110—**

BY SENATOR JOHNSON

**A CONCURRENT RESOLUTION**

To direct the Department of Public Safety and Corrections to assign Louisiana State Police to provide patrols and conduct traffic accident investigations between Elysian Fields Avenue and the I-10 Interstate system in New Orleans and the I-10 Interstate Twin Spans in New Orleans East.

Reported with amendments.

**SENATE BILL NO. 884—**

BY SENATOR MARIONNEAUX

**AN ACT**

To amend and reenact R.S. 15:85(7), (10), and (11)(a), (b)(iv), (v), and (vi), relative to the forfeiture and collection of bonds taken to secure the appearance of persons in court; to provide a period of one year for the surety to satisfy a judgment of bond forfeiture for certain bail obligations; to provide with regard to enforcement and collection of judgments; to provide with regard to failure to satisfy judgments of bond forfeiture; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 885—**

BY SENATOR MARIONNEAUX

**AN ACT**

To amend and reenact Code of Criminal Procedure Art. 345(B), (C), and (D)(2) and (3), relative to letters of incarceration after detention of a defendant relative to forfeiture of bond; to authorize issuance of such letters by any officer of the facility where the defendant is incarcerated; to provide relative to proof of defendant's incarceration; to provide relative to conditions required to satisfy judgment of bond forfeiture; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 11—**

BY REPRESENTATIVE LANDRIEU

**AN ACT**

To amend and reenact Code of Criminal Procedure Articles 571, 571.1, and 572, relative to limitations upon the institution of prosecution; to provide that there is no time limitation upon the institution of prosecution for the crime of forcible rape; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 36—**

BY REPRESENTATIVES NEVERS, BRUCE, ROMERO, AND THOMPSON

**AN ACT**

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

Reported with amendments.

**HOUSE BILL NO. 124—**

BY REPRESENTATIVE BRUCE

**AN ACT**

To amend and reenact R.S. 14:102.8(B) and to enact R.S. 14:102.8(E), relative to killing or injuring a police animal; to make the crime applicable to dogs in the service of public safety agencies providing fire protection, emergency medical services, emergency preparedness services, or other emergency services; to provide definitions; to provide for restitution; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 160—**

BY REPRESENTATIVES DANIEL AND FAUCHEUX

**AN ACT**

To amend and reenact R.S. 26:71.1(4)(a) and (b) and 271.2(4)(a) and (b), relative to a Class A-Restaurant-Conditional establishment; to extend the hours that such establishment must meet certain licensing requirements; to extend the hours that a person under eighteen years of age may be present at such an establishment; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 176—**

BY REPRESENTATIVE MCDONALD

**AN ACT**

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

Reported with amendments.

**HOUSE BILL NO. 303—**

BY REPRESENTATIVE DURAND

**AN ACT**

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

Reported favorably.

**HOUSE BILL NO. 434—**

BY REPRESENTATIVES MURRAY AND HEATON

**AN ACT**

To amend and reenact R.S. 14:107.3(D), relative to the crime of criminal blighting of property; to provide that the maximum time that an offender convicted of that crime can be sentenced to occupy blighted property is sixty days; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 518—**

BY REPRESENTATIVE JOHN SMITH  
AN ACT

To amend and reenact R.S. 40:1798, relative to firearms; to provide for the disposition of firearms which have been seized by or forfeited to law enforcement agencies, the Louisiana Department of Public Safety and Corrections, office of state police, and the Louisiana Department of Wildlife and Fisheries; to provide for the disposition of surplus firearms owned by these agencies or departments; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 574—**

BY REPRESENTATIVES MCDONALD AND WALSWORTH  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 739—**

BY REPRESENTATIVE POWELL  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 813—**

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

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

Reported favorably.

**HOUSE BILL NO. 850—**

BY REPRESENTATIVE BRUNEAU AND SENATOR HEITMEIER  
AN ACT

To enact R.S. 13:2520 and R.S. 38:307.1, relative to funding of the operations of the Orleans Levee District Police Department; to provide for the assessment of certain costs by the Traffic Court of New Orleans; to establish the Orleans Levee District Police Operations Expense Fund; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 944—**

BY REPRESENTATIVE MARTINY  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 945—**

BY REPRESENTATIVE MARTINY  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1018—**

BY REPRESENTATIVES GREEN, ANSARDI, AND TOOMY AND SENATOR  
LENTINI  
AN ACT

To enact R.S. 13:2575.1, relative to administrative adjudication; to provide for procedures for Jefferson Parish; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1152—**

BY REPRESENTATIVE KATZ  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1785—**

BY REPRESENTATIVES GREEN AND MURRAY  
AN ACT

To amend and reenact R.S. 13:1347(A)(2) and (D)(1), relative to the commissioners of the Criminal District Court for the parish of Orleans; to provide for the salary of the commissioners; to provide relative to the support personnel including minute clerks and stenographers; and to provide for related matters.

Reported favorably.



**HOUSE BILL NO. 1841—**  
BY REPRESENTATIVES SHAW, BRUCE, AND GLOVER  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1859—**  
BY REPRESENTATIVE MARTINY  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1876—**  
BY REPRESENTATIVES DONELON AND JOHNS  
AN ACT

To enact R.S. 40:964, Schedule III(G)(1) and to repeal R.S. 40:964, Schedule II(A)(5), relative to controlled dangerous substances; changes the schedule classification of Synthetic Dronabinol; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
ARTHUR J. "ART" LENTINI  
Chairman

**Rules Suspended**

Senator Michot asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 626 from the Committee on Commerce and Consumer Protection.

**HOUSE BILL NO. 626—**  
BY REPRESENTATIVE FLAVIN  
AN ACT

To enact R.S. 9:3518.3, relative to credit cards; to limit the amount of information that may appear on an electronically printed credit card receipt; to provide for exceptions; to provide for violations and penalties; to provide for effectiveness; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Michot sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Conforming Amendments proposed by Senator Fontenot to Reengrossed House Bill No. 626 by Representative Flavin (Duplicate of Senate Bill No. 397)

AMENDMENT NO. 1

On page 1, line 2, after "relative to" delete the remainder of the line and delete lines 3 and 4 in their entirety and insert in lieu thereof the following: "consumer credit transactions; to provide with respect to electronic printing of credit card receipts; to provide penalties for violations;"

AMENDMENT NO. 2

On page 1, line 5, delete "penalties; to provide for effectiveness;"

AMENDMENT NO. 3

On page 1, line 9, after "Credit" delete the remainder of the line and insert the following: "cards; printing of accounting numbers on sales receipts;"

AMENDMENT NO. 4

On page 1, line 10, delete "criminal"

AMENDMENT NO. 5

On page 1, line 14, between "the credit" and "is" insert "card"

AMENDMENT NO. 6

On page 1, line 15, delete "of such person"

AMENDMENT NO. 7

On page 2, line 2, changing "banking" to "bank"

AMENDMENT NO. 8

On page 2, lines 22 and 23, delete "or other writing"

AMENDMENT NO. 9

On page 2, line 24, after "to" delete the remainder of the line and delete lines 25 and 26 and insert in lieu thereof the following: "a credit card transaction in which the sole means available to the provider of recording the credit card account number is by handwriting or by imprint of the card."

AMENDMENT NO. 10

On page 3, line 1, delete "(1)"

AMENDMENT NO. 11

On page 3, line 4, between "use of the" and "card" insert "cardholder's credit"

AMENDMENT NO. 12

On page 3, delete lines 6 through 20 in their entirety and insert in lieu thereof the following:

"E. (1) Except as provided in Paragraph (2) of this Subsection, the provisions of this Section shall not apply to any cash register or other machine or device used to electronically print receipts for credit card transactions that were in use prior to January 1, 2002.

(2) The owner or operator of any cash register or other machine or device used to electronically print receipts for credit card transactions prior to January 1, 2002 shall have until January 1, 2003

to purchase new equipment or reprogram, upgrade, or otherwise convert such existing register, machine, or device in order that such register, machine or device prints receipts for credit card transactions in compliance with the provisions of this Section.

Section 2. This Act shall become effective on January 1, 2002; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on January 1, 2002, or on the day following such approval by the legislature, whichever is later."

On motion of Senator Michot, the amendments were adopted.

Under the provisions of Joint Rule No. 5, the amended bill, which is a duplicate of Senate Bill No. 397, was read by title and referred to the Legislative Bureau.

**Message from the House**  
**SIGNED HOUSE BILLS AND**  
**JOINT RESOLUTIONS**

May 15, 2001

To the Honorable President and Members of the Senate:

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

**HOUSE BILL NO. 16—**  
BY REPRESENTATIVE BRUNEAU  
AN ACT

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

**HOUSE BILL NO. 33—**  
BY REPRESENTATIVE BRUNEAU  
AN ACT

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

**HOUSE BILL NO. 49—**  
BY REPRESENTATIVE FRITH AND SENATOR MARIONNEAUX  
AN ACT

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

**HOUSE BILL NO. 95—**  
BY REPRESENTATIVE ANSARDI  
AN ACT

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

**HOUSE BILL NO. 482—**  
BY REPRESENTATIVES PRATT AND MURRAY AND SENATOR C. FIELDS  
AN ACT

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

**HOUSE BILL NO. 489—**  
BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN  
AN ACT

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

**HOUSE BILL NO. 730 (Duplicate of Senate Bill No. 996)—**  
BY REPRESENTATIVE JOHNS AND SENATOR HINES  
AN ACT

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

**HOUSE BILL NO. 803—**  
BY REPRESENTATIVES DONELON, ANSARDI, MARTINY, BAYLOR,  
BOWLER, CLARKSON AND TUCKER  
AN ACT

To amend and reenact R.S. 22:162(A)(1)(a), 842, and 844(C) and (D)(1), to enact R.S. 22:844.2, and to repeal R.S. 22:844(J) and (K), relative to investments by domestic insurers; to provide for reserve liabilities; to provide for investments and security; to provide for derivatives; to provide for definitions; to provide for limits; to provide for regulations; and to provide for related matters.

**HOUSE BILL NO. 822—**  
BY REPRESENTATIVES DONELON, JOHNS, AND KENNARD AND  
SENATOR BEAN  
AN ACT

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

**HOUSE BILL NO. 823—**  
BY REPRESENTATIVE DONELON AND SENATOR BEAN  
AN ACT

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

**HOUSE BILL NO. 831—**

BY REPRESENTATIVE JOHNS AND SENATOR BEAN  
AN ACT

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

**HOUSE BILL NO. 858—**

BY REPRESENTATIVES CLARKSON AND SCHNEIDER AND SENATOR BEAN  
AN ACT

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

**HOUSE BILL NO. 859—**

BY REPRESENTATIVE CLARKSON AND SENATOR BEAN  
AN ACT

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

**HOUSE BILL NO. 878—**

BY REPRESENTATIVE JOHNS AND SENATOR BEAN  
AN ACT

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

**HOUSE BILL NO. 984—**

BY REPRESENTATIVE HAMMETT  
AN ACT

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

**HOUSE BILL NO. 985—**

BY REPRESENTATIVE HAMMETT  
AN ACT

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

**HOUSE BILL NO. 988—**

BY REPRESENTATIVE HAMMETT  
AN ACT

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

**HOUSE BILL NO. 989—**

BY REPRESENTATIVE HAMMETT  
AN ACT

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

**HOUSE BILL NO. 994—**

BY REPRESENTATIVE HAMMETT  
AN ACT

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

**HOUSE BILL NO. 1076—**

BY REPRESENTATIVE HAMMETT  
AN ACT

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

**HOUSE BILL NO. 1111—**

BY REPRESENTATIVE PINAC  
AN ACT

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

**HOUSE BILL NO. 1119—**

BY REPRESENTATIVE PINAC  
AN ACT

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

**HOUSE BILL NO. 1401—**

BY REPRESENTATIVE CRANE AND SENATOR DARDENNE  
AN ACT

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

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

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

**Message from the House**

**SIGNED HOUSE CONCURRENT RESOLUTIONS**

May 15, 2001

To the Honorable President and Members of the Senate:

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

**HOUSE CONCURRENT RESOLUTION NO. 43—**

BY REPRESENTATIVE PIERRE

**A CONCURRENT RESOLUTION**

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

**HOUSE CONCURRENT RESOLUTION NO. 5—**

BY REPRESENTATIVES DOWNER, BOWLER, FUTRELL, GARY SMITH, AND MONTGOMERY AND SENATORS BARHAM, DARDENNE, ELLINGTON, C. JONES, AND ULLO

**A CONCURRENT RESOLUTION**

To urge and request the United States Congress to take appropriate steps to cause the United States Postal Service to issue a Purple Heart stamp.

**HOUSE CONCURRENT RESOLUTION NO. 9—**

BY REPRESENTATIVE THOMPSON

**A CONCURRENT RESOLUTION**

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

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

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

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

**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 15, 2001

To the President and Members of the Senate:

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

The following Senate Bills have been properly enrolled:

**SENATE BILL NO. 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.

**SENATE BILL NO. 163 (Duplicate of House Bill No. 395)—**

BY SENATOR FONTENOT AND REPRESENTATIVE DEWITT

**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.

**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.

**SENATE BILL NO. 404—**

BY SENATOR BOISSIERE AND REPRESENTATIVE SCHNEIDER

**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.

**SENATE BILL NO. 405—**

BY SENATOR BOISSIERE AND REPRESENTATIVE SCHNEIDER

**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.

**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.

SENATE BILL NO. 527—

BY SENATORS BOISSIERE AND HOLLIS AND REPRESENTATIVE SCHNEIDER

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.

SENATE BILL NO. 528 —

BY SENATORS BOISSIERE AND HOLLIS AND REPRESENTATIVE SCHNEIDER

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.

SENATE BILL NO. 529—

BY SENATORS BOISSIERE AND HOLLIS AND REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 11:1423(C), 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.

SENATE BILL NO. 531—

BY SENATORS BOISSIERE AND HOLLIS AND REPRESENTATIVE SCHNEIDER

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.

SENATE BILL NO. 530—

BY SENATORS BOISSIERE AND HOLLIS AND REPRESENTATIVE SCHNEIDER

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.

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.

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.

Respectfully submitted,  
CHRIS ULLO  
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 15, 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. 111—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

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

SENATE CONCURRENT RESOLUTION NO. 112—

BY SENATORS CRAVINS, BAJOIE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, DARDENNE, DEAN, DUPRE, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREUX, HAINKEL, HEITMEIER, HINES, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO

A CONCURRENT RESOLUTION

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

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:

Cravins 1/2 Day

**Adjournment**

Senator Ellington moved that the Senate adjourn until Wednesday, May 16, 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 Wednesday, May 16, 2001.

MICHAEL S. BAER, III  
Secretary of the Senate

GAYE F. HAMILTON  
Journal Clerk