

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

**TWENTY-NINTH DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Monday, May 21, 2001

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

**ROLL CALL**

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

**PRESENT**

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

**ABSENT**

Dupre  
Total—1

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

**Prayer**

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

**Morning Hour**

**Messages from the House**

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

May 21, 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. 264 by Representative Hammett, 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 Hammett, Broome and Donelon.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

May 21, 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. 533 by Representative Ansardi, 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 Ansardi, Toomy and Martiny.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

May 21, 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. 1634 by Representative Bruce, 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 Bruce, Toomy and Riddle.

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

Message from the House

PASSED SENATE BILLS AND  
JOINT RESOLUTIONS

May 21, 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. 26—**  
BY SENATORS B. JONES AND BARHAM AND REPRESENTATIVES R. ALEXANDER AND GALLOT

AN ACT

To amend and reenact R.S. 13:621.3, relative to district court judges; to provide for an additional judge for the Third Judicial District Court; to provide for compensation for the additional judge; to provide for his election and his term of office and those of his successors in office; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 150—**  
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 28:52(H), 53(K)(1), and 55(I)(1), relative to persons suffering from mental illness and substance abuse; to provide for the administration of medication in a psychiatric emergency to a patient admitted to a treatment facility voluntarily or by emergency certificate or a judicial hearing; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 506—**  
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 46:1074(B)(1)(c) and to enact R.S. 46:1074(B)(1)(d), relative to hospital service district commissions; to authorize certain hospital service district commissions to sell and convey immovable property based on a certain bed capacity and under certain other circumstances; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 1080—**  
BY SENATOR DUPRE

AN ACT

To amend and reenact Code of Civil Procedure Art. 4843(E)(2) and (F), relative to trial courts of limited jurisdiction; to provide for civil jurisdiction for certain city courts; to increase the jurisdictional amount in dispute and value of properties involved in civil suits; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 561—**  
BY SENATOR C. FIELDS

AN ACT

To amend and reenact R.S. 13:621.19, relative to district courts; to provide for an additional judgeship for the Nineteenth Judicial District; to provide election sections; to provide for the election and term of office; to provide for qualifications; to provide for compensation; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 229—**  
BY SENATORS SCHEDLER AND HINES

AN ACT

To enact Part VII of Chapter 1 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40: 31.41 through 31.48, and to repeal R.S. 40:31.2, relative to health care; to provide for legislative intent; to provide for definitions; to create the Louisiana Birth Defects Surveillance System; to provide for confidentiality of data in the surveillance system; to provide for annual reporting; to create an advisory board and provide for its duties, membership, terms, vacancies, and officers; to provide for cooperation by other state entities; to provide for promulgation of rules and regulations; to repeal certain provisions of law relative to reporting of congenital anomalies; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 562—**  
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:775(10) and 776(A)(9) and (10) and to enact R.S. 37:752(9), relative to dentists; to provide for exemptions from licensure; to provide for definitions; to provide for unprofessional conduct; to provide for causes for non-issuance, suspension, revocation, or imposition of restrictions of a dental license; to provide for exemptions; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 113—**  
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 17:183.1, 183.2(A) and (B)(1), 183.3 (A), (B)(1), the introductory paragraph of (B)(2), (B)(2)(f), and (C), the introductory paragraph of 183.4 (A)(1), (A)(1)(e), (B)(2)(f) and (4), the introductory paragraph of 183.5(A), (B)(2) and (5), (C), and (E), 183.6 (A), (B), and (C)(7), 183.7(A), (B), (C)(1) and (2)(b), (c) and (d), and (D), 183.8 (A)(1) and (2)(b)(vii),

(B)(1), (2)(a), (e), (f), (g) and (h), and 183.9, and to repeal R.S. 17:183.3(B)(2)(g), relative to the high school career option program; to provide for references to the career major field of study; to provide course requirements; to provide relative to options that may be incorporated into school planning to aid in curriculum design; to provide for reporting requirements; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 389—**  
BY SENATOR SCHEDLER

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 980—**  
BY SENATOR BOISSIERE

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 623—**  
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 33: 3813.2(D), relative to the Tangipahoa Water District; to increase the length of the term served by members of the board of commissioners; to extend the current commissioners' terms by an additional two years; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 176—**  
BY SENATOR BOISSIERE

AN ACT

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

Reported with amendments.

**SENATE BILL NO. 151—**  
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 28:21(E), relative to the reorganization of the office of mental health; to provide for an area management structure; to provide an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 177—**  
BY SENATOR BOISSIERE

AN ACT

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

Reported with amendments.

**SENATE BILL NO. 523—**  
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 40:1299.80(1) and (4), 1299.81, the introductory paragraph of 1299.82, the introductory paragraph of 1299.83, 1299.84(A), (B), and (C), 1299.85(D) and (E), 1299.86(A) and (C), 1299.87(B), (C), and (D), 1299.88(A)(1) and (B) and 1299.89(A), relative to the statewide cancer registry program; to provide for the authority over the administration of the program; to provide for ascertainment of follow-up data on cancer patients; to provide for exchanging of cancer data with other states; to provide for providing data to qualified researchers; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 579—**  
BY SENATOR ULLO

AN ACT

To enact R.S. 40:608.4, relative to food and drugs; to provide for the proper labeling of shellfish sold under the name "crawfish"; and to provide for related matters.

Reported with amendments.

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

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

May 21, 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. 49—**

BY SENATOR MCPHERSON

**A CONCURRENT RESOLUTION**

To urge and request the office of state lands, and all other state departments and agencies, to identify possible state lands that could be designated for public hunting, birding, hiking or other outdoor recreational uses.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 50—**

BY SENATOR MCPHERSON

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Wildlife and Fisheries Commission and the United States Fish and Wildlife Service to increase the daily bag and possession limit on wood ducks if recommended by the Department of Wildlife and Fisheries after a biological and feasibility study.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 127—**

BY SENATOR HOLLIS

**A CONCURRENT RESOLUTION**

To proclaim Wednesday May 23, 2001, as "Hibernia National Bank Day" in the Louisiana Legislature.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 52—**

BY SENATOR MCPHERSON

**A CONCURRENT RESOLUTION**

To urge and request the attorney general, the Coastal Zone Management Program and the office of state lands to give the public notice prior to any publicly navigable waterways being barricaded or gated and to take such action as may be necessary to protect public waters.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 53—**

BY SENATOR CRAVINS

**A CONCURRENT RESOLUTION**

To establish a special committee to study the feasibility of developing work release programs in coordination with private industry within the confines of correctional facilities.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 61—**

BY SENATOR DARDENNE

**A CONCURRENT RESOLUTION**

To create a task force to review the disproportionate caseload in the First Circuit Court of Appeal and suggest solutions.

Reported with amendments.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**Privilege Report of the**

**Legislative Bureau**

May 21, 2001

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication.

**HOUSE BILL NO. 15—**

BY REPRESENTATIVES BRUNEAU AND FARRAR

**AN ACT**

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

Reported without amendments.

**HOUSE BILL NO. 18—**

BY REPRESENTATIVES BRUNEAU, FAUCHEUX, LANCASTER, SCALISE, HOPKINS, PITRE, SNEED, AND WELCH AND SENATORS HOLLIS, DUPRE, AND ELLINGTON

**AN ACT**

To amend and reenact Part I of Chapter 2 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:18 through 20, R.S. 18:23(A)(4) and (E)(1), 31, 44(B)(introductory paragraph) and (2), 45(A), 431.1(B), 552(A)(1), 574(A)(3), 1302(3), 1353, 1372, 1392(B), 1400.6(B) and (C), and 1402(C), R.S. 36:741(C), R.S. 42:62(6), and R.S. 44:4(23); to enact R.S. 36:744(R); and to repeal R.S. 36:4(A)(15) and 8(E)(2)(d), Chapter 16 of Title 36 of the Louisiana Revised Statutes of 1950, comprised of R.S. 36:661 through 663, R.S. 39:291(C)(4)(c), and R.S. 49:191(11)(i) and 968(B)(7), relative to the commissioner of elections and the Department of Elections and Registration; to provide for the appointment in lieu of election of the commissioner of elections; to provide, pursuant to Article IV, Section 20 of the Constitution of Louisiana, for the merger and consolidation of the Department of Elections and Registration with the Department of State and for the transfer of such department and its powers, duties, functions, and responsibilities to the Department of State; to provide for implementation; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 84—**

BY REPRESENTATIVE POWELL

**AN ACT**

To enact R.S. 22:1475, relative to life and health insurance sales quotas; to provide for prohibitions against sales quotas; to provide for insurers; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 152—**

BY REPRESENTATIVE BROOME

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 248—**

BY REPRESENTATIVE BRUNEAU

AN ACT

To enact R.S. 22:1193(J), relative to continuing education credits for insurance agents; to provide for qualified graduate-level national designation programs; to provide for tests; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 268—**

BY REPRESENTATIVE LANCASTER

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 270—**

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 42:1132(B)(1)(a) and to repeal R.S. 42:1132(B)(4)(h), relative to the Board of Ethics; to remove certain provisions relative to the nomination and selection of members of the Board of Ethics; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 271—**

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 24:53(I), relative to the annual lobbyist registration fee; to provide for an annual lobbyist registration fee; to remove the fee for filing supplemental registration forms; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 272—**

BY REPRESENTATIVE LANCASTER

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 273—**

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 42:1157(B), relative to when the ethics board staff shall send delinquency notices; to change the number of days following a report due date that the ethics board staff must send a delinquency notice; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 306—**

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:1532, relative to the information required on election day expenditure reports; to remove the requirement to include certain persons' social security numbers; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 307—**

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:1505.2(I)(1), relative to the permissible use of contributions by certain political committees; to provide that an expenditure by a political committee, other than a principal campaign committee or subsidiary committee of a candidate, for the administrative costs and operating expenses of the committee is not a prohibited use; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 371—**

BY REPRESENTATIVES GREEN, BRUNEAU, LANCASTER, AND PITRE

AN ACT

To enact R.S. 18:1505.2(O), relative to limitations on the expenditure of campaign funds; to prohibit the use of campaign funds to pay fines, fees, and penalties assessed pursuant to the Campaign Finance Disclosure Act; to provide for penalties; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 404—**

BY REPRESENTATIVE LEBLANC

AN ACT

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

Reported without amendments.

May 21, 2001

**HOUSE BILL NO. 430—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To amend and reenact R.S. 18:1483(14)(b) and to repeal R.S. 18:1491.9, relative to campaign finance disclosure; to remove certain provisions requiring that an out-of-state political committee file certain portions of reports to the Federal Elections Commission with the supervisory committee if the committee makes any contribution or expenditure in support of or in opposition to a candidate or proposition in a Louisiana election.

Reported without amendments.

**HOUSE BILL NO. 438—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 23:691, relative to loans by employers; to exempt certain financial institutions from interest rate requirements; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 531—**

BY REPRESENTATIVES WELCH AND BAYLOR  
AN ACT

To amend and reenact R.S. 40:2116(E)(4), relative to the facility need review program; to provide an extension for the completion of certain approved but unbuilt nursing home beds; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 546—**

BY REPRESENTATIVE R. ALEXANDER  
AN ACT

To amend and reenact R.S. 37:1279, relative to the recordation of medical licenses; to eliminate the requirement that medical licenses be recorded with the clerk of court for each parish in which the licensed person practices; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 560—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 49:968(B)(3)(c), to enact Chapter 29 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1251 through 1255, and R.S. 36:209(R) and 802.17, and to repeal Chapter 28 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:2051 through 2056, relative to the Mississippi River Road Commission; to create the commission as a state agency in the Department of Culture, Recreation and Tourism; to repeal provisions for the Mississippi River Road Commission, a political subdivision, and its board of commissioners; to provide for the purpose and jurisdiction and the composition, powers, duties, functions, and responsibilities of the commission; to provide for the powers and duties of the department relative to the commission; to provide for legislative oversight of the commission; to provide that the commission is the successor to

the former commission and to provide for references to the former commission and for the transfer of funds and property; to provide for the transfer of commission members to the new commission; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 631—**

BY REPRESENTATIVE MCMAINS  
AN ACT

To amend and reenact R.S. 22:39, relative to domestic insurers; to provide for the keeping of books and records; to provide for securities; to provide for penalties; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 656—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To amend and reenact R.S. 18:175(D), relative to the registrar of voters providing a monthly update of the official list of registered voters to the clerk of court; to require that a monthly update of the official list of registered voters be provided by the registrar of voters to the clerk of court at his request and at no charge or remuneration; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 657—**

BY REPRESENTATIVE LANCASTER  
AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 724—**

BY REPRESENTATIVE SHAW  
AN ACT

To enact R.S. 1:58.1, relative to the remembrance of special days; to designate August 16 as "National Airborne Day" in Louisiana; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 799—**

BY REPRESENTATIVE DONELON  
AN ACT

To amend and reenact R.S. 22:1, relative to the Louisiana Insurance Code; to expand the code to encompass all of Title 22 of the

Louisiana Revised Statutes of 1950; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 800—**

BY REPRESENTATIVES DONELON AND FLAVIN  
AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 804—**

BY REPRESENTATIVE ANSARDI AND SENATOR ELLINGTON  
AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 864—**

BY REPRESENTATIVE JOHNS  
AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 880—**

BY REPRESENTATIVE SCHWEGMANN  
AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 942—**

BY REPRESENTATIVE DIEZ  
AN ACT

To amend and reenact R.S. 32:863(A)(3)(a), relative to compulsory motor vehicle liability security; to provide relative to certain sanctions for violations of the motor vehicle liability security provisions; to reduce certain reinstatement fees for certain violations; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 946—**

BY REPRESENTATIVE R. ALEXANDER  
AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(b), relative to the Department of Social Services, including provisions to provide for the re-creation of the Department of Social Services 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. 947—**

BY REPRESENTATIVES BROOME, DURAND, ILES, SCHWEGMANN, AND WELCH  
AN ACT

To amend and reenact R.S. 46:237, relative to the Grandparent Subsidy Program; to rename the program as the Kinship Care Subsidy Program; to expand the program to include aunts and uncles in addition to grandparents and step-grandparents; to allow families participating in the program up to a year in which to obtain legal custody or guardianship; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 948—**

BY REPRESENTATIVE R. ALEXANDER  
AN ACT

To repeal Chapter 30 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2801 and 2802, relative to long-term care assistance; repeals the Long-Term Care Assistance Program administered by the Office of Elderly Affairs.

Reported without amendments.

**HOUSE BILL NO. 949—**

BY REPRESENTATIVES R. ALEXANDER, R. CARTER, PERKINS, SHAW, STRAIN, AND WELCH  
AN ACT

To amend and reenact R.S. 40:2199(A)(1) and to enact R.S. 40:2006(A)(2)(m) and (E)(2)(l) and Part VI-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2175 through 2180, relative to health care facilities; to provide for the licensing of outpatient abortion facilities by the Department of Health and Hospitals; to provide for the establishment of rules, regulations, and minimum standards for licensing; to provide for fees, license, and penalties for such facilities; to provide for licensing enforcement; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1118—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 13:3715.1(J) and R.S. 37:2804(A), 2805(B)(1) (introductory paragraph) and (f) and (g), 2809(A)(1) and (4), 2814, and 2816(B), to enact R.S. 37:2802(G), 2804(J), and 2805(B)(2), and to repeal R.S. 37:2816(A)(16), relative to chiropractors and the Louisiana State Board of Chiropractic

Examiners; to provide for additional powers and duties of the board; to provide for removal of non- participating board members; to provide for alternative examination requirements; to provide for an increase in license application and renewal fees; to provide for waiver of renewals while on active duty in the military; to provide for an increase in fines for suspended and revoked licenses; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1207—**

BY REPRESENTATIVES MONTGOMERY AND SCALISE  
AN ACT

To enact R.S. 27:3(9), relative to the Louisiana Gaming Control Law; to provide for a definition of a "Louisiana business", "Louisiana firm", or "Louisiana corporation"; to provide exceptions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1219—**

BY REPRESENTATIVE MARTINY  
AN ACT

To enact R.S. 44:13(D), relative to limitations on the disclosure of certain records of a publicly funded library; to provide that information may be released to appropriate law enforcement officers investigating criminal activity in the library; to provide for the definition of "criminal activity in the library"; to provide for the definition of "information"; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1236—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 6:333(A)(1) and (6), (F)(11), and (I)(1) and to enact R.S. 6:333(A)(2.1) and (11) and (F)(15), relative to banks; to provide for definitions; to provide for disclosure of certain records by banks; to limit liability for disclosure of certain information; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1253—**

BY REPRESENTATIVE BOWLER  
AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1558—**

BY REPRESENTATIVE BRUNEAU  
AN ACT

To amend and reenact R.S. 18:2(7), 101(D)(introductory paragraph), 109, 152(C)(2)(b), 157, 193(F), 196(C)(2), 435(A)(1) and (B), 443.2 (introductory paragraph), 521(B)(2), 533(E), 562(A)(2) and (B)(1), (2), and (3)(c), 564(D)(2), 565(B), 571(11), 1300(C)(2), 1307(A)(introductory paragraph) and (5) and (B)(1), 1309(A)(3), (D) and (E)(2) and (3), 1310(A), 1311(D)(3)

and (4)(a), 1312(E), 1313(A), 1315(C)(2) and (3), 1354(B)(5), 1363(A)(introductory paragraph) and (B), 1399(C)(2) and (D)(2), 1400.1(C)(2), 1400.6(B), and 1461(C)(1), and to enact R.S. 18:111(C), 173(E), 553(E), 1307(A)(6), (7), and (8) and (F), 1309(A)(4) and (E)(4), 1334(D), 1363(C), (D), and (E), 1400.3(D)(4) and (E)(5) and (6), 1400.4(D)(3), and 1495.7, and to repeal R.S. 18:1363(A)(5) and (6), relative to the election code; to make technical changes to the election code; to provide for the definition of "immediate family"; to change the time frame for a voter to vote in Louisiana after he has changed his residence; to limit the requirement for a registrar of voters to send registration information to an inactive voter; to provide for a voter who has become physically unable to sign his name; to change certain references from custodian of voting machines to the contractor authorized to deliver voting machines; to provide for the delivery of the supplemental list of voters to the precinct; to allow the registrar of voters to use information in obituary notices to remove deceased persons from the voting rolls; to except the presidential preference primary from the requirement for publication of the inactive list of voters; to provide for the registrar to make changes in the voter rolls based upon information in the address confirmation card as the application to vote absentee by mail; to provide for the manner of appointment of watchers; to change the percentage registration for certain political party organizational requirements; to provide with regard to leases of private property for polling places; to provide for identification of voters at the polls and when voting absentee in person; to provide for the delivery of supplemental lists of absentee voters and updates to the precinct registers; to provide for certain election documents to be placed in the registrar of voters envelope; to require the registrar of voters envelope be sealed; to provide for the revision of propositions and questions submitted at an election; to provide for the application to vote absentee by mail; to provide for non-commercial hand delivery of an application to vote absentee by mail; to provide for the address to which a voter may request an absentee ballot be sent; to allow the registrar of voters to use law enforcement officers to maintain order; to require an inactive voter to complete an address confirmation card; to allow voter to have registrar of voters fill in some information on the absentee ballot certificate; to provide for the manner of voting absentee provided by law to be superseded in the event of a change in voting equipment; to require the registrar of voters to contact the commissioner-in-charge at a precinct upon receipt of certain types of absentee ballots on election day; to repeal the requirement to retain certain absentee ballot affidavits; to provide for the appointment of absentee commissioners; to provide for an exception to the prohibition against electioneering at a nursing home; to provide for the number for voting machines allocated to each precinct; to provide with regard to voting machine tally sheets; to provide for the fee for recording a proces verbal with the secretary of state; to provide that law enforcement officers are an election expense; to provide for interest on overdue billings for elections costs; to provide for additional penalties for certain elections offenses; to provide for a voter protection zone around a polling place; to provide with respect to certain fundraising activities; and to provide for related matters.

Reported without amendments.



**HOUSE BILL NO. 1736—**

BY REPRESENTATIVE SCALISE

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1779—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 37:3554(B), 3558, and 3562 and to enact R.S. 37:3559(E) and (F), relative to massage establishments; to provide for membership of the board; to provide relative to the issuance of licenses and certificates of registration; to provide for fees; to provide for annual audits; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1792—**

BY REPRESENTATIVE DONELON

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1838—**

BY REPRESENTATIVE SCHWEGMANN

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1871 (Substitute for House Bill No. 269 by Representative Lancaster)—**

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 42:1141(B)(1), relative to the notification provided to a person who files a complaint with the Board of Governmental Ethics; to provide that a person who files a non-sworn complaint shall be provided only a notification of disposition of the complaint; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
LOUIS LAMBERT  
Chairman

**Adoption of Legislative Bureau Report**

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

**Introduction of 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. 30—**

BY SENATOR MCPHERSON

A RESOLUTION

To urge and request the Senate Committee on Transportation, Highways and Public Works to study the use of alternate bids on certain highway projects.

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

**SENATE CONCURRENT RESOLUTION NO. 128—**

BY SENATOR SCHEDLER AND REPRESENTATIVE R. ALEXANDER

A CONCURRENT RESOLUTION

To create a task force to study the current healthcare facility licensure process and criteria for licensure to determine if the public is being well served within the context of available financial resources.

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

**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 21, 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. 1532—**

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact Act No. 487 of the 1954 Regular Session of the Legislature, as amended and reenacted by Act No. 655 of the 1997 Regular Session of the Legislature, relative to the civil service system for the employees of the city of Alexandria; to

May 21, 2001

provide for the governance and the administration of the system; and to provide for related matters.

**HOUSE BILL NO. 1364—**

BY REPRESENTATIVE JACK SMITH  
AN ACT

To enact R.S. 4:740, relative to the regulation and conducting of charitable gaming; to provide with respect to authorized games and supplies; to authorize the governing authority of a parish or municipality to license charitable organizations to conduct progressive and pick-8 bingo games; to provide for limitations, specifications, and requirements; to provide for inapplicability in the location of the official gaming establishment; to authorize the adoption of rules; and to provide for related matters.

**HOUSE BILL NO. 194 —**

BY REPRESENTATIVE KENNARD  
AN ACT

To enact R.S. 14:59(A)(11), relative to the crime of criminal mischief; to include certain acts of vandalism of railroad property; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 622—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To enact R.S. 14:102.12 through 102.17, relative to offenses affecting the public sensibility; to provide for the crime of owning dangerous and vicious dogs; to provide definitions; to provide for a hearing to determine if a dog is dangerous or vicious; to provide for penalties; to provide for the assessment of fees; to provide for posting requirements; to provide for the seizure of dangerous or vicious dogs; to provide that vicious dogs be euthanized; to provide that dangerous dogs be euthanized under certain circumstances; to provide for applicability; to provide exceptions; and to provide for related matters.

**HOUSE BILL NO. 1100—**

BY REPRESENTATIVE BOWLER  
AN ACT

To enact Chapter 8 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:4011 through 4053, relative to nonpublic personal financial information; to provide for the commissioner of insurance; to provide for requirements of insurance licensees; to provide for regulations; to provide for definitions; to provide for privacy notices; to provide for opt out notices; to provide for disclosures; to provide for exceptions; to provide for prohibitions; to provide for penalties; to provide for compliance; and to provide for related matters.

**HOUSE BILL NO. 738—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 51:361(5), 362, and 363, relative to crimes; to provide a felony penalty for promoting a pyramid scheme; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 881—**

BY REPRESENTATIVE TOWNSEND  
AN ACT

To amend and reenact Code of Criminal Procedure Article 66(A), relative to criminal subpoenas; to provide for limitations on the issuance of subpoenas by the attorney general or district attorney; and to provide for related matters.

**HOUSE BILL NO. 1895—**

BY REPRESENTATIVE PIERRE  
AN ACT

To amend and reenact R.S. 30:2480(I), 2483(D), and 2484 and to enact R.S. 30:2480.1 and 2480.2, relative to the oil spill coordinator's office; to provide for public hearings for natural resource damage assessments; to create the Regional Restoration Planning Program; to provide for the Oil Spill Contingency Fund; to provide for the establishment of the Natural Resource Restoration Trust Fund; to provide for the uses of funds; and to provide for related matters.

**HOUSE BILL NO. 1896—**

BY REPRESENTATIVE L. JACKSON  
AN ACT

To amend and reenact R.S. 40:1300.161, 1300.162(B), and 1300.163(A), (B)(introductory paragraph) and (7), and (C) and to enact R.S. 40:1300.163(D) and (E), relative to hepatitis C; to state legislative intent; to provide relative to protocols and guidelines for prevention, detection, diagnosis, and treatment; to provide for a program of training regarding treatment, detection, and prevention of the disease; to provide for voluntary testing; to provide for training for counselors; and to provide for related matters.

**HOUSE BILL NO. 2065 (Substitute for House Bill No. 824 by Representative Ansardi)—**

BY REPRESENTATIVE ANSARDI  
AN ACT

To enact R.S. 22:253(B)(4), relative to funeral policies; to provide for funeral providers; to provide for disclosures; to provide for rules; and to provide for related matters.

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

**House Bills and Joint Resolutions**

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

**HOUSE BILL NO. 194—**

BY REPRESENTATIVE KENNARD  
AN ACT

To enact R.S. 14:59(A)(11), relative to the crime of criminal mischief; to include certain acts of vandalism of railroad property; to provide for definitions; and to provide for related matters.

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

**HOUSE BILL NO. 622—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 14:102.12 through 102.17, relative to offenses affecting the public sensibility; to provide for the crime of owning dangerous and vicious dogs; to provide definitions; to provide for a hearing to determine if a dog is dangerous or vicious; to provide for penalties; to provide for the assessment of fees; to provide for posting requirements; to provide for the seizure of dangerous or vicious dogs; to provide that vicious dogs be euthanized; to provide that dangerous dogs be euthanized under certain circumstances; to provide for applicability; to provide exceptions; and to provide for related matters.

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

**HOUSE BILL NO. 738—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 51:361(5), 362, and 363, relative to crimes; to provide a felony penalty for promoting a pyramid scheme; to provide for definitions; and to provide for related matters.

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

**HOUSE BILL NO. 881—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact Code of Criminal Procedure Article 66(A), relative to criminal subpoenas; to provide for limitations on the issuance of subpoenas by the attorney general or district attorney; 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. 1100—**

BY REPRESENTATIVE BOWLER

AN ACT

To enact Chapter 8 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:4011 through 4053, relative to nonpublic personal financial information; to provide for the commissioner of insurance; to provide for requirements of insurance licensees; to provide for regulations; to provide for definitions; to provide for privacy notices; to provide for opt out notices; to provide for disclosures; to provide for exceptions; to provide for prohibitions; to provide for penalties; to provide for compliance; 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. 1364—**

BY REPRESENTATIVE JACK SMITH

AN ACT

To enact R.S. 4:740, relative to the regulation and conducting of charitable gaming; to provide with respect to authorized games and supplies; to authorize the governing authority of a parish or municipality to license charitable organizations to conduct

progressive and pick-8 bingo games; to provide for limitations, specifications, and requirements; to provide for inapplicability in the location of the official gaming establishment; to authorize the adoption of rules; 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. 1532—**

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact Act No. 487 of the 1954 Regular Session of the Legislature, as amended and reenacted by Act No. 655 of the 1997 Regular Session of the Legislature, relative to the civil service system for the employees of the city of Alexandria; to provide for the governance and the administration of the system; 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. 1895—**

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 30:2480(I), 2483(D), and 2484 and to enact R.S. 30:2480.1 and 2480.2, relative to the oil spill coordinator's office; to provide for public hearings for natural resource damage assessments; to create the Regional Restoration Planning Program; to provide for the Oil Spill Contingency Fund; to provide for the establishment of the Natural Resource Restoration Trust Fund; to provide for the uses of funds; 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. 1896—**

BY REPRESENTATIVE L. JACKSON

AN ACT

To amend and reenact R.S. 40:1300.161, 1300.162(B), and 1300.163(A), (B)(introductory paragraph) and (7), and (C) and to enact R.S. 40:1300.163(D) and (E), relative to hepatitis C; to state legislative intent; to provide relative to protocols and guidelines for prevention, detection, diagnosis, and treatment; to provide for a program of training regarding treatment, detection, and prevention of the disease; to provide for voluntary testing; to provide for training for counselors; 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. 2065 (Substitute for House Bill No. 824 by Representative Ansardi)—**

BY REPRESENTATIVE ANSARDI

AN ACT

To enact R.S. 22:253(B)(4), relative to funeral policies; to provide for funeral providers; to provide for disclosures; to provide for rules; and to provide for related matters.

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

**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 21, 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. 165—**  
BY REPRESENTATIVES DIEZ AND QUEZAIRE AND SENATORS HAINKEL AND LAMBERT  
A CONCURRENT RESOLUTION  
To express the condolences and heartfelt sorrow of the Legislature of Louisiana upon the death of Mrs. E.J. Ourso.

**HOUSE CONCURRENT RESOLUTION NO. 167—**  
BY REPRESENTATIVE DAMICO  
A CONCURRENT RESOLUTION  
To memorialize the Congress of the United States to fully implement the Estuary Restoration Act of 2000.

**HOUSE CONCURRENT RESOLUTION NO. 168—**  
BY REPRESENTATIVES ROMERO AND HEBERT  
A CONCURRENT RESOLUTION  
To urge and request the U.S. Army Corps of Engineers to increase the water flow rate from the Mississippi River into the Atchafalaya River through the Old River Control structure in Simmesport.

**HOUSE CONCURRENT RESOLUTION NO. 170—**  
BY REPRESENTATIVES FRUGE AND HILL  
A CONCURRENT RESOLUTION  
To urge and request the Department of Transportation and Development to study the appropriateness of the speed limits set for the Acadiana Trail.

**HOUSE CONCURRENT RESOLUTION NO. 124—**  
BY REPRESENTATIVES WINSTON, R. ALEXANDER, CLARKSON, DARTEZ, DOERGE, DURAND, GLOVER, ILES, L. JACKSON, M. JACKSON, KATZ, MCDONALD, SCHWEGMANN, SHAW, WELCH  
A CONCURRENT RESOLUTION  
To urge and request the Departments of Education, Health and Hospitals, and Social Services to maximize available federal resources to expand child care assistance.

**HOUSE CONCURRENT RESOLUTION NO. 129—**  
BY REPRESENTATIVES PITRE, BAUDOIN, DANIEL, FRITH, HILL, ODINET, PIERRE, JACK SMITH, AND TOWNSEND  
A CONCURRENT RESOLUTION  
To urge and request the President of the United States and to memorialize the Congress of the United States to implement the Gulf Hypoxia Action Plan.

**HOUSE CONCURRENT RESOLUTION NO. 141—**  
BY REPRESENTATIVES WINSTON, R. ALEXANDER, DOERGE, DURAND, GLOVER, ILES, L. JACKSON, M. JACKSON, KATZ, MCDONALD, SCHWEGMANN, SHAW, AND WELCH AND SENATOR BAJOIE  
A CONCURRENT RESOLUTION  
To urge and request the Department of Health and Hospitals to participate fully in any federal grant program that would be beneficial to women with breast cancer, including but not limited to a program which would enhance the state's ability to provide Medicaid coverage to women with breast cancer.

**HOUSE CONCURRENT RESOLUTION NO. 142—**  
BY REPRESENTATIVES WINSTON, R. ALEXANDER, DOERGE, DURAND, GLOVER, ILES, L. JACKSON, M. JACKSON, KATZ, MCDONALD, SCHWEGMANN, SHAW, AND WELCH  
A CONCURRENT RESOLUTION  
To urge and request the secretary of the Department of Social Services to extend the time allowed for recipients under the Temporary Assistance to Needy Families to complete education or training.

**HOUSE CONCURRENT RESOLUTION NO. 53—**  
BY REPRESENTATIVES DURAND, BAUDOIN, CAZAYOUX, DEVILLIER, FAUCHEUX, GUILLORY, JOHNS, MORRISH, PINAC, JACK SMITH, STELLY, BROOME, BRUCE, DOERGE, FRITH, M. JACKSON, LAFLEUR, SCHWEGMANN, GARY SMITH, AND SNEED AND SENATORS GAUTREAU, MICHOT, AND MOUNT  
A CONCURRENT RESOLUTION  
To urge and request the Public Service Commission to seek answers and explanations as to why energy costs have risen to such astronomical levels.

**HOUSE CONCURRENT RESOLUTION NO. 81—**  
BY REPRESENTATIVE BRUNEAU  
A CONCURRENT RESOLUTION  
To request the secretary of state to study and make recommendations regarding the issuance of statewide commissions for non-attorney notaries public and to report his findings to the House Committee on Civil Law and Procedure and the Senate Committee on Judiciary A prior to January 1, 2003.

**HOUSE CONCURRENT RESOLUTION NO. 57—**  
BY REPRESENTATIVE CROWE  
A CONCURRENT RESOLUTION  
To urge and request the Department of Health and Hospitals to provide Medicaid reimbursement for previously owned durable medical equipment.

**HOUSE CONCURRENT RESOLUTION NO. 80—**  
BY REPRESENTATIVES PIERRE AND CRANE  
A CONCURRENT RESOLUTION  
To urge and request the Board of Regents to formulate, develop, adopt, and recommend to the legislature a funding formula for public postsecondary education in Louisiana that excludes any funding calculation for the cost of providing remedial or developmental instruction to first-time entering freshmen at any Louisiana public college or university that offers academic

degrees at the baccalaureate level or higher; and to provide for related matters

**HOUSE CONCURRENT RESOLUTION NO. 113—**

BY REPRESENTATIVE ILES

## A CONCURRENT RESOLUTION

To urge and request the office of public health in the Department of Health and Hospitals to promote breastfeeding in its public health clinics and to the public in general.

**HOUSE CONCURRENT RESOLUTION NO. 114—**

BY REPRESENTATIVE R. ALEXANDER

## A CONCURRENT RESOLUTION

To re-create the Louisiana Child Day Care Task Force to continue its study of the current law and regulations governing child day care facilities and workers in Louisiana, comparing our state to other states and any federal or national day care standards; to devise a plan for implementation of the recommendations in the report the task force submitted to the legislature; and to continue to make recommendations for changes in the laws, rules, and regulations governing child day care facilities and workers in Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 47—**

BY REPRESENTATIVE CRANE

## A CONCURRENT RESOLUTION

To direct the Public Retirement Systems' Actuarial Committee to study the total annual cost to all applicable institutions and the total annual cost attributable to each institution affected by the implementation of the provisions of R.S. 11:707(F) and to furnish a report to the House Retirement Committee and House Education Committee and the Senate Retirement Committee and Senate Education Committee and their staffs on or before the thirty-first day of December of each year that R.S. 11:707(F) is in effect, with each such report covering the period of July first through June thirtieth immediately preceding the reporting date, and to submit a comprehensive report on or before December 31, 2005.

**HOUSE CONCURRENT RESOLUTION NO. 85—**

BY REPRESENTATIVE LAFLEUR

## A CONCURRENT RESOLUTION

To declare the City of Melville in St. Landry Parish the "Atchafalaya River Catfish Capital of Louisiana."

**HOUSE CONCURRENT RESOLUTION NO. 93—**

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

## A CONCURRENT RESOLUTION

To memorialize the United States Congress to ratify the Southern Dairy Compact.

**HOUSE CONCURRENT RESOLUTION NO. 115—**

BY REPRESENTATIVE R. ALEXANDER

## A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to review certain statutory provision and in all locations it deems appropriate change current references to the Department of Health and Human Resources and to the office of family services to the correct agency or office.

**HOUSE CONCURRENT RESOLUTION NO. 127—**

BY REPRESENTATIVES SALTER AND PERKINS

## A CONCURRENT RESOLUTION

To suspend until the sixtieth day after final adjournment of the 2002 Regular Session of the Legislature of Louisiana certain provisions of R.S. 40:1379.3(P) and Section 1307(D)(4) of Title 55 of the Louisiana Administrative Code, relative to statewide concealed handgun permits; to suspend provisions providing for educational requirements for renewal of the permits; and to provide for related matters.

**HOUSE CONCURRENT RESOLUTION NO. 135—**

BY REPRESENTATIVE BOWLER

## A CONCURRENT RESOLUTION

To amend the severability provisions of certain regulations adopted by the Department of Insurance.

**HOUSE CONCURRENT RESOLUTION NO. 139—**

BY REPRESENTATIVES FAUCHEUX AND HUTTER

## A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, and the Board of Supervisors for the University of Louisiana System to consider prohibiting, under certain circumstances and in accordance with certain guidelines and timelines, the offering of remedial and developmental courses, except for mathematics, to entering freshmen students at institutions under their respective supervision and management that offer academic degrees at the baccalaureate level or higher.

**HOUSE CONCURRENT RESOLUTION NO. 29—**

BY REPRESENTATIVE FUTRELL

## A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt or enter into teacher certification reciprocity agreements with other states and to streamline current certification requirements for teachers coming into the state in order to attract more new teachers to Louisiana public schools.

**HOUSE CONCURRENT RESOLUTION NO. 161—**

BY REPRESENTATIVE R. ALEXANDER

## A CONCURRENT RESOLUTION

To recognize and salute the Louisiana Dental Association and the Donated Dental Service Program of Louisiana for donating dental treatment to disabled and aged citizens of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 162—**

BY REPRESENTATIVE GLOVER

## A CONCURRENT RESOLUTION

To commend Faith Jenkins as she completes her reign as Miss Louisiana 2000.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**House Concurrent Resolutions**

Senator Lambert asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions

just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 29—**

BY REPRESENTATIVE FUTRELL

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to adopt or enter into teacher certification reciprocity agreements with other states and to streamline current certification requirements for teachers coming into the state in order to attract more new teachers to Louisiana public schools.

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

**HOUSE CONCURRENT RESOLUTION NO. 47—**

BY REPRESENTATIVE CRANE

**A CONCURRENT RESOLUTION**

To direct the Public Retirement Systems' Actuarial Committee to study the total annual cost to all applicable institutions and the total annual cost attributable to each institution affected by the implementation of the provisions of R.S. 11:707(F) and to furnish a report to the House Retirement Committee and House Education Committee and the Senate Retirement Committee and Senate Education Committee and their staffs on or before the thirty-first day of December of each year that R.S. 11:707(F) is in effect, with each such report covering the period of July first through June thirtieth immediately preceding the reporting date, and to submit a comprehensive report on or before December 31, 2005.

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

**HOUSE CONCURRENT RESOLUTION NO. 53—**

BY REPRESENTATIVES DURAND, BAUDOIN, CAZAYOUX, DEVILLIER, FAUCHEUX, GUILLORY, JOHNS, MORRISH, PINAC, JACK SMITH, STELLY, BROOME, BRUCE, DOERGE, FRITH, M. JACKSON, LAFLEUR, SCHWEGMANN, GARY SMITH, AND SNEED AND SENATORS GAUTREAUX, MICHOT, AND MOUNT

**A CONCURRENT RESOLUTION**

To urge and request the Public Service Commission to seek answers and explanations as to why energy costs have risen to such astronomical levels.

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

**HOUSE CONCURRENT RESOLUTION NO. 57—**

BY REPRESENTATIVE CROWE

**A CONCURRENT RESOLUTION**

To urge and request the Department of Health and Hospitals to provide Medicaid reimbursement for previously owned durable medical equipment.

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

**HOUSE CONCURRENT RESOLUTION NO. 80—**

BY REPRESENTATIVES PIERRE AND CRANE

**A CONCURRENT RESOLUTION**

To urge and request the Board of Regents to formulate, develop, adopt, and recommend to the legislature a funding formula for public postsecondary education in Louisiana that excludes any funding calculation for the cost of providing remedial or developmental instruction to first-time entering freshmen at any Louisiana public college or university that offers academic degrees at the baccalaureate level or higher; and to provide for related matters

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

**HOUSE CONCURRENT RESOLUTION NO. 81—**

BY REPRESENTATIVE BRUNEAU

**A CONCURRENT RESOLUTION**

To request the secretary of state to study and make recommendations regarding the issuance of statewide commissions for non-attorney notaries public and to report his findings to the House Committee on Civil Law and Procedure and the Senate Committee on Judiciary A prior to January 1, 2003.

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

**HOUSE CONCURRENT RESOLUTION NO. 85—**

BY REPRESENTATIVE LAFLEUR

**A CONCURRENT RESOLUTION**

To declare the City of Melville in St. Landry Parish the "Atchafalaya River Catfish Capital of Louisiana."

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

**HOUSE CONCURRENT RESOLUTION NO. 93—**

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

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to ratify the Southern Dairy Compact.

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

**HOUSE CONCURRENT RESOLUTION NO. 113—**

BY REPRESENTATIVE ILES

**A CONCURRENT RESOLUTION**

To urge and request the office of public health in the Department of Health and Hospitals to promote breastfeeding in its public health clinics and to the public in general.

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

**HOUSE CONCURRENT RESOLUTION NO. 114—**

BY REPRESENTATIVE R. ALEXANDER

**A CONCURRENT RESOLUTION**

To re-create the Louisiana Child Day Care Task Force to continue its study of the current law and regulations governing child day care facilities and workers in Louisiana, comparing our state to other

states and any federal or national day care standards; to devise a plan for implementation of the recommendations in the report the task force submitted to the legislature; and to continue to make recommendations for changes in the laws, rules, and regulations governing child day care facilities and workers in Louisiana.

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

**HOUSE CONCURRENT RESOLUTION NO. 115—**

BY REPRESENTATIVE R. ALEXANDER

**A CONCURRENT RESOLUTION**

To authorize and request the Louisiana State Law Institute to review certain statutory provision and in all locations it deems appropriate change current references to the Department of Health and Human Resources and to the office of family services to the correct agency or office.

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

**HOUSE CONCURRENT RESOLUTION NO. 124—**

BY REPRESENTATIVES WINSTON, R. ALEXANDER, CLARKSON, DARTEZ, DOERGE, DURAND, GLOVER, ILES, L. JACKSON, M. JACKSON, KATZ, McDONALD, SCHWEGMANN, SHAW, WELCH

**A CONCURRENT RESOLUTION**

To urge and request the Departments of Education, Health and Hospitals, and Social Services to maximize available federal resources to expand child care assistance.

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

**HOUSE CONCURRENT RESOLUTION NO. 127—**

BY REPRESENTATIVES SALTER AND PERKINS

**A CONCURRENT RESOLUTION**

To suspend until the sixtieth day after final adjournment of the 2002 Regular Session of the Legislature of Louisiana certain provisions of R.S. 40:1379.3(P) and Section 1307(D)(4) of Title 55 of the Louisiana Administrative Code, relative to statewide concealed handgun permits; to suspend provisions providing for educational requirements for renewal of the permits; and to provide for related matters.

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

**HOUSE CONCURRENT RESOLUTION NO. 129—**

BY REPRESENTATIVES PITRE, BAUDOIN, DANIEL, FRITH, HILL, ODINET, PIERRE, JACK SMITH, AND TOWNSEND

**A CONCURRENT RESOLUTION**

To urge and request the President of the United States and to memorialize the Congress of the United States to implement the Gulf Hypoxia Action Plan.

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

**HOUSE CONCURRENT RESOLUTION NO. 135—**

BY REPRESENTATIVE BOWLER

**A CONCURRENT RESOLUTION**

To amend the severability provisions of certain regulations adopted by the Department of Insurance.

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

**HOUSE CONCURRENT RESOLUTION NO. 139—**

BY REPRESENTATIVES FAUCHEUX AND HUTTER

**A CONCURRENT RESOLUTION**

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, and the Board of Supervisors for the University of Louisiana System to consider prohibiting, under certain circumstances and in accordance with certain guidelines and timelines, the offering of remedial and developmental courses, except for mathematics, to entering freshmen students at institutions under their respective supervision and management that offer academic degrees at the baccalaureate level or higher.

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

**HOUSE CONCURRENT RESOLUTION NO. 141—**

BY REPRESENTATIVES WINSTON, R. ALEXANDER, DOERGE, DURAND, GLOVER, ILES, L. JACKSON, M. JACKSON, KATZ, McDONALD, SCHWEGMANN, SHAW, AND WELCH AND SENATOR BAJOIE

**A CONCURRENT RESOLUTION**

To urge and request the Department of Health and Hospitals to participate fully in any federal grant program that would be beneficial to women with breast cancer, including but not limited to a program which would enhance the state's ability to provide Medicaid coverage to women with breast cancer.

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

**HOUSE CONCURRENT RESOLUTION NO. 142—**

BY REPRESENTATIVES WINSTON, R. ALEXANDER, DOERGE, DURAND, GLOVER, ILES, L. JACKSON, M. JACKSON, KATZ, McDONALD, SCHWEGMANN, SHAW, AND WELCH

**A CONCURRENT RESOLUTION**

To urge and request the secretary of the Department of Social Services to extend the time allowed for recipients under the Temporary Assistance to Needy Families to complete education or training.

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

**HOUSE CONCURRENT RESOLUTION NO. 161—**

BY REPRESENTATIVE R. ALEXANDER

**A CONCURRENT RESOLUTION**

To recognize and salute the Louisiana Dental Association and the Donated Dental Service Program of Louisiana for donating dental treatment to disabled and aged citizens of Louisiana.

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

May 21, 2001

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total—34

**NAYS**

Total—0

**ABSENT**

|               |           |          |
|---------------|-----------|----------|
| Mr. President | Campbell  | Jones, B |
| Bajoie        | Fields, C |          |

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. 162—**

BY REPRESENTATIVE GLOVER

**A CONCURRENT RESOLUTION**

To commend Faith Jenkins as she completes her reign as Miss Louisiana 2000.

The resolution was read by title. Senator Gautreaux moved to concur in the 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      | Schedler    |
| Cravins   | Irons     | Smith       |
| Dardenne  | Johnson   | Tarver      |
| Dean      | Jones, C  | Theunissen  |
| Ellington | Lambert   | Thomas      |
| Fields, C | Lentini   | Ullo        |

Total—36

**NAYS**

Total—0

**ABSENT**

|               |       |          |
|---------------|-------|----------|
| Mr. President | Dupre | Jones, B |
|---------------|-------|----------|

Total—3

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

**HOUSE CONCURRENT RESOLUTION NO. 165—**

BY REPRESENTATIVES DIEZ AND QUEZAIRE AND SENATORS HAINKEL AND LAMBERT

**A CONCURRENT RESOLUTION**

To express the condolences and heartfelt sorrow of the Legislature of Louisiana upon the death of Mrs. E.J. Ourso.

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

**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      |
| Cravins       | Johnson   | Theunissen  |
| Dardenne      | Jones, C  | Thomas      |
| Dean          | Lambert   | Ullo        |
| Ellington     | Lentini   |             |
| Fields, C     | Malone    |             |

Total—37

**NAYS**

Total—0

**ABSENT**

|       |          |
|-------|----------|
| Dupre | Jones, B |
|-------|----------|

Total—2

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

**HOUSE CONCURRENT RESOLUTION NO. 167—**

BY REPRESENTATIVE DAMICO

**A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to fully implement the Estuary Restoration Act of 2000.

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



**HOUSE CONCURRENT RESOLUTION NO. 168—**

BY REPRESENTATIVES ROMERO AND HEBERT

**A CONCURRENT RESOLUTION**

To urge and request the U.S. Army Corps of Engineers to increase the water flow rate from the Mississippi River into the Atchafalaya River through the Old River Control structure in Simmesport.

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

**HOUSE CONCURRENT RESOLUTION NO. 170—**

BY REPRESENTATIVES FRUGE AND HILL

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to study the appropriateness of the speed limits set for the Acadiana Trail.

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

**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 21, 2001

To the President and Members of the Senate:

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

**HOUSE BILL NO. 6—**

BY REPRESENTATIVE RIDDLE

**AN ACT**

To amend and reenact Code of Civil Procedure Article 1915(A)(6), relative to partial, final judgments for sanctions and disciplinary actions; to provide for rendition for sanctions imposed for violations of health care provider-patient privilege; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 44—**

BY REPRESENTATIVE DOWNER

**AN ACT**

To amend and reenact R.S. 29:733.1, relative to emergency preparedness; to provide for limitation of liability of owners and operators of motor vehicles used for transportation in emergencies; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 111—**

BY REPRESENTATIVE FAUCHEUX

**AN ACT**

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

Reported with amendments.

**HOUSE BILL NO. 139—**

BY REPRESENTATIVE FARRAR

**AN ACT**

To amend and reenact Code of Civil Procedure Article 4843(E)(1) and to enact Code of Civil Procedure Article 4843(I), relative to the Pineville City Court; to increase the jurisdictional amount in civil matters; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 178—**

BY REPRESENTATIVE MONTGOMERY

**AN ACT**

To amend and reenact R.S. 13:1889.2, relative to the City Court of Bossier City; to authorize the transfer of surplus funds generated from court fees to the general operational fund of the court; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 241—**

BY REPRESENTATIVE BRUNEAU

**AN ACT**

To enact Code of Civil Procedure Article 1267 and to repeal Code of Civil Procedure Article 1266(B)(4), relative to service of citation or other process on limited liability companies; to authorize service of process on the secretary of state in certain circumstances; to repeal provisions providing for service on court-appointed attorney; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 341—**

BY REPRESENTATIVES DURAND AND CLARKSON

**AN ACT**

To amend and reenact Civil Code Article 230(B) and to enact R.S. 9:315.22(D), relative to child support; to provide for continued support for a child with disabilities until his twenty-second birthday; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 409—**

BY REPRESENTATIVE BROOME

**AN ACT**

To enact R.S. 9:975, relative to the non-legal custodians; to authorize non-legal custodians to give legal consent for rendering of certain services by affidavit; to provide for the form and limitations on the use of the affidavit; to provide for limited immunity; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 747—**

BY REPRESENTATIVE MCMAINS  
AN ACT

To amend and reenact Code of Civil Procedure Articles 155 and 157(A) and Code of Criminal Procedure Articles 675 and 676(A) through (D) and to enact Code of Criminal Procedure Article 676(E), relative to the recusal of judges; to provide procedures for recusal; to provide for the hearing of a motion to recuse; to provide for the random process for appointment of a judge ad hoc to hear a motion to recuse; to provide for the random process for appointment of a judge to hear a case after recusal of a judge; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 763—**

BY REPRESENTATIVES HUNTER, KATZ, McDONALD, THOMPSON, AND  
WALSORTH AND SENATORS BARHAM, ELLINGTON, AND C. D. JONES

AN ACT

To enact R.S. 13:587.2, relative to the Fourth Judicial District Court; to authorize the judges by court rule to assign matters to be heard by specified divisions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 883—**

BY REPRESENTATIVE RIDDLE  
AN ACT

To enact R.S. 9:2715, relative to the transfer of structured settlement payment rights; to provide for definitions; to provide for a procedure for transfer; to provide for ex parte orders; to provide for requirements for transfer; to provide for the payment of costs; to provide for the effect of certain provisions; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 978—**

BY REPRESENTATIVE MURRAY  
AN ACT

To enact Children's Code Article 1509(E) and R.S. 13:4611(1)(e), relative to penalties for violating child visitation orders; to require the violating party to supply additional days to make up for visitation denied to the other parent; to authorize the court to require parents to attend parenting classes, counseling, or mediation; to provide for attorney fees; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 981—**

BY REPRESENTATIVE MURRAY  
AN ACT

To amend and reenact Children's Code Article 423(F), relative to hearing officers; to provide delays for objections; and to provide for related matters.

Reported favorably.

**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.

Reported favorably.

**HOUSE BILL NO. 1182—**

BY REPRESENTATIVES DURAND AND CLARKSON  
AN ACT

To enact Code of Civil Procedure Article 3603.1(C) and R.S. 46:2134(F), relative to domestic abuse; to provide for the issuance of temporary restraining orders in certain circumstances; to provide relative to payment or prepayment of certain court costs; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1658—**

BY REPRESENTATIVE RIDDLE  
AN ACT

To amend and reenact Code of Civil Procedure Articles 74.2(D), 2785(5), 2786(C)(3)(a), 2787, 2788(A)(introductory paragraph) and (B), and 2790(A), relative to the Intrastate Registration of Support Orders Act; to provide for the registration of obligors in certain cases; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1667—**

BY REPRESENTATIVE RIDDLE  
AN ACT

To amend and reenact R.S. 9:315.21(A), (B)(2), (C), and (E), relative to the modification of child support; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1731—**

BY REPRESENTATIVE MURRAY  
AN ACT

To amend and reenact R.S. 46:460.21(A), (B)(2), (C)(1), (2)(b)(iii), and (3), (D), and (E) and to enact R.S. 46:460.21(B)(6), relative to fees in child protection cases; to provide efficient processing of requests for legal fees; to provide for class of counsel to be paid; to provide for mediation fees; to provide for procedures and forms for electronic approval and submission of requests; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1805—**

BY REPRESENTATIVE HUNTER  
AN ACT

To amend and reenact Children's Code Article 412(H)(1)(a), relative to notice to schools when students are involved in the juvenile correction system; to clarify that transmission to schools of pertinent portions of predisposition reports affecting students

who are involved in the juvenile correction system is mandatory; to specify the age of the students to which these provisions apply; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1812—**

BY REPRESENTATIVE L. JACKSON

AN ACT

To amend and reenact R.S. 33:4720.17(A) and 4720.31(A) and R.S. 47:2261(B)(1) and to enact R.S. 47:2261(C) and (D), relative to notice requirements on post-adjudication sale or donation of property; to provide for adequacy of the notice; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
NOBLE E. ELLINGTON  
Chairman

**REPORT OF COMMITTEE ON**

**REVENUE AND FISCAL AFFAIRS**

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

May 21, 2001

To the President and Members of the Senate:

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

**SENATE BILL NO. 715—**

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:1072(A), relative the state insurance code; to provide for penalties for delinquent filing of annual tax reports and payment of license taxes by insurance companies; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 233—**

BY REPRESENTATIVES MCDONALD AND FAUCHEUX

AN ACT

To enact R.S. 47:1712, relative to the ad valorem tax; to provide for a method of application for the special assessment level for certain persons sixty-five years of age or older; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 931—**

BY REPRESENTATIVE LANDRIEU

AN ACT

To amend and reenact R.S. 17:3056(A), relative to the Health Education Authority of Louisiana; to increase the authority of

HEAL to issue bonds; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1189—**

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 39:1405.1(B), relative to the State Bond Commission; to provide for the rebate of excess fees to certain issuers; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1327—**

BY REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 47:1508(B)(11), relative to the Department of Revenue; to provide an exception to the provisions regarding confidentiality of tax records for the tobacco settlement enforcement unit of the Louisiana Department of Justice; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1772—**

BY REPRESENTATIVE DONELON

AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1998—**

BY REPRESENTATIVES LEBLANC AND FAUCHEUX

AN ACT

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

Reported favorably.

Respectfully submitted,  
ROBERT J. BARHAM  
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 21, 2001

SENATE BILL NO. 50—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 23:1143(B)(1), relative to maximum attorney fees; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 50 by Senator Marionneau

AMENDMENT NO. 1

On page 1, line 13, after "percent of" delete remainder of the line and on line 14 delete "twenty thousand dollars" and insert in lieu thereof "all amounts"

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

SENATE BILL NO. 162—

BY SENATOR FONTENOT AND REPRESENTATIVE FARRAR

A JOINT RESOLUTION

Proposing to amend Article VIII, Sections 9, 10, and 13(B) and (C) and to repeal Section 13(D) of the Constitution of Louisiana, relative to the existence of city, parish, and other local public schools systems; to recognize certain systems; to require the enactment of provisions of law for the establishment of additional systems; to require the inclusion of certain provisions in such law; to provide for related matters; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 162 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 6, after "systems;" insert "to require the inclusion of certain provisions in such law;"

AMENDMENT NO. 2

On page 2, line 1, after "(A)" insert "(1)"

AMENDMENT NO. 3

On page 2, between lines 15 and 16, insert the following:

**"(2) The law mandated by Subparagraph (1) of this Paragraph shall include the following provisions:**

**(a) That any authority for the establishment of a school system in an unincorporated area require that the area be located entirely in one parish, be geographically compact and contiguous, and be comprised of complete precincts so that the**

**boundaries of such area are definable by the boundaries of the precincts of which it is comprised.**

**(b) That prior to the establishment of a school system, an election be called and held in the area seeking to become a school system and in the remainder of the jurisdiction of the school system from which the new school system is proposed to be formed and that the proposition receive a favorable vote of the majority of the votes cast in both the city or area and in the remainder of the existing school system jurisdiction."**

AMENDMENT NO. 4

On page 6, line 18, after "legislature;" insert "to require that the law providing the means to establish a new school system specify that unincorporated areas seeking to do so must be located entirely in one parish, be geographically compact and contiguous, and be comprised of complete precincts and that an election must be held in the area seeking to become a school system and in the remainder of the jurisdiction of the school system from which the new school system is proposed to be formed and that the proposition receive a favorable vote of the majority of the votes cast in both the city or area and in the remainder of the existing school system jurisdiction;"

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

SENATE BILL NO. 256—

BY SENATOR FONTENOT AND REPRESENTATIVE FARRAR

AN ACT

To enact Subpart A-2 of Part II of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:74.1 through R.S. 17:74.8; to provide for the authorization to establish a school system; to provide definitions; to provide relative to the initiation and petitioning necessary to establish a school system; to provide for an election to address the question of whether a school system should be established; to provide for a temporary school board and the appointment of an interim school board; to provide for the election of a permanent school board; to establish the authority and requirements of each type of school board; to provide for and require judicial validation; to provide for the land, facilities, and funding of a newly established school system; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 256 by Senator Fontenot

AMENDMENT NO. 1

On page 14, line 7, change " \_\_ " to "162"

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

**SENATE BILL NO. 719—**

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 23:1201(F), relative to workers' compensation; to provide with respect to benefits; to provide for penalties and attorney fees; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 719 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 11, after "F." delete the remainder of the line and delete lines 12 through 16

AMENDMENT NO. 2

On page 2, delete lines 1 through 8 and on line 9 delete "the insurer." and insert "(1)"

AMENDMENT NO. 3

On page 2, line 9, after "Upon" insert "discovery of error or"

AMENDMENT NO. 4

On page 2, line 11, after "Section," insert "and that such failure was arbitrary and capricious and without probable cause, payment shall be made immediately and"

AMENDMENT NO. 5

On page 2, line 18, after "(2)", delete the remainder of the line and delete line 19

AMENDMENT NO. 6

On page 2, line 20, delete "the employer or insurer had no control."

AMENDMENT NO. 7

On page 2, line 20, after "Upon" insert "discovery of error or"

AMENDMENT NO. 8

On page 2, line 22, after "Section," insert "and that such failure was arbitrary and capricious and without probable cause, payment shall be made immediately and"

AMENDMENT NO. 9

On page 3, line 2, after "(3)", delete the remainder of the line and delete line 3

AMENDMENT NO. 10

On page 3, line 4, delete "this Section shall be paid directly to the employee."

AMENDMENT NO. 11

On page 3, delete lines 7 through 11 and on line 12 delete "or attorney fee."

AMENDMENT NO. 12

On page 3, between lines 14 and 15, insert "A claim is reasonably controverted if the employer had sufficient factual and medical information to justify a refusal to pay all or part of the benefits owed."

AMENDMENT NO. 13

On page 3, delete lines 15 through 16 and on line 17 delete "premium rates for worker compensation insurance." and insert "(4)"

AMENDMENT NO. 14

On page 3, line 20 and line 27 change "(5)" to "(4)"

AMENDMENT NO. 15

On page 4, line 4 and line 9 change "(5)" to "(4)"

AMENDMENT NO. 16

On page 4, line 6 after "fee," insert "penalties and"

AMENDMENT NO. 17

On page 4, line 6 after "awarded" insert "as provided in this Section"

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

**SENATE BILL NO. 956—**

BY SENATOR MICHOT

AN ACT

To enact R.S. 33:2933, relative to electronic governmental transactions; to authorize local entities to conduct electronic transactions using credit cards, debit cards, and similar payment devices; to authorize a fee for such services; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 956 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete the remainder of the line and on line 3, delete "consisting of R.S. 7:1 through 19" and insert "R.S. 33:2933"

AMENDMENT NO. 2

On page 1, line 4, after "transactions;" delete the remainder of the line, delete lines 5 through 16 and on page 2, delete lines 1 through 3 and insert "to authorize local entities to conduct electronic transactions using credit cards, debit cards, and similar payment devices; to authorize a fee for such services; and to"

AMENDMENT NO. 3

On page 2, line 6, after "Section 1." delete the remainder of the line, and delete lines 7 through 27 in their entirety and delete pages 3 through 16 in their entirety

AMENDMENT NO. 4

On page 17, delete lines 1 through 25, and insert the following:

"R.S. 33:2933 is hereby enacted to read as follows:  
§2933. Payments by approved credit and debit cards; authorizations;  
contracts; fees

**R.S. 33:2933 is all proposed new law.**

A. As used in this Section:

(1) "Local entity" means any parish, municipality, or other political subdivision of the state created by law.

(2) "Local charges" means taxes, fees, charges, licenses, service fees or charges, fines, penalties, interest, sanctions, stamps, surcharges, assessments, obligations, and any other similar charges or obligations owed the local entity, or any department, agency, board, commission, or other entity thereof.

B. A local entity may accept payment of any local charge it, or any department, agency, board, commission, or other entity thereof, is authorized to collect by credit card, debit card, or similar payment device approved by the local entity. When accepting cards or devices, the local entity may establish and assess a fee, provided that the fee is a uniform dollar amount or percentage assessed for all types of cards or devices accepted by the local entity. The fee shall be considered a "local charge" as provided in this Section. The authorization and use of credit cards, debit cards, and similar payment devices to make or accept payment for any government charge or required payment shall be in accordance with this Section.

C. When a local entity accepts payment of a local charge by a card or device, the liability therefor is not finally discharged and obligation for payment of the local charge is not extinguished until the local entity has received final settlement, payment, or other credit in full for the local charge and any additional permissible fees associated with the transaction. Upon receipt of the final settlement, payment, or other credit, the local charge shall be deemed paid on the date the credit or debit charge was initially made.

D. A local entity exercising the authority granted by this Section shall designate the credit cards, debit cards, or similar payment devices that it will accept to receive payment of any local charges. It shall from time to time, but at least annually, publish a list of approved credit and debit cards by which any unit of the local entity may accept payment of any local charge the local entity may collect. A local entity may negotiate and enter into all contracts, for periods not to exceed five years, with providers of such cards or devices, including master or statewide financial providers, third party processors, or providers for Internet and other similar use and payment acceptance using such cards or devices.

D. A local entity exercising the authority granted by this Section shall establish procedures and guidelines for the approval and operation of any cards or devices, and fix applicable processing fees, pursuant to this Section.

E. In negotiating contracts and approving designated cards or devices, the local entity shall seek to achieve uniform implementation and standard terms and provisions with respect to the acceptance of payments by other local entities, in order to achieve maximum efficiency, uniformity, and cost effectiveness. Any contracts pursuant to this Section may include such provisions, terms, and conditions as the local entity deems necessary or appropriate to fulfill those purposes, including specific terms as to any limitations on amounts and limits of liabilities eligible for payment, operational requirements, types, terms, and payment of fees. To fulfill those purposes, two or more local entities may jointly enter into agreements to collect local charges by credit cards, debit cards, or similar payment devices pursuant to this Section.

F. Any contract or other binding arrangement for acceptance of credit cards, debit cards, or any other devices, in existence on August 15, 2001, shall not be affected by this Section."

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

**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. 158—**

BY REPRESENTATIVE DANIEL

**AN ACT**

To enact R.S. 56:31(C), (D), and (E), relative to penalties and enforcement procedures for certain hunting and fishing violations; to authorize the secretary of the Department of Wildlife and Fisheries to assess adjudicatory costs and a late penalty; to authorize the secretary to institute civil proceedings to enforce rulings regarding class one violations; to provide relative to awarding attorney fees, judicial interest, and costs; and to provide for related matters.

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

**HOUSE BILL NO. 165—**

BY REPRESENTATIVES DIEZ, CAZAYOUX, FRITH, HAMMETT, JOHNS, AND PINAC AND SENATOR HEITMEIER

**AN ACT**

To amend and reenact R.S. 38:2212(E), relative to contracts for public works let by publicly owned utilities; to remove required bidding procedures applicable to work done for the contract limit or less; to authorize public entities to use certain maintenance employees for certain projects; and to provide for related matters.

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

**HOUSE BILL NO. 201—**

BY REPRESENTATIVE BRUCE

**AN ACT**

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

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

**HOUSE BILL NO. 295—**

BY REPRESENTATIVE TOWNSEND

## AN ACT

To amend and reenact R.S. 34:3269(8), relative to the Cane River Waterway Commission; to authorize the commission to levy an annual tax not to exceed six mills for capital outlay and for maintenance and operation of the waterway; and to provide for related matters.

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

**HOUSE BILL NO. 367—**

BY REPRESENTATIVE DOWNER

## AN ACT

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

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 367 by Representative Downer

**AMENDMENT NO. 1**

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 29:36.1(A) and to"

**AMENDMENT NO. 2**

On page 1, line 4, after "Guard;" and before "to" insert "to delete the program requirement that certain applicants be registered voters;"

**AMENDMENT NO. 3**

On page 1, line 8, after "Section 1." and before "R.S." insert "R.S. 29:36.1(A) is hereby amended and reenacted and"

**AMENDMENT NO. 4**

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

"A. Any student enrolled or who may enroll in a public institution of higher learning of this ~~state~~, state who is seventeen years of age or over and who is serving in the Louisiana National Guard shall be exempt from all tuition charges imposed by any such institution of higher ~~learning~~, learning if the applicant for free tuition is presently domiciled in Louisiana. ~~and, if at least eighteen years of age, the applicant is a registered voter.~~ This exemption may be claimed for five separate academic years or until the receipt of a bachelor's degree, whichever occurs first. However, any student receiving a tuition exemption under the provisions of this Section who is mobilized or called to active duty is entitled to an extension of the time the tuition exemption may be claimed equal to the amount of time served in active duty. If the service in the Louisiana National Guard of a student terminates or he is placed on scholastic probation while receiving the benefits of any exemption afforded by this

Section, his exemption shall immediately be forfeited, and he shall pay to such institution all tuition charges from which he was exempted pursuant to this Section for the academic semester or quarter in which his service terminates or he is placed on scholastic probation."

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

**HOUSE BILL NO. 388—**

BY REPRESENTATIVE QUEZAIRE

## AN ACT

To amend and reenact R.S. 32:171(F), relative to railroad grade crossings; to provide with respect to penalties; to require persons who violate laws relating to railroad crossing signals and warning devices to attend an Operation Lifesaver Course; to require the Operation Lifesaver Program to design a safe driver's course; and to provide for related matters.

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

**HOUSE BILL NO. 399—**

BY REPRESENTATIVE FARRAR

## AN ACT

To enact R.S. 33:3813(K), relative to Waterworks District No. 3 of the Parish of Rapides, State of Louisiana; to provide for the membership of the board of commissioners; to provide for implementation of the Act; and to provide for related matters.

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

**HOUSE BILL NO. 575—**

BY REPRESENTATIVE NEVERS

## AN ACT

To enact Part IV-A of Chapter 4 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:852.1 through 852.23, to provide for titling and registering boats and outboard motors; to provide for declaration of policy; to provide for the use of funds; to provide for definitions; to provide for registration and certificates of title; to provide for fees; to provide for cancellation and surrender of certificates of title; to provide for security interests; to provide for rules; to provide for penalties; and to provide for related matters.

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

May 21, 2001

**HOUSE BILL NO. 596—**

BY REPRESENTATIVE BOWLER

AN ACT

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

Reported favorably by the Committee on Labor and Industrial Relations. 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. 597—**

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 23:1201.2, relative to workers' compensation; to provide penalties for the wrongful discontinuance of workers' compensation payments; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. 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. 606—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 48:256.1(A) and (D) and to repeal R.S. 48:256 and 256.1(B) and (C), relative to the Department of Transportation and Development; to provide relative to contracts for construction and maintenance projects; to provide relative to retained amounts for department contracts; to provide relative to retainage bonds; to provide for the dedication of certain funds; to provide relative to payment by the department of retained amounts to a contractor; to repeal provisions relative to escrow agreements; and to provide for related matters.

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

**HOUSE BILL NO. 610—**

BY REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 32:125, relative to motor vehicles; to provide for the operation of vehicles when approaching a parked emergency vehicle; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 610 by Representative Downer

AMENDMENT NO. 1

On page 2, line 5, between the first "vehicle," and "merge" insert the following: "slow to a speed of twenty-five miles per hour until it is safe to proceed at the posted speed limit and"

AMENDMENT NO. 2

On page 2, line 6, after "speed" delete the remainder of the line and delete line 7 in its entirety and insert the following: "of twenty-five miles per hour or the posted speed, whichever is lower, until it is safe to proceed at the posted speed limit."

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

**HOUSE BILL NO. 628—**

BY REPRESENTATIVE HUDSON

AN ACT

To enact R.S. 32:216(C) and (D), relative to pedestrians on highways; to prohibit pedestrians from crossing interstate highways; to provide relative to penalties for certain violations; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 628 by Representative Hudson

AMENDMENT NO. 1

On page 1, line 13, after "D." delete "(1)"

AMENDMENT NO. 2

On page On page 1, delete lines 18 and 19, and delete page 2

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

**HOUSE BILL NO. 637—**

BY REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 32:1524, relative to motor vehicles; to provide relative to for-hire motor carriers transporting railroad employees; to provide for definitions; to provide for driving time requirements; to require for-hire carrier companies to maintain certain records; to authorize state police to inspect certain records; to require the department to promulgate rules and regulations; and to provide for related matters.

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



**HOUSE BILL NO. 674—**

BY REPRESENTATIVE PITRE

AN ACT

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

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

**HOUSE BILL NO. 786—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 47:532.1(A)(7)(c) and (C), relative to public license tag agents; to provide relative to the maximum amount of convenience fees authorized to be collected for certain transactions; and to provide for related matters.

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

**HOUSE BILL NO. 794—**

BY REPRESENTATIVE THOMPSON AND SENATOR C. JONES

AN ACT

To amend and reenact R.S. 17:3991(B)(1)(b)(ii), relative to charter school enrollment requirements; to provide relative to requirements for enrolling at-risk pupils in Types 2, 3, and 4 charter schools in certain parishes; and to provide for related matters.

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

**HOUSE BILL NO. 796—**

BY REPRESENTATIVES WOOTON, CLARKSON, DOWNER, AND MCDONALD AND SENATORS HAINKEL AND THEUNISSEN

AN ACT

To amend and reenact R.S. 17:3991(B)(1)(a), relative to charter school enrollment requirements; to exempt from such requirements certain charter schools established with the mission of meeting the needs of children of military personnel; to provide conditions and exceptions; and to provide for related matters.

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

**HOUSE BILL NO. 818—**

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:3048.1(C)(2)(c)(i), relative to core curriculum requirements for eligibility for the Tuition Opportunity Program for Students; to require that the Louisiana Student Financial Assistance Commission provide a waiver procedure through the 2002-2003 school year for certain students unable to meet specified high school core curriculum requirements; to provide guidelines for such waivers; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 951—**

BY REPRESENTATIVE GUILLORY

AN ACT

To amend and reenact R.S. 23:161(10)(b), relative to employment of minors; to correct an erroneous reference to federal law, the Fair Labor Standards Act; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. 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. 954—**

BY REPRESENTATIVE GUILLORY

AN ACT

To amend and reenact R.S. 23:111(E) and to enact R.S. 23:111(F), relative to private employment services; to limit the amount of fees private employment services can collect from an applicant's gross wages in any given pay period; to prohibit contracts which exceed the collection limit provided; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Labor and Industrial Relations to Engrossed House Bill No. 954 by Representative Guillory

AMENDMENT NO. 1

On page 1, line 14, after "allows for the " insert "direct payroll"

On motion of Senator C. Jones, 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. 956—**

BY REPRESENTATIVE GUILLORY

AN ACT

To amend and reenact R.S. 23:1535(A), relative to employment security; provides for the variation from the standard rates of contributions paid by employers in the unemployment system; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. 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. 957—**

BY REPRESENTATIVE GUILLORY

AN ACT

To enact R.S. 23:1554, relative to quarterly wage and contribution reports; to require employers to round to the next nearest dollar individual employee wages on wage reports and total wages for all employees on contribution reports provided to the Department of Labor on a quarterly basis; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. 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. 962—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 47:507, relative to the placement of motor vehicle license plates; to provide for the placement of permanent registration license plates; and to provide for related matters.

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

**HOUSE BILL NO. 1098—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:407(A)(3) and 422(A), relative to Class "E" learner's license; to provide for certain authorized persons to be in a vehicle when the person driving has a learner's permit; and to provide for related matters.

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

**HOUSE BILL NO. 1136—**

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 41:1338(A) and to enact R.S. 41:1338(D), relative to the transfer of property by certain political subdivisions; to provide relative to the sale of certain property by reservoir districts; and to provide for related matters.

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

**HOUSE BILL NO. 1154—**

BY REPRESENTATIVE STELLY

AN ACT

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

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

**HOUSE BILL NO. 1157—**

BY REPRESENTATIVES MONTGOMERY AND JANE SMITH

AN ACT

To amend and reenact R.S. 33:1236(49)(b)(i), relative to derelict structures; to authorize the governing authority of the parish of Bossier to compel or require property owners to repair or demolish such structures and to charge the property owners therefor; to provide for the collection of such charges and enforcement thereof; and to provide for related matters.

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

**HOUSE BILL NO. 1177—**

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 40:1843, relative to the Liquefied Petroleum Gas Commission; to increase per diem for members; and to provide for related matters.

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

**HOUSE BILL NO. 1190—**

BY REPRESENTATIVE SCHWEGMANN AND SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 38:336(B)(2)(b), relative to property of the Orleans Levee District along Lake Pontchartrain; to exempt a specified piece of property from dedication to use as green space; to provide for sale or lease of such property; and to provide for related matters.

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

**HOUSE BILL NO. 1220—**

BY REPRESENTATIVE TOOMY

AN ACT

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

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

**HOUSE BILL NO. 1263—**

BY REPRESENTATIVES CLARKSON AND TUCKER

AN ACT

To amend and reenact R.S. 38:301(A)(3), relative to the authority of levee boards; to authorize the construction of bicycle paths and walkways along certain levees in Orleans Parish; and to provide for related matters.

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

**HOUSE BILL NO. 1279—**

BY REPRESENTATIVE HEATON

AN ACT

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

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

**HOUSE BILL NO. 1282—**

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN

AN ACT

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

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 1282 by Representative Crane

AMENDMENT NO. 1

On page 4, delete line 26 and insert in lieu thereof the following:

"(3) ~~In~~ Except as provided in Paragraph (4), in no case shall the per pupil amount required in Paragraph (1) of this Subsection be less than the combined state and local per pupil allocation for the district in which the charter school is located as defined by the most recent legislatively approved minimum foundation program formula resolution, including all levels."

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

**HOUSE BILL NO. 1300—**

BY REPRESENTATIVES SNEED, GREEN, AND LANCASTER

AN ACT

To amend and reenact R.S. 33:172.1, relative to municipal annexation procedures in Jefferson Parish; to provide relative to requirements for annexation; to provide relative to petitioning to annex territory in Jefferson Parish and requirements for petitions; to provide requirements relative to areas to be annexed; to provide relative to approval of annexation; to provide relative to suits to contest proposed extensions of corporate limits; and to provide for related matters.

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

**HOUSE BILL NO. 1301—**

BY REPRESENTATIVES BOWLER, ANSARDI, GREEN, AND LANCASTER AND SENATOR LENTINI

AN ACT

To amend and reenact Part XV of Chapter 2 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:1420.11 through 1420.15, relative to special districts and subdistricts in Jefferson Parish; to provide relative to general authority for the establishment, creation, merger, consolidation, or abolition of special districts and subdistricts in Jefferson Parish; to provide relative to the powers and authorities of such special districts and subdistricts; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1301 by Representative Bowler

AMENDMENT NO. 1

On page 7, between lines 11 and 12 insert the following:

"G. Notwithstanding any other provision of law to the contrary, any consolidated or merged district shall be eligible for any and all allocation of state revenue sharing or other reimbursement or payment from the Property Tax Relief Fund that would otherwise be distributed to the underlying districts had the consolidation or merger not occurred."

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

**HOUSE BILL NO. 1351—**  
BY REPRESENTATIVE THOMPSON  
AN ACT

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

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 1351 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 6, between "The" and "commissioner" insert "Poverty Point Reservoir District, through the"

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

**HOUSE BILL NO. 1477—**  
BY REPRESENTATIVES PITRE AND DIEZ  
AN ACT

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

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

**HOUSE BILL NO. 1481—**  
BY REPRESENTATIVE JOHNS  
AN ACT

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

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 1481 by Representative Johns

AMENDMENT NO. 1

On page 2, line 4, after "to" insert the following:  
"its junction with Louisiana Highway 27 at Gibbstown, and then south to Louisiana Highway 82 and then east to its junction with the Intracoastal Waterway at Forked Island, the Intracoastal Waterway from Forked Island to Bayou Barataria to the Harvey Canal, the Harvey Canal to the"

AMENDMENT NO. 2

On page 2, delete lines 7 through 9 in their entirety

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

**HOUSE BILL NO. 1512—**  
BY REPRESENTATIVES CLARKSON, ALARIO, DAMICO, GREEN,  
HUTTER, ODINET, TOOMY, TUCKER, AND WOOTON  
AN ACT

To authorize certain vehicles occupied by one or more persons to use the designated "HOV2" or "High Occupancy Vehicle 2" lanes on the Crescent City Connection for a limited time; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1512 by Representative Clarkson

AMENDMENT NO. 1

On page 1, line 7, change "Authority" to "Administration"

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

**HOUSE BILL NO. 1534—**  
BY REPRESENTATIVE CRANE  
AN ACT

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

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 1534 by Representative Crane

AMENDMENT NO. 1

On page 1, line 6, after "eligibility;" and before "to provide for effectiveness;" insert "to provide guidelines and limitations;"

AMENDMENT NO. 2

On page 2, line 8, after "the" and before "has" change "2003-2004 award year," to "2004-2005 school year."

AMENDMENT NO. 3

On page 2, line 11, after "university." delete the remainder of the line and delete lines 12 through 17 in their entirety and at the beginning of line 18 delete "admission to the desired college or university." and in lieu thereof insert the following: "Except as otherwise provided by this Section and beginning with the 2005-2006 school year and thereafter, meets standards for admission to the desired college or university and has successfully completed at least eighteen and one-half units of high school course work or alternatives thereto as permitted by this Subparagraph which constitutes a core curriculum with the additional units required for the 2005-2006 school year and thereafter to be selected from among the math, science, and social science core curriculum courses provided by this Subparagraph, advance placement courses, and college or university courses taken for postsecondary education credit from a college or university that is accredited by a regional accrediting organization recognized by the United States Department of Education."

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

**HOUSE BILL NO. 1551—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:853(A)(1)(a), 871(A) and (D), 872(A), (C)(2) and (3), and (D), 874(B), 875, 876, 877, and 879 and to repeal R.S. 32:874(D), relative to motor vehicle accidents; to provide relative to abstracts of operating records; to authorize the submission of certain written reports under certain circumstances; to provide relative to certain damages; to provide relative to liability security; to provide relative to reinstatement of driver's license under certain circumstances; to repeal provisions relative to transmission of certain information for nonresidents; to provide relative to registration of certain motor vehicles following an accident; and to provide for related matters.

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

**HOUSE BILL NO. 1606—**

BY REPRESENTATIVE DAMICO

AN ACT

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

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

**HOUSE BILL NO. 1609—**

BY REPRESENTATIVE DIEZ

AN ACT

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

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1609 by Representative Diez

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 47:463.4(A)(7)" to "R.S. 47:463.4(A)(6)" and after "(J)" insert " , to enact R.S. 47:463.4(E)(4),"

AMENDMENT NO. 2

On page 1, line 3, change "R.S. 47:463.4(H)" to "R.S. 47:463.4(A)(7) and (H)"

AMENDMENT NO. 3

On page 1, line 7, change "R.S. 47:463.4(A)(7)" to "R.S. 47:463.4(A)(6)"

AMENDMENT NO. 4

On page 1, line 8, after "reenacted" insert "and R.S. 47:463.4(E)(4) is hereby enacted"

AMENDMENT NO. 5

On page 1, delete lines 13 through 17 and on page 2, delete lines 1 through 4 and insert the following:

"(6) The special license plates shall bear the international symbol of accessibility and shall be followed by such numbers or letters as the secretary finds expedient. Each initial application ~~and subsequent renewal, except as provided for in Paragraph E(3) of this Section,~~ shall be accompanied by a currently dated physician's statement certifying that the applicant is a mobility impaired person whose impairment is permanent.

\* \* \*

AMENDMENT NO. 6

May 21, 2001

On page 2, line 21, change "not permanent" to "temporary"

AMENDMENT NO. 7

On page 2, delete lines 23 and insert "each year and"

AMENDMENT NO. 8

On page 3, line 7, change "not permanent" to "temporary"

AMENDMENT NO. 9

On page 4, delete lines 7 through 18, and insert the following:

"(3) The term "permanent" means that ~~the physical condition which qualifies the applicant for a special license plate or hang tag will last or is reasonably expected to last at least two years from the date on which the application is made or from the date specified by the certifying physician on his statement, whichever is longer. However, an applicant who presents a currently dated physician's statement certifying that the applicant's physical condition is a total or lifelong condition of mobility impairment, from which little or no improvement or recovery can reasonably be expected, shall not be required to submit a physician's statement certifying such condition upon subsequent applications for renewal of the license plate or hang tag.~~

(4) The term "temporary" means that the physical condition which qualifies the applicant for a hang tag will not last or is reasonably expected not to last more than one year from the date on which the application is made or from the date specified by the certifying physician on his statement, whichever is longer.

AMENDMENT NO. 10

On page 5, delete line 17, and insert "card each year for a person whose impairment is temporary."

AMENDMENT NO. 11

On page 6, line 11, after "Section 2." delete the remainder of the line and insert "R.S. 47:463.4(A)(7) and (H) are hereby repealed in their entirety."

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

HOUSE BILL NO. 1612—

BY REPRESENTATIVE THOMPSON

AN ACT

To enact Subpart B-29 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.561 through 130.567, relative to municipalities in certain parishes; to authorize the governing bodies of two or more municipalities in a parish with a population in excess of twelve thousand but less than thirteen thousand according to the latest federal decennial census to create by local services agreement and intergovernmental contract a special district for industrial, commercial, tourism, and economic development purposes; to provide relative to the composition, appointment, and terms of office of the board of commissioners of the district; to provide for the powers, duties, and functions of the board; to provide for the levy and collection of taxes and the issuance of debt; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1612 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 6, change "twelve thousand but less than thirteen thousand" to "thirteen thousand but less than fourteen thousand"

AMENDMENT NO. 2

On page 2, at the end of line 12, change "twelve" to "thirteen" and at the beginning of line 13, change "thousand persons but less than thirteen thousand persons" to "thousand persons but less than fourteen thousand persons"

AMENDMENT NO. 3

On page 2, at the beginning of line 18, change "twelve thousand but less than thirteen thousand" to "thirteen thousand but less than fourteen thousand"

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

HOUSE BILL NO. 1795—

BY REPRESENTATIVE DAMICO

AN ACT

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

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

HOUSE BILL NO. 1824—

BY REPRESENTATIVE THOMPSON

AN ACT

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

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

HOUSE BILL NO. 1836—

BY REPRESENTATIVES QUEZAIRE AND KATZ

AN ACT

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

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

**HOUSE BILL NO. 1852—**  
BY REPRESENTATIVE THOMPSON  
AN ACT

To enact R.S. 33:4574.13, relative to a tourist commission in certain parishes; to provide for the creation of a tourist commission in parishes with a population between thirteen thousand five hundred and fourteen thousand persons; to provide for the appointment, powers, and duties of the commission; to authorize, subject to voter approval, the levy and collection of a hotel occupancy tax by the governing authority of the commission for the purpose of funding the activities of the commission; to provide relative to borrowing by the commission and other budgetary matters; and to provide for related matters.

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

**HOUSE BILL NO. 1865—**  
BY REPRESENTATIVES TUCKER AND BROOME  
AN ACT

To enact R.S. 33:9033.3(N), relative to financing of economic development projects in certain parishes; to authorize sales tax increment financing of economic development projects in parishes with a population between four hundred thousand and four hundred seventy-five thousand; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1865 by Representative Tucker

AMENDMENT NO. 1  
On page 1, line 12, after "N." and before "This Section" delete "(1)"

AMENDMENT NO. 2  
On page 1, at the end of line 14, delete the period "." and insert the following: "and for such purpose the term "municipality" as used in Subsections A through M of this Section shall include such a parish."

AMENDMENT NO. 3  
On page 1, delete lines 15 and 16 in their entirety

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

**HOUSE BILL NO. 1880—**  
BY REPRESENTATIVE LAFLEUR  
AN ACT

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

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

**HOUSE BILL NO. 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.

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 2007 by Representative Alario

AMENDMENT NO. 1  
On page 1, line 8, after "date;" insert "to provide for a termination of the authority;"

AMENDMENT NO. 2  
On page 2, line 19, after "Budget." insert "The authority granted by the provisions of this Item shall terminate July 1, 2005."

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

**Appointment of Conference Committee  
on House Bill No. 1634**

The President of the Senate appointed on the Conference Committee on House Bill No. 1634 the following members of the Senate: Senators Malone, B. Jones and Smith.

**Senator Ellington in the Chair**

**Special Order of the Day**

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

**SENATE BILL NO. 632—**  
BY SENATOR DARDENNE

AN ACT

To enact Subpart F of Part II-A of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:99.1 through 99.20, relative to tobacco settlement financing; to provide legislative findings and intent; to provide for definitions; to create the Tobacco Settlement Financing Corporation and to provide for a board; to provide for staffing of the corporation; to provide for tax exemptions; to provide for bond validation actions; to provide for the sale of certain tobacco assets; to provide for the issuance of bonds and for the security for payment of bonds; to provide for ancillary contracts and swaps; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Dardenne sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Engrossed Senate Bill No. 632 by Senator Dardenne

AMENDMENT NO. 1

On page 5, line 7, change the word "bonds" to "bond"

AMENDMENT NO. 2

On page 5, line 9, after "service," insert "sinking fund requirements,"

AMENDMENT NO. 3

On page 5, line 15, after "Trust" delete the period "." and insert "pursuant to the Agreement."

AMENDMENT NO. 4

On page 5, line 17, after "agreement" delete the period "." and insert ", without giving effect to any sale of any portion thereof."

AMENDMENT NO. 5

On page 5, line 27, delete the words "net proceeds" and insert in lieu thereof "purchase price"

AMENDMENT NO. 6

On page 6, line 1, delete the word "for" and insert in lieu thereof "to purchase"

AMENDMENT NO. 7

On page 6, line 8, delete the words "independent instrumentality" and insert in lieu thereof "instrumentality independent"

AMENDMENT NO. 8

On page 6, delete lines 23 through 26 in their entirety and insert in lieu thereof: "treasurer, attorney general, seven members appointed by the governor with one member appointed from each of the seven congressional districts and one additional member appointed from the state. The members of the board"

AMENDMENT NO. 9

On page 7, line 2, after "governor" insert "shall be subject to Senate confirmation and"

AMENDMENT NO. 10

On page 8, line 17, after "Chapter" delete the period "." and insert ", and shall have the indemnification rights provided in R.S. 13:5108.1 with respect to such actions."

AMENDMENT NO. 11

On page 8, line 24, after "corporation" insert "to effectuate the purposes of the corporation"

AMENDMENT NO. 12

On page 9, line 22, between "approval to" and "the" insert "the State Bond Commission and"

AMENDMENT NO. 13

On page 10, line 7, delete "held by fiduciaries" and insert "of the State, funds of the political subdivisions of the State or tax exempt bonds as defined in R.S. 49:342(C)."

AMENDMENT NO. 14

On page 11, line 3, delete the word "shall" and insert in lieu thereof "may, pursuant to a cooperative endeavor agreement,"

AMENDMENT NO. 15

On page 11, line 5, delete the word "shall" and insert in lieu thereof "may, pursuant to a cooperative endeavor agreement,"

AMENDMENT NO. 16

On page 11, line 6, between "and" and "the" insert "subject to approval of the State Bond Commission and the Attorney General,"

AMENDMENT NO. 17

On page 11, line 18, between "such" and "consultants" insert "professionals,"

AMENDMENT NO. 18

On page 11, line 22, after "compensation" delete the rest of the sentence and insert "subject only to the approval of the State Bond Commission."

AMENDMENT NO. 19

On page 11, delete line 23

AMENDMENT NO. 20

On page 13, line 22, after "B." and before "The", insert "(1)"

AMENDMENT NO. 21

On page 13, line 26, after the period ".", delete the remainder of the line and insert:

"(2) Except as provided in Paragraph (3) of this Subsection, pursuant to and"

AMENDMENT NO. 22

On page 14, between lines 5 and 6 insert:

"(3) In the event a sale or sales authorized in Subsection A of this Section is made during the state fiscal year commencing on July 1, 2001, the state treasurer, in consultation with the commissioner of administration, shall provide for the deposit into the Louisiana Fund an amount of the net proceeds of any such sale or sales that together



with other deposits will ensure that fifty million dollars is deposited into the Louisiana Fund in that state fiscal year. The remainder of such proceeds after deposit into the Louisiana Fund, any residuals received in such state fiscal year and the net proceeds of any sale or sales occurring after that state fiscal year shall be deposited in the Millennium Trust."

AMENDMENT NO. 23

On page 14, line 13, delete the words "an ownership interest in the residual trust" and insert in lieu thereof "residual interests"

AMENDMENT NO. 24

On page 15, line 15, after "Commission" delete the period "." and insert "and the Joint Legislative Committee on the Budget."

AMENDMENT NO. 25

On page 15, line 18, delete the words "settlement payments" and insert in lieu thereof "assets"

AMENDMENT NO. 26

On page 15, line 20, after the words and comma "trustee," and before "and" insert "(iv) income,"

AMENDMENT NO. 27

On page 15, line 20, after the word "and" change "(iv)" to "(v)"

AMENDMENT NO. 28

On page 15, line 24, after the words "of the" and before the word "faith" insert "full"

AMENDMENT NO. 29

On page 15, line 25, delete the word "than" and insert in lieu thereof "that"

AMENDMENT NO. 30

On page 16, line 10, after "Commission" delete the period "." and insert "and the Joint Legislative Committee on the Budget."

AMENDMENT NO. 31

On page 16, line 23, after "Commission" delete the period "." and insert "and the Joint Legislative Committee on the Budget."

AMENDMENT NO. 32

On page 17, between lines 5 and 6, insert the following:

"C. Bonds of the corporation shall not be invalid because of any irregularity or defect in the proceedings or in the issuance and sale thereof and shall be incontestable in the hands of a bona fide purchaser or holder. The corporation, after authorizing the issuance of bonds by resolution, shall publish once in a newspaper of general circulation in the parish in which the corporation is domiciled, a notice of intention to issue the bonds. The notice shall include a description of the bonds and the security therefor. Within thirty (30) days after the publication, any person in interest may contest the legality of the resolution, any provisions of the bonds to be issued pursuant to it, the provisions securing the bonds, and the validity of all other provisions and proceedings relating to the authorization and issuance of the bonds. If no action or proceeding is instituted within the thirty days, no person may contest the validity of the bonds, the provisions of the resolution pursuant to which the bonds were issued,

the security of the bonds, or the validity of any other provisions or proceedings relating to their authorization and issuance, and the bonds shall be presumed conclusively to be legal. Thereafter no court shall have authority to inquire into such matters."

AMENDMENT NO. 33

Delete Senate Floor Amendment No. 7 proposed by Senator Lambert on behalf of the Legislative Bureau and adopted on April 25, 2001.

AMENDMENT NO. 34

On page 17, line 8, after "thereof" delete the period "." and insert ", and shall have the indemnification rights provided in R.S. 13:5108.1 with respect to such issuance."

AMENDMENT NO. 35

On page 19, line 4, delete the words "or the making or performance of swap contracts"

AMENDMENT NO. 36

On page 19, line 8, after "Commission" delete the period "." and insert "and the Joint Legislative Committee on the Budget."

AMENDMENT NO. 37

On page 19, line 12, after "Commission" and before the comma "," insert "and the Joint Legislative Committee on the Budget"

AMENDMENT NO. 38

On page 19, line 24, between the words "corporation" and "in connection" insert ", subject to approval of the State Bond Commission and the Joint Legislative Committee on the Budget,"

AMENDMENT NO. 39

On page 20, line 5, after "Commission" and before the comma "," insert "and the Joint Legislative Committee on the Budget"

AMENDMENT NO. 40

On page 20, line 15, delete the words "municipality, parish or any"

AMENDMENT NO. 41

On page 20, line 24, delete the word "pledges" and insert in lieu thereof "covenants"

AMENDMENT NO. 42

On page 21, line 1, between "all" and "tobacco" insert "conveyed"

Senator Dardenne moved the adoption of Amendments No. 1 through 7 and 9 through 42.

Without objection, Amendments No. 1 through 7 and 9 through 42 were adopted.

Senator Dardenne moved the adoption of Amendment No. 8.

Senator Campbell objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

May 21, 2001

|               |           |             |
|---------------|-----------|-------------|
| Mr. President | Fields, W | Lentini     |
| Bajoie        | Fontenot  | Michot      |
| Barham        | Gautreaux | Mount       |
| Bean          | Heitmeier | Romero      |
| Boissiere     | Hines     | Schedler    |
| Cain          | Hoyt      | Smith       |
| Chaisson      | Irons     | Tarver      |
| Dardenne      | Johnson   | Theunissen  |
| Dean          | Jones, B  | Thomas      |
| Ellington     | Jones, C  | Ullo        |
| Fields, C     | Lambert   |             |
| Total—32      |           |             |
|               | NAYS      |             |
| Campbell      | Hollis    | Marionneaux |
| Cravins       | Malone    | McPherson   |
| Total—6       |           |             |
|               | ABSENT    |             |
| Dupre         |           |             |
| Total—1       |           |             |

The Chair declared Amendment No. 8 was adopted.

**Mr. President in the Chair**

**Floor Amendments Sent Up**

Senator Dardenne sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Campbell to Engrossed Senate Bill No. 632 by Senator Dardenne

AMENDMENT NO. 1

In Amendment No. 8 proposed by Senator Dardenne and adopted by the Senate on May 21, 2001, on page 1, line 22, after "general," and before "seven" insert "president of the Senate and speaker of the House of Representatives, or their legislative designees"

On motion of Senator Campbell, the amendments were adopted.

**Floor Amendments Sent Up**

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator C.D. Jones to Engrossed Senate Bill No. 632 by Senator Dardenne

AMENDMENT NO. 1

In Senate Floor Amendments, numbered as 357, proposed by Senator Dardenne and adopted by the Senate on May 21, 2001, in Amendment No. 8, on page 1, line 25, after "board" insert the following: ", who shall represent the state's diverse population as near as practicable, and who are"

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

**Floor Amendments Sent Up**

Senator Dean sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dean to Engrossed Senate Bill No. 632 by Senator Dardenne

AMENDMENT NO. 1

On page 13, line 12, change "is authorized to" to "shall"

AMENDMENT NO. 2

On page 13, line 13, after "time," change "a portion" to "one hundred percent"

AMENDMENT NO. 3

On page 13, line 14, after "corporation," and before "from" delete "up to forty percent thereof"

AMENDMENT NO. 4

On page 13, at the beginning of line 18, change "up to forty percent" to "one hundred percent"

Senator Dean moved adoption of the amendments.

Senator Dardenne objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

|         |        |      |
|---------|--------|------|
| Cravins | Irons  | Ullo |
| Dean    | Thomas |      |
| Total—5 |        |      |

**NAYS**

|           |           |             |
|-----------|-----------|-------------|
| Bajoie    | Gautreaux | Marionneaux |
| Barham    | Heitmeier | McPherson   |
| Bean      | Hines     | Michot      |
| Boissiere | Hollis    | Mount       |
| Campbell  | Hoyt      | Romero      |
| Chaisson  | Johnson   | Schedler    |
| Dardenne  | Jones, B  | Smith       |
| Ellington | Jones, C  | Tarver      |
| Fields, C | Lambert   | Theunissen  |
| Fields, W | Lentini   |             |
| Fontenot  | Malone    |             |
| Total—31  |           |             |

**ABSENT**

|               |      |       |
|---------------|------|-------|
| Mr. President | Cain | Dupre |
| Total—3       |      |       |

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

|               |           |             |
|---------------|-----------|-------------|
| Mr. President | Gautreaux | Marionneaux |
| Bajoie        | Heitmeier | Michot      |
| Barham        | Hines     | Mount       |
| Bean          | Hollis    | Romero      |
| Boissiere     | Hoyt      | Schedler    |
| Chaisson      | Irons     | Smith       |
| Cravins       | Johnson   | Tarver      |
| Dardenne      | Jones, B  | Theunissen  |
| Ellington     | Jones, C  | Thomas      |
| Fields, C     | Lambert   | Ullo        |
| Fields, W     | Lentini   |             |
| Fontenot      | Malone    |             |
| Total—34      |           |             |

NAYS

|          |      |           |
|----------|------|-----------|
| Campbell | Dean | McPherson |
| Total—3  |      |           |

ABSENT

|         |       |
|---------|-------|
| Cain    | Dupre |
| Total—2 |       |

The Chair declared the amended 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.

Senator Ellington in the Chair

Senate Resolutions on Second Reading Reported by Committees

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

SENATE RESOLUTION NO. 17— BY SENATOR HAINKEL

A RESOLUTION

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

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

|               |           |            |
|---------------|-----------|------------|
| Mr. President | Gautreaux | McPherson  |
| Bajoie        | Heitmeier | Michot     |
| Barham        | Hines     | Mount      |
| Bean          | Hollis    | Romero     |
| Boissiere     | Irons     | Schedler   |
| Campbell      | Johnson   | Smith      |
| Chaisson      | Jones, B  | Tarver     |
| Dardenne      | Jones, C  | Theunissen |
| Dean          | Lambert   | Ullo       |
| Ellington     | Malone    |            |
| Total—29      |           |            |

NAYS

|           |             |        |
|-----------|-------------|--------|
| Fields, C | Hoyt        | Thomas |
| Fields, W | Lentini     |        |
| Fontenot  | Marionneaux |        |
| Total—7   |             |        |

ABSENT

|         |         |       |
|---------|---------|-------|
| Cain    | Cravins | Dupre |
| Total—3 |         |       |

The Chair declared the Senate had adopted the Senate Resolution.

Senate Concurrent Resolutions on Second Reading Reported by Committees

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

SENATE CONCURRENT RESOLUTION NO. 58— BY SENATOR THOMAS

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to study the use, abuse, and other problems related to oxycontin and to develop a comprehensive statewide education program on the risks and dangers associated with using this drug in order to protect the health and safety of the citizens of Louisiana.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Concurrent Resolution No. 58 by Senator Thomas

AMENDMENT NO. 1

On page 1, line 3, after "and to" delete the remainder of the line and at the beginning of line 4, delete "statewide education program" and insert "report to the Senate and House committees on health and welfare"

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AMENDMENT NO. 2

On page 2, line 6, after "imperative" delete "that the public be educated on" and insert "that the Senate and House committees on health and welfare and state health officials obtain knowledge regarding"

AMENDMENT NO. 3

On page 2, line 7, change "their" to "the"

AMENDMENT NO. 4

On page 2, line 8, after "safety" insert "of Louisiana citizens"

AMENDMENT NO. 5

On page 2, line 11, after "and to" delete the remainder of the line and on line 12, delete "comprehensive statewide education program" and insert "report to the Senate and House committees on health and welfare"

AMENDMENT NO. 6

On page 2, line 13, after "drug" insert a period "." and delete the remainder of the line and delete line 14 in its entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Campbell, Chaisson, Cravins, Dardenne, Dean, Ellington, Fields, C, Fields, W, Total—35

NAYS

Total—0

ABSENT

Table with 2 columns: Mr. President, Cain, Total—4

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

Mr. President in the Chair

SENATE CONCURRENT RESOLUTION NO. 96—

BY SENATOR ULLO

A CONCURRENT RESOLUTION

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

Reported with amendments by the Committee on Commerce and Consumer Protection.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Original Senate Concurrent Resolution No. 96 by Senator Ullo

AMENDMENT NO. 1

On page 2, line 11 delete "Entergy" and insert "the president of Entergy Louisiana"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Cain, Cravins, Total—8

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

SENATE CONCURRENT RESOLUTION NO. 97—

BY SENATOR ULLO

A CONCURRENT RESOLUTION

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

Reported with amendments by the Committee on Commerce and Consumer Protection.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Original Senate Concurrent Resolution No. 97 by Senator Ullo

AMENDMENT NO. 1

On page 3, line 13 delete "Corporation" and insert "Louisiana"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing senators: Bajoie, Barham, Bean, Boissiere, Campbell, Chaisson, Dardenne, Dean, Ellington, Fields, C, Fields, W, Total—31

NAYS

Total—0

ABSENT

Table with 3 columns listing absent senators: Mr. President, Cain, Cravins, Dupre, Gautreaux, Jones, B, Lambert, Tarver, Total—8

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

SENATE CONCURRENT RESOLUTION NO. 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.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing senators: Bajoie, Barham, Bean, Boissiere, Campbell, Chaisson, Dardenne, Dean, Ellington, Fields, C, Fields, W, Total—32

NAYS

Total—0

ABSENT

Table with 3 columns listing absent senators: Mr. President, Cain, Cravins, Dupre, Jones, B, Lambert, Tarver, Total—7

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

SENATE CONCURRENT RESOLUTION NO. 116—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

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

Reported favorably by the Committee on Education.

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

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ROLL CALL

The roll was called with the following result:

YEAS

|           |           |             |
|-----------|-----------|-------------|
| Bajoie    | Gautreaux | Malone      |
| Barham    | Heitmeier | Marionneaux |
| Bean      | Hines     | McPherson   |
| Boissiere | Hollis    | Michot      |
| Campbell  | Hoyt      | Mount       |
| Chaisson  | Irons     | Romero      |
| Dardenne  | Johnson   | Schedler    |
| Dean      | Jones, B  | Smith       |
| Fields, C | Jones, C  | Theunissen  |
| Fields, W | Lambert   | Thomas      |
| Fontenot  | Lentini   | Ullo        |
| Total—33  |           |             |

NAYS

Total—0

ABSENT

|               |         |           |
|---------------|---------|-----------|
| Mr. President | Cravins | Ellington |
| Cain          | Dupre   | Tarver    |
| Total—6       |         |           |

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

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.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Concurrent Resolution No. 118 by Senator Dardenne

AMENDMENT NO. 1

On page 1, lines 5 and 6, change "secretary of the Department of Labor" to "Occupational Forecast Conference"

AMENDMENT NO. 2

On page 2, lines 22 and 23, change "secretary of the Department of Labor" to "Occupational Forecast Conference"

AMENDMENT NO. 3

On page 3, between lines 24 and 25, insert as follows:

"(17) The president of the Louisiana Association of Independent Colleges and Universities, or his designee.

(18) The chairman of the Occupational Forecast Conference, or his designee."

AMENDMENT NO. 4

On page 3, line 25, change "(17)" to "(19)"

AMENDMENT NO. 5

On page 4, line 6, change "Industry; and" to "Industry," and at the end of the line change the period to a comma and insert "to the chairman of the Louisiana Workforce Commission, to the president of the Louisiana Association of Independent Colleges and Universities, and to the chairman of the Occupational Forecast Conference."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

|               |        |
|---------------|--------|
| Mr. President | Dupre  |
| Cain          | Tarver |
| Total—4       |        |

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

SENATE CONCURRENT RESOLUTION NO. 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.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Campbell, Chaisson, Dardenne, Dean, Ellington, Fields, C, Fields, W, Fontenot, Total—34.

NAYS

Total—0

ABSENT

Table with 3 columns of names: Mr. President, Cain, Total—5, Cravins, Dupre, Tarver.

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.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Concurrent Resolution No. 123 by Senator C. Fields

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request" and change "allow" to "consider the issues and develop a policy regarding allowing"

AMENDMENT NO. 2

On page 1, line 7, delete "occurring in the Spring of 2001"

AMENDMENT NO. 3

On page 2, delete lines 11 and 12 and insert the following:

"WHEREAS, the issues regarding the importance of the commencement ceremony to these students and their families measured against the existence of these ceremonies as a means by which to confer a diploma and acknowledge graduation from high school deserve careful consideration; and

WHEREAS, all students and their families should have the benefit of access to a clear and thoughtful policy from their elected school board."

AMENDMENT NO. 4

On page 2, line 14, change "directs" to "urges and requests" and change "allow" to "consider the issues and develop a policy regarding allowing"

AMENDMENT NO. 5

On page 2, line 19, delete "occurring in the Spring of 2001"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Table with 3 columns of names: Mr. President, Cain, Dupre, Lentini, Tarver.

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Total—5

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

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 Johnson asked that Senate Concurrent Resolution No. 110 be called from the Calendar at this time.

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.

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

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Campbell, Chaisson, Cravins, Dardenne, Ellington, Fields, C, Fields, W, Total—32; Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, C, Lambert, Malone; Marionneaux, McPherson, Michot, Mount, Romero, Schedler, Smith, Theunissen, Thomas, Ullo.

NAYS

Dean Total—1

ABSENT

Table with 3 columns of names: Mr. President, Cain, Total—6; Dupre, Jones, B; Lentini, Tarver.

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

Rules Suspended

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

Appointment of Conference Committee on Senate Bill No. 366

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 366: Senators McPherson, Romero and Hines.

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. 31— BY SENATORS HAINKEL AND W. FIELDS A RESOLUTION

To commend and congratulate the African Children's Choir for their collective talent and for their humanitarian endeavors and spreading of good will through exchange of culture and song.

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

SENATE CONCURRENT RESOLUTION NO. 129— BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the importance of international education as economic development and the feasibility of establishing a state international education policy to further economic competitiveness and to promote the international exchange of scholars through mutual understanding and cooperation among other countries.

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

SENATE CONCURRENT RESOLUTION NO. 130— BY SENATOR CAIN

A CONCURRENT RESOLUTION

To nominate portions of several rivers and streams in the parishes of Allen, Vernon, Beauregard and Calcasieu for inclusion in the Louisiana Natural and Scenic Rivers System; and to provide for study and recommendations to the legislature on such nominations by the system administrator.

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



**SENATE CONCURRENT RESOLUTION NO. 131—**

BY SENATOR W. FIELDS

**A CONCURRENT RESOLUTION**

To establish a special committee to review all aspects and issues regarding the value, use, eligibility for, cost of, and funding for the Tuition Opportunity Program for Students including the TOPS-Tech Program and the TOPS for Teachers Program and to offer recommendations to the legislature for any changes that the special committee determines, based on its review, are necessary to insure that the program is appropriately focused to assure access to postsecondary education for all Louisiana students who demonstrate, by their qualifications and achievement, a desire for the opportunity to attain a postsecondary education and the readiness to benefit from such education; is fairly structured, implemented, and administered; is projected to have a cost, the funding for which is predictable and manageable; and is meeting the goals for which each award program was established including TOPS-Tech and TOPS for Teachers.

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**RETIREMENT**

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

May 21, 2001

To the President and Members of the Senate:

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

**HOUSE BILL NO. 136—**

BY REPRESENTATIVE BROOME

**AN ACT**

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

Reported favorably.

**HOUSE BILL NO. 220—**

BY REPRESENTATIVE CAZAYOUX

**AN ACT**

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

such benefits; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 345—**

BY REPRESENTATIVES KENNARD AND DOWNER

**AN ACT**

To enact R.S. 11:1302(A)(10), relative to the State Police Pension and Retirement System; to provide with respect to membership of the board of trustees; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 511—**

BY REPRESENTATIVE MONTGOMERY

**AN ACT**

To amend and reenact R.S. 11:3200(12)(f), relative to the Firemen's Pension and Relief Fund for the city of Bossier City; to provide with respect to the Deferred Retirement Option Plan, including but not limited to the interest that is payable on Deferred Retirement Option Plan deposits; to provide an effective date; and to provide for related matters.

Reported favorably.

**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.

Reported favorably.

**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.

Reported favorably.

**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

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based on such withdrawal; to provide an effective date; and to provide for related matters.

Reported favorably.

**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.

Reported favorably.

**HOUSE BILL NO. 772—**  
BY REPRESENTATIVES DOWNER, BRUNEAU, DONELON, LANCASTER, FUTRELL, MCDONALD, AND JOHN SMITH AND SENATORS W. FIELDS, HOLLIS, LAMBERT, THEUNISSEN, AND THOMAS  
AN ACT

To amend and reenact R.S. 11:153 and to repeal R.S. 11:153.1, relative to all state and statewide public retirement systems; to provide regarding the purchase of credit for military service and to provide for the duplicate use thereof; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1266—**  
BY REPRESENTATIVE THOMPSON  
AN ACT

To reinstate credit for service performed by certain legislative assistants who were subjected to an earnings-based test instead of an hours-worked test for purposes of qualifying for membership in the system and crediting service to the members' accounts; to provide an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1304—**  
BY REPRESENTATIVE BRUNEAU  
AN ACT

To amend and reenact R.S. 11:1481(2)(b) and to enact R.S. 11:1481(2)(c) and (d), relative to the Assessors' Retirement Fund; to provide with respect to the payment of contributions, including but not limited to the payment of employee contributions by the board of assessors for the parish of Orleans, procedures for remitting contributions to the fund, liability and penalties related to delinquent contributions, and procedures for notification and collection of delinquent contributions; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1340—**  
BY REPRESENTATIVES SCHNEIDER, DANIEL, DOERGE, MCDONALD, TOOMY, AND WALSWORTH AND SENATOR BOISSIERE  
AN ACT

To enact R.S. 11:710 and to repeal R.S. 11:707, 707.1, 708, 737, and 791, relative to the Teachers' Retirement System; to provide with respect to employment of retirees and the benefits payable to such retirees; to provide regarding contributions and employer reporting requirements related to such reemployment; to repeal certain provisions of law related to the reemployment of retirees who did and those who did not participate in the Deferred Retirement Option Plan and those retirees who were hired pursuant to a critical shortage of teachers; to provide relative to the suspension or reduction of benefits of all reemployed retirees; to provide an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1345—**  
BY REPRESENTATIVE SCHNEIDER AND SENATOR BOISSIERE  
AN ACT

To repeal R.S. 11:232, relative to all state and statewide retirement systems; to repeal the provisions requiring board approval of retirement benefits; and to provide an effective date.

Reported favorably.

**HOUSE BILL NO. 1347—**  
BY REPRESENTATIVE SCHNEIDER AND SENATOR BOISSIERE  
AN ACT

To repeal R.S. 11:143(H), relative to all public retirement or pension systems, funds, or plans; to repeal the restriction against becoming a member of a system from which credit was previously transferred; to provide an effective date; and to provide for related matters.

Reported favorably.

**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.

Reported favorably.

**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.

Reported favorably.

**HOUSE BILL NO. 1607—**

BY REPRESENTATIVES DOERGE AND DANIEL  
AN ACT

To enact R.S. 11:723.1, relative to the Teachers' Retirement System; to provide with respect to membership; to provide with respect to service credit, including but not limited to the purchase of credit for certain service performed while on contract; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
LAMBERT BOISSIERE, JR.  
Chairman

**REPORT OF COMMITTEE ON**

**FINANCE**

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

May 21, 2001

To the President and Members of the Senate:

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

**SENATE BILL NO. 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 favorably.

**SENATE BILL NO. 428—**

BY SENATOR JOHNSON

AN ACT

To enact Chapter 4.1 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:221 through 226, relative to the Louisiana Tax Law Institute; to create the institute and provide for its membership, powers, duties, and responsibilities; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 1004—**

BY SENATOR CRAVINS

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 1300.185, relative to protection of health care providers; to provide for legislative findings and purpose; to provide definitions; to require the use of safety sharps systems; to provide for promulgation of rules; to provide for a listing of safety sharps systems; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 19—**

BY REPRESENTATIVE THOMPSON

AN ACT

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

Reported favorably.

**HOUSE BILL NO. 495—**

BY REPRESENTATIVES SCHNEIDER, JOHN SMITH, CURTIS, DEWITT, DOERGE, DOWNER, HUDSON, WALSWORTH, ALARIO, R. ALEXANDER, BRUCE, BRUNEAU, R. CARTER, CAZAYOUX, DAMICO, DARTEZ, DONELON, ERDEY, FARRAR, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GUILLORY, HAMMETT, HEATON, HOPKINS, HUNTER, L. JACKSON, M. JACKSON, KENNARD, KENNEY, MCCALLUM, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PINAC, PRATT, RIDDLE, ROMERO, SALTER, SCHWEGMANN, JACK SMITH, JANE SMITH, THOMPSON, TOWNSEND, TRICHE, WADDELL, WELCH, AND WRIGHT

AN ACT

To amend and reenact R.S. 11:1307(A) and R.S. 22:1419(A)(3), relative to the State Police Pension and Retirement System; to provide with respect to benefits, including but not limited to the benefit accrual rate used for calculation of benefits, the age, service, and date of employment criteria used for determining eligibility for benefits, and the use of funds derived from assessments against insurers for the payment of actuarial costs related to increasing the benefit accrual rate and survivor benefits; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 496—**

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

AN ACT

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

Reported favorably.

**HOUSE BILL NO. 625—**

BY REPRESENTATIVE FLAVIN

AN ACT

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

Reported favorably.

**HOUSE BILL NO. 769—**

BY REPRESENTATIVES RIDDLE AND FUTRELL

AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1106—**

BY REPRESENTATIVE JACK SMITH

AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1712—**

BY REPRESENTATIVE NEVERS

AN ACT

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

Reported favorably.

Respectfully submitted,  
JAY DARDENNE  
Chairman

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitment Senate Bill No. 40 from the Committee on Judiciary C to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitment Senate Bill No. 106 from the Committee on Health and Welfare to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitment House Bill No. 138, which was on Third Reading and Final Passage Subject to Call, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitment House Bill No. 833, which was on Third Reading and Final Passage Subject to Call, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitment House Bill No. 130 from the Committee on Judiciary A to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitment House Bill No. 131 from the Committee on Judiciary A to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitment House Bill No. 200 from the Committee on Judiciary A to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitment House Bill No. 455 from the Committee on Judiciary A to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitment House Bill No. 641 from the Committee on Judiciary B to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitment House Bill No. 684 from the Committee on Judiciary A to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitment House Bill No. 696 from the Committee on Judiciary A to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 298, which was on Third Reading and Final Passage, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 299, which was on Third Reading and Final Passage, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 303, which was on Third Reading and Final Passage, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 542, which was on Third Reading and Final Passage, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 543, which was on Third Reading and Final Passage, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 614, which was on Third Reading and Final Passage, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 649, which was on Third Reading and Final Passage, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 725, which was on Third Reading and Final Passage, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 739, which was on Third Reading and Final Passage, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 813, which was on Third Reading and Final Passage, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 850, which was on Third Reading and Final Passage, to the Committee on Finance.

**Motion to Recommit**

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 1152, which was on Third Reading and Final Passage, to the Committee on Finance.

**Rules Suspended**

Senator Romero asked for and obtained a suspension of the rules for the purpose of recalling House Concurrent Resolution No. 168 from the Committee on Natural Resources.

**HOUSE CONCURRENT RESOLUTION NO. 168—**

BY REPRESENTATIVES ROMERO AND HEBERT

**A CONCURRENT RESOLUTION**

To urge and request the U.S. Army Corps of Engineers to increase the water flow rate from the Mississippi River into the Atchafalaya River through the Old River Control structure in Simmesport.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

|               |           |            |
|---------------|-----------|------------|
| Mr. President | Gautreaux | Malone     |
| Bajoie        | Heitmeier | McPherson  |
| Barham        | Hines     | Michot     |
| Bean          | Hollis    | Mount      |
| Boissiere     | Hoyt      | Romero     |
| Chaisson      | Irons     | Schedler   |
| Cravins       | Johnson   | Smith      |
| Dardenne      | Jones, B  | Theunissen |
| Dean          | Jones, C  | Thomas     |
| Ellington     | Lambert   | Ullo       |
| Fontenot      | Lentini   |            |
| Total—32      |           |            |

**NAYS**

Total—0

**ABSENT**

|          |           |        |
|----------|-----------|--------|
| Cain     | Fields, C | Tarver |
| Campbell | Fields, W |        |

May 21, 2001

Dupre Marionneaux  
Total—7

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

**Motion to Recommit**

Senator Barham asked for and obtained a suspension of the rules and recommitted House Bill No. 2007 from the Committee on Finance to the Committee on Revenue and Fiscal Affairs.

**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 21, 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. 12—**  
BY SENATORS HINES, BAJOIE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAU, HAINKEL, HEITMEIER, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO AND REPRESENTATIVES ALARIO, E. ALEXANDER, ANSARDI, BAUDOIN, BAYLOR, BOWLER, BROOME, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOWNER, DURAND, ERDEY, FAUCHEUX, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HEBERT, HILL, HOLDEN, HUDSON, HUTTER, L. JACKSON, M. JACKSON, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, MARTINY, MCCALLUM, MCVEA, MONTGOMERY, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PITRE, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TUCKER, WADDELL, WELCH, WINSTON, WOOTON AND WRIGHT

**A CONCURRENT RESOLUTION**

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to take the necessary steps to name the clinical sciences research building, located at the Louisiana State University Health Sciences Center at New Orleans, the Dr. Mervin L. Trail Clinical Sciences Research Building.

**SENATE CONCURRENT RESOLUTION NO. 15—**  
BY SENATORS SMITH, CRAVINS AND SCHEDLER  
**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development and parish and municipal governments to remove dead animals from roads, highways, and rights of way in an expeditious manner.

**SENATE CONCURRENT RESOLUTION NO. 32—**  
BY SENATORS LAMBERT (BY REQUEST) AND HOYT AND REPRESENTATIVE FAUCHEUX

**A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to use the powers at its disposal to encourage the United States Department of Energy to establish a national energy policy which will remove barriers to and provide incentives for the immediate exploration and production of natural gas.

**SENATE CONCURRENT RESOLUTION NO. 34—**  
BY SENATOR DUPRE

**A CONCURRENT RESOLUTION**

To urge and request the Department of Wildlife and Fisheries to make available a subject index of pending legislation on their Internet web page.

**SENATE CONCURRENT RESOLUTION NO. 35—**  
BY SENATOR DUPRE

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Wildlife and Fisheries Commission to redesignate the Pointe au Chien Wildlife Management Area to the Pointe-aux-Chenes Wildlife Management Area.

**SENATE CONCURRENT RESOLUTION NO. 45—**  
BY SENATORS MCPHERSON AND THEUNISSEN

**A CONCURRENT RESOLUTION**

To urge and request that the Louisiana Wildlife and Fisheries Commission authorize senior citizens to use two recreational hoop nets.

**SENATE CONCURRENT RESOLUTION NO. 46—**  
BY SENATOR MCPHERSON

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Wildlife and Fisheries Commission to establish a recreational hunting season and daily bag and possession limits for bobcats if recommended by the Department of Wildlife and Fisheries after a biological and feasibility study.

**SENATE CONCURRENT RESOLUTION NO. 47—**  
BY SENATORS MCPHERSON AND MALONE

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Wildlife and Fisheries Commission to establish a recreational hunting season on nutria if recommended by the Department of Wildlife and Fisheries after a biological and feasibility study.

**SENATE CONCURRENT RESOLUTION NO. 64—**  
BY SENATORS ROMERO, SMITH, THEUNISSEN AND THOMAS AND REPRESENTATIVES BAUDOIN, BRUCE, R. CARTER, CAZAYOUX, DEVILLIER, DURAND, FRITH, FRUGE, HILL, ILES, KENNEY, LAFLEUR, MORRISH, NEVERS, J. SMITH AND STRAIN

**A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to increase federal aid to Louisiana farmers.

**SENATE CONCURRENT RESOLUTION NO. 66—**  
BY SENATOR JOHNSON

**A CONCURRENT RESOLUTION**

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

**SENATE CONCURRENT RESOLUTION NO. 79—**

BY SENATOR SCHEDLER AND REPRESENTATIVES KATZ AND WELCH  
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to apply for a federal grant to study the feasibility of establishing and implementing an optional categorically needy Medicaid eligibility group for working individuals with disabilities, commonly referred to as the "Medicaid Buy-In Program".

**SENATE CONCURRENT RESOLUTION NO. 120—**

BY SENATOR C. JONES AND REPRESENTATIVE POWELL  
A CONCURRENT RESOLUTION

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

**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.

**SENATE CONCURRENT RESOLUTION NO. 125—**

BY SENATOR W. 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.

Respectfully submitted,  
CHRIS ULLO  
Chairman

The foregoing Senate Concurrent Resolutions 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 21, 2001

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Resolutions have been properly enrolled:

**SENATE RESOLUTION NO. 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.

**SENATE RESOLUTION NO. 29—**

BY SENATOR DARDENNE  
A RESOLUTION

To recognize October 1, 2001 as World Peace Day in the state of Louisiana.

Respectfully submitted,  
CHRIS ULLO  
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

**Message to the Secretary of State**

**SIGNED**

**SENATE CONCURRENT RESOLUTIONS**

May 21, 2001

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 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.

**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.

**SENATE CONCURRENT RESOLUTION NO. 115—**

BY SENATORS C. FIELDS, BAJOE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, W. FIELDS, FONTENOT, GAUTREAU, 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 AND REPRESENTATIVES BAYLOR, BROOME, K. CARTER, CURTIS, GLOVER, GREEN, GUILLORY, HOLDEN, HUDSON, HUNTER, L. JACKSON, M. JACKSON, LUCAS, MORRELL, MURRAY, PIERRE, PRATT, QUEZAIRE, RICHMOND AND WELCH  
A CONCURRENT RESOLUTION

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

**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.

May 21, 2001

**SENATE CONCURRENT RESOLUTION NO. 112—**

BY SENATORS CRAVINS, BAOJIE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, DARDENNE, DEAN, DUPRE, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAU, 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,  
MICHAEL S. BAER, III  
Secretary of the Senate

**Message to the Governor**

**SIGNED SENATE BILLS**

May 21, 2001

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

**SENATE BILL NO. 19(Duplicate of House Bill No. 167)—**

BY SENATOR THEUNISSEN AND REPRESENTATIVE FAUCHEUX  
AN ACT

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

**SENATE BILL NO. 419 (Duplicate of House Bill No. 416)—**

BY SENATOR SCHEDLER AND REPRESENTATIVE DURAND  
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.

**SENATE BILL NO. 497—**

BY SENATORS ELLINGTON, HAINKEL AND SCHEDLER  
AN ACT

To amend and reenact R.S. 9:5628(A) and to enact R.S. 9:5628(C), 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.

**SENATE BILL NO. 698—**

BY SENATORS CRAVINS AND MCPHERSON  
AN ACT

To amend and reenact R.S. 4:707(D)(1)(a), (2), (3), and (4) and 717 and to enact R.S. 4:703(10) and 719(E), relative to charitable gaming; to provide with respect to the charitable raffles, bingo, and keno licensing law; to provide for a definition of non-commercial lessor; to provide for commercial and non-

commercial lessors and exempt organizations; and to provide for related matters.

**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 Act; to redefine health care provider to include nursing homes and certified nurse assistants; to define malpractice to include certain acts or omissions of caregivers; and to provide for related matters.

**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.

**SENATE BILL NO. 674—**

BY SENATORS B. JONES, DARDENNE, GAUTREAU AND DUPRE AND REPRESENTATIVES LANCASTER, MONTGOMERY, DURAND, FAUCHEUX AND HUNTER

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.

**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.

**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.

**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.



**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.

**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.

**SENATE BILL NO. 279—**

BY SENATORS DARDENNE AND LAMBERT

## 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.

**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.

**SENATE BILL NO. 352—**

BY SENATORS 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.

**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.

**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.

**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.

**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.

**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.

**SENATE BILL NO. 659—**

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

## 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.

**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.

**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.

**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

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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.

**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.

and they are hereby presented for executive approval.

Respectfully submitted,  
MICHAEL S. BAER, III  
Secretary of the Senate

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Dupre            1 Day

**Adjournment**

Senator Lambert moved that the Senate adjourn until Tuesday, May 22, 2001, at 1:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Tuesday, May 22, 2001.

MICHAEL S. BAER, III  
Secretary of the Senate

GAYE F. HAMILTON  
Journal Clerk