

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

**THIRTY-FIFTH DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Thursday, May 31, 2001

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

**ROLL CALL**

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

**PRESENT**

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

**ABSENT**

Bajoie  
Total—1

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

**Prayer**

The prayer was offered by Rev. Melvin Williams, Sr., following which the Senate joined in pledging allegiance to the flag of the United States of America.

**Reading of the Journal**

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

**Morning Hour**

**Messages from the House**

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

**Message from the House**

**PASSED SENATE BILLS AND  
JOINT RESOLUTIONS**

May 31, 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. 502—**

BY SENATORS SCHEDLER AND DARDENNE  
AN ACT

To amend and reenact R.S. 46:153.3(B) and (C), relative to the medical assistance drug program; to authorize the Department of Health and Hospitals to implement a drug formulary in the medical assistance drug program; to delete the mandate that the department provide reimbursement for any drug prescribed by a physician which the physician considers appropriate; to provide for utilization of a prior approval process and criteria related thereto; to provide for rulemaking; to create the Medicaid Pharmaceutical and Therapeutics Committee and to provide for its duties and responsibilities; to abolish the Medicaid Drug Program Committee; to extend the date for reporting on a pilot project on weight control therapies and exercise counseling; to require the department to develop peer-based prescribing and dispensing practice patterns and to develop a process to promote such practice patterns; to provide for an effective date; and to provide for related matters.

Reported with amendments.

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

**Privilege Report of the  
Legislative Bureau**

May 31, 2001

To the President and Members of the Senate:

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

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

**HOUSE BILL NO. 107—**

BY REPRESENTATIVE SALTER  
AN ACT

To enact R.S. 15:911, relative to juveniles; to provide for the administration of medication to children in detention facilities; to provide for definitions; to provide for the establishment of

May 31, 2001

guidelines for the administration of medication; to provide for rights and responsibilities of employees assigned to detention facilities relative to the administration of medication; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 134—**

BY REPRESENTATIVES POWELL, E. ALEXANDER, BAUDOIN, BRUCE, K. CARTER, CLARKSON, DARTEZ, FRITH, FRUGE, HILL, HUDSON, ILES, KATZ, QUEZAIRE, STRAIN, AND WRIGHT

AN ACT

To enact R.S. 11:778(D), relative to the Teachers' Retirement System; to provide with respect to disability benefits and the provisions of law that are applicable to the calculation thereof; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 312—**

BY REPRESENTATIVE PITRE

AN ACT

To enact Section 4(J) of Act No. 113 of the 1950 Regular Session of the Louisiana Legislature, relative to the Bayou Lafourche Freshwater District; to provide for powers of the board of commissioners; to authorize the board to develop and implement measures to prevent the intrusion of salt water into the flow of fresh water; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 382—**

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 15:571.3(A)(2) and (3), relative to good time earned by prisoners in parish prisons and multiparish facilities; to provide for determinations by and regulations of the sheriff of the parish in which the conviction was had; to provide for an effective date; to provide for retroactive application; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 602—**

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 40:1154, relative to individual sewer systems; to change provisions relative to effluent of sewage treatment systems; to require such systems to have a means of or device for disinfecting such effluent; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 762—**

BY REPRESENTATIVE MARTINY

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 766—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 47:332.4(B) and to enact R.S. 47:332.4(D), relative to the disposition of certain collections in St. John the Baptist Parish; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 776—**

BY REPRESENTATIVE TOWNSEND

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 777—**

BY REPRESENTATIVE TRICHE

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 778—**

BY REPRESENTATIVES TRICHE, DANIEL, AND JOHNS

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 855—**

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 27:310(H), relative to the Video Draw Poker Devices Control Law; to provide that the holder of a license pursuant to the Video Draw Poker Devices Control Law shall not be required to undergo additional suitability investigation for the issuance of an additional license; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 914—**

BY REPRESENTATIVE DANIEL

AN ACT

To enact Subpart C of Part VIII of Chapter 2 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:942.1 through 942.9, relative to the Teachers' Retirement System; to provide with respect to an alternative contribution plan, including but not limited to the creation of the plan, eligibility for participation, investments, and the criteria used for selecting vendors of investment products, contributions, service credit, and benefits; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 974—**

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 15:1234(A)(9), relative to the Committee on Law Enforcement Services for the Elderly; to add a representative of the Louisiana Association of District Attorneys to the committee; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1005—**

BY REPRESENTATIVE R. ALEXANDER

AN ACT

To amend and reenact R.S. 40:5.8(6)(introductory paragraph) and 2822(20)(introductory paragraph), relative to drinking water; to define public water system; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1028—**

BY REPRESENTATIVES DANIEL AND SCHNEIDER AND SENATOR MICHOT

AN ACT

To enact R.S. 11:2178.1 and to repeal R.S. 11:2178(M), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to creation of the Back-Deferred Retirement Option Plan, including but not limited to criteria used to determine eligibility for Back-DROP benefits, the terms and conditions for receiving such benefits, and the methods available for the payment of such benefits; to repeal the provisions relative to the Deferred Retirement Option Plan; to provide with respect to Deferred Retirement Option Plan participants; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1030—**

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 39:1702(A)(2), relative to state procurement; to authorize public procurements based on federal General Services Administration supply schedules under certain circumstances; to authorize the central purchasing agency to issue rules and regulations related to such procurements; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1031—**

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 39:1484(A)(18), relative to professional services procurement; to expand the definition of professional services to include services performed by actuaries; to provide for inclusion of certified advanced practice nurses instead of certified registered nurse anesthetists in such definition; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1034—**

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 39:1527(1), relative to the state risk management program; to provide that housing authorities are not state agencies for purposes of the risk management program; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1131—**

BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 11:3005.1, relative to the City of Alexandria Employees' Retirement System; to provide with respect to the creation of a Deferred Retirement Option Plan, including but not limited to eligibility and duration of participation, membership status, employee and employer contributions, compensation and creditable service, cost-of-living increases, benefits and the method for payment of benefits, and employment after participation; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1175—**

BY REPRESENTATIVE HEBERT

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1186—**

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 40:1299.44(A)(5)(g) and (B)(1), relative to the Patient's Compensation Fund; to provide for the appropriation of monies from the fund for payment of claims; and to provide for related matters.

Reported without amendments.

May 31, 2001

**HOUSE BILL NO. 1258—**

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 27:306(E)(4), relative to the Video Draw Poker Devices Control Law; to require establishment licensees to notify the video draw poker division of state police of facts which indicate a licensed establishment has changed ownership; to require device owners to give notice to the division of a change in ownership of a licensed establishment if they have received notice of the change in writing; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1261—**

BY REPRESENTATIVE MARTINY

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1276—**

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 39:36(A)(4)(b) and (B)(6) and 37, relative to the expenditure of state funds; to provide for the form, content, and submission of the executive budget recommendation; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1287—**

BY REPRESENTATIVE HOLDEN AND SENATOR ROMERO

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1331—**

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 39:87.2(B) and (C), 87.3(A)(introductory paragraph) and (E), and 87.4(A)(3) and to enact R.S. 24:653(J), relative to performance-based budgeting; to authorize the Joint Legislative Committee on the Budget to establish a subcommittee for the purposes of performance-based budgeting; to provide for duties of the subcommittee; to provide

for the categorization of performance data based on inclusion in certain budget documents; to provide for the circumstances under which performance data may be adjusted during the budget year; to provide for planning, evaluation, and reporting of agency capacity to monitor and report performance; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1339—**

BY REPRESENTATIVES SCHNEIDER AND THOMPSON AND SENATOR BOISSIERE

AN ACT

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

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1339 by Representative Schneider

AMENDMENT NO. 1

On page 2, line 2, following "(4)" and before "are" delete "and (F)"

AMENDMENT NO. 2

On page 2, line 3, following "(b)" and before "are" insert "and (F)"

**HOUSE BILL NO. 1343—**

BY REPRESENTATIVE SCHNEIDER

AN ACT

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

that is credited to members' subaccounts; to provide with respect to returning employer contributions; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1355—**

BY REPRESENTATIVES DANIEL, MCDONALD, SCHNEIDER, AND TRICHE

AN ACT

To amend and reenact R.S. 11:2175(C)(2), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to repayment of refunds, including but not limited to the interest rate that applies to such repayments, the authorization to repay in separate transactions, and the conditions for restoring service credit following such repayment; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1393—**

BY REPRESENTATIVE SCHNEIDER

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1442—**

BY REPRESENTATIVES LEBLANC, DEWITT, AND WINSTON

AN ACT

To enact Subpart E of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:88.1 through 88.4; to establish a collection policy and procedure for use by state agencies to assist in the collection of obligations due to the state; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1489—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 27:317(C), relative to residence and domicile requirements for device owners, distributors, or service entities; to provide an exception for publicly traded corporations; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1522—**

BY REPRESENTATIVES DANIEL AND SCHNEIDER

AN ACT

To enact R.S. 11:2174.2, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to transfers of service credit, including but not limited to upgrading the benefit accrual rate and payment of the actuarial cost that applies to such transferred

service; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1563—**

BY REPRESENTATIVE MARTINY

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1610—**

BY REPRESENTATIVES DANIEL AND SCHNEIDER

AN ACT

To amend and reenact R.S. 11:62(9), 103(C)(2)(b)(iii), and 2178(C)(1) and to enact R.S. 11:105(A)(5), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to retirement eligibility requirements, including but not limited to allowing retirement after thirty years of service without regard to age, increasing the employee and employer contribution rates, and authorizing the board of trustees to maintain the employer contribution rate at an increased rate if the actual required rate is less than the previously required amount; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1643—**

BY REPRESENTATIVES GLOVER AND HOPKINS

AN ACT

To amend and reenact R.S. 47:302.2(C)(1)(e), relative to the Shreveport Riverfront and Convention Center and Independence Stadium Fund; to create a special account in such fund for monies allocated to the Louisiana State Exhibit Museum in Shreveport; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1803—**

BY REPRESENTATIVE DEWITT

**AN ACT**

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

Reported without amendments.

**HOUSE BILL NO. 1833—**

BY REPRESENTATIVE BRUNEAU

**AN ACT**

To amend and reenact R.S. 38:2251(C)(6) and R.S. 39:1595(C)(6), relative to the preference for products produced or manufactured in Louisiana in accordance with the Public Bid Law; provides for the definition of manufacturing or converting of paper and paper products; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1904—**

BY REPRESENTATIVE DARTEZ

**AN ACT**

To enact R.S. 27:43(C), relative to riverboat gaming; to provide that the Intracoastal Waterway includes all of Bayou Boeuf situated within St. Mary Parish; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1920—**

BY REPRESENTATIVE DOWNER

**AN ACT**

To amend and reenact R.S. 48:252(L) and to enact R.S. 38:2212.6 and R.S. 39:1594.3, relative to procurement of materials and supplies by public entities; to authorize public entities to reject any bid for materials and supplies manufactured or produced in the People's Republic of China; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1981—**

BY REPRESENTATIVE DURAND

**AN ACT**

To amend and reenact R.S. 47:302.27(A), relative to the state sales tax on hotel occupancy in St. Martin Parish; to dedicate a portion of the tax to the St. Martin Parish Enterprise Fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 2020—**

BY REPRESENTATIVES MORRELL AND MURRAY

**AN ACT**

To enact Chapter 8-B of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1241 through 1250, relative to the establishment and management of regional or local area juvenile justice information sharing policy boards by units of state and local government, in cooperation with private service

providers; to authorize general and specific agreements; to provide for the powers and duties of said boards; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
LOUIS LAMBERT  
Chairman

**Adoption of Legislative Bureau Report**

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

**Introduction of 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. 38—**

BY SENATOR JOHNSON

**A RESOLUTION**

To urge and request that a special Senate committee composed of the Senate Local and Municipal Committee and the chairman of the Senate Insurance Committee study and determine whether there would be any benefit in requiring public bodies to acquire insurance through the public bid process.

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

**SENATE RESOLUTION NO. 39—**

BY SENATORS THEUNISSEN AND MOUNT

**A RESOLUTION**

To proclaim June 16-24, 2001 as Louisiana High School Rodeo Finals Week.

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

**SENATE CONCURRENT RESOLUTION NO. 144—**

BY SENATOR C. JONES

**A CONCURRENT RESOLUTION**

To establish a special committee to study the costs and economic impact of Louisiana's mandatory minimum sentencing laws and the feasibility of the requirements that these sentencing laws place upon the state to fund the costs of incarceration, and to make recommendations with respect to less costly alternative sentencing options and programs.

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

**SENATE CONCURRENT RESOLUTION NO. 145—**

BY SENATOR CRAVINS

**A CONCURRENT RESOLUTION**

To establish a committee to study and make recommendations to the legislature regarding the feasibility of providing certain insurance products to state employees through the uniform payroll system and to submit recommendations to the legislature.

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**EDUCATION**

Senator Theunissen, Chairman on behalf of the Committee on Education, submitted the following report:

May 31, 2001

To the President and Members of the Senate:

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

**SENATE CONCURRENT RESOLUTION NO. 139—**

BY SENATOR THEUNISSEN

**A CONCURRENT RESOLUTION**

To provide for legislative approval of the formula developed by the State Board of Elementary and Secondary Education and adopted by the board on May 24, 2001, to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 6—**

BY REPRESENTATIVE FAUCHEUX

**A CONCURRENT RESOLUTION**

To encourage city, parish, and other local public school systems in the state which have not already done so to implement Help One Student To Succeed (HOSTS) programs for students.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 111—**

BY REPRESENTATIVES NEVERS, KENNEY, AND THOMPSON

**A CONCURRENT RESOLUTION**

To encourage the study of the Bible in schools.

Reported favorably.

**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.

Reported favorably.

**HOUSE BILL NO. 245—**

BY REPRESENTATIVE BAYLOR

**AN ACT**

To enact R.S. 17:440 and R.S. 44:4(29), relative to school employees; to prohibit city, parish, and other local public school boards and the governing authorities of any nonpublic school from using the social security number of a teacher or other school employee as a personal identifier; to provide relative to requirements for and access to social security numbers of teachers and school employees; to exempt the social security numbers of teachers and school employees from the public records law; to provide exceptions; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 842—**

BY REPRESENTATIVE HAMMETT

**AN ACT**

To enact Chapter 5-H of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.51 through 380.56, and R.S. 36:744(R) and 801.12, to create the Louisiana Delta Music Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations and fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1056—**

BY REPRESENTATIVE LEBLANC

**AN ACT**

To amend and reenact R.S. 39:98.3(C)(5), relative to the Education Excellence Fund; to provide for distribution of monies appropriated from the fund; and to provide for related matters.

Reported favorably.

May 31, 2001

**HOUSE BILL NO. 1247—**  
BY REPRESENTATIVES LEBLANC AND DEWITT  
AN ACT

To amend and reenact R.S. 17:3995(E), relative to charter school funding; to require charter schools that fail to open or that close for any reason to refund all cash on hand to the state or local school district as appropriate; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1255—**  
BY REPRESENTATIVES LEBLANC AND DEWITT  
AN ACT

To amend and reenact R.S. 17:3995(A)(2), relative to charter school funding; to authorize the State Board of Elementary and Secondary Education to provide for a second pupil membership count for purposes of adjusting allocations made to Type 2 charter schools resulting from changes in enrollment; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1350—**  
BY REPRESENTATIVE MCVEA AND SENATOR FONTENOT  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1638—**  
BY REPRESENTATIVE SALTER  
AN ACT

To enact R.S. 46:1403.1, relative to children; to provide for the completion of educational courses or other programs offered by the residential home; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1848—**  
BY REPRESENTATIVES SALTER, THOMPSON, AND WRIGHT  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1851—**  
BY REPRESENTATIVE QUEZAIRE  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1943—**  
BY REPRESENTATIVE TRICHE  
AN ACT

To amend and reenact R.S. 25:380.10, 380.11, 380.13, and 380.14(A) and R.S. 36:801.8, to enact R.S. 36:209(V), and to repeal R.S. 25:380.12 and R.S. 36:744(M), relative to the Edward Douglass White Historic Site; to transfer the Edward Douglass White Historic Site from the Department of State to the Department of Culture, Recreation and Tourism; to provide that the Board of Directors of the Louisiana State Museum shall be the governing board of the historic site; to provide for the powers, duties, and functions of the board and the department; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1955—**  
BY REPRESENTATIVES ALARIO, KENNEY, POWELL, AND SALTER  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 2059 (Substitute for House Bill No. 1915 by Representatives Daniel, Crane, and Hebert)—**  
BY REPRESENTATIVES DANIEL, CRANE, AND HEBERT  
AN ACT

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

Reported favorably.

Respectfully submitted,  
GERALD J. THEUNISSEN  
Chairman



**NATURAL RESOURCES**

Senator Romero, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

May 31, 2001

To the President and Members of the Senate:

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

**SENATE CONCURRENT RESOLUTION NO. 143—**

BY SENATOR CRAVINS

**A CONCURRENT RESOLUTION**

To urge and request the Department of Natural Resources and the Louisiana Home Builders Association to study the feasibility of adopting a statewide residential energy code and to create an advisory committee to assist the department in formulating a statewide residential energy code.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 177—**

BY REPRESENTATIVE FRITH

**A CONCURRENT RESOLUTION**

To urge and request the U.S. Fish and Wildlife Service to establish a cooperative enforcement program with the Louisiana Department of Wildlife and Fisheries.

Reported with amendments.

Respectfully submitted,  
CRAIG F. ROMERO  
Chairman

**REPORT OF COMMITTEE ON**

**JUDICIARY B**

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

May 31, 2001

To the President and Members of the Senate:

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

**HOUSE BILL NO. 640—**

BY REPRESENTATIVE GARY SMITH

**AN ACT**

To amend and reenact R.S. 15:1186(A)(1), relative to proceeding in forma pauperis; to provide for requirements; to exempt prisoners from providing third-party affidavits; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1840—**

BY REPRESENTATIVES WOOTON AND MARTINY

**AN ACT**

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

Reported favorably.

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

BY REPRESENTATIVE MARTINY

**AN ACT**

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

Reported with amendments.

Respectfully submitted,  
DONALD R. CRAVINS  
Chairman

**REPORT OF COMMITTEE ON**

**LOCAL AND MUNICIPAL AFFAIRS**

Senator Bajoie, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 31, 2001

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

**HOUSE BILL NO. 118 (Duplicate of Senate Bill No. 325)—**

BY REPRESENTATIVE POWELL AND SENATOR HAINKEL

**AN ACT**

To enact R.S. 33:2481(B)(6), relative to the fire and police civil service; to provide that the chief of police for the city of Hammond is placed in the unclassified service; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 137—**

BY REPRESENTATIVE CROWE AND SENATOR SCHEDLER

**AN ACT**

To repeal Act No. 61 of the 1976 Regular Session of the Legislature, Act No. 429 of the 1977 Regular Session of the Legislature, Act Nos. 633 and 634 of the 1978 Regular Session of the Legislature,

May 31, 2001

Act No. 562 of the 1980 Regular Session of the Legislature, Act Nos. 126 and 127 of the 1988 Regular Session of the Legislature, and Act No. 160 of the 1990 Regular Session of the Legislature, relative to the Municipal Police Employees Civil Service system and the Municipal Employees Civil Service system of the city of Slidell; to repeal special Act providing for such systems; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 263—**

BY REPRESENTATIVE GLOVER

AN ACT

To repeal Section 3 of Act No. 1190 of the 1999 Regular Session of the Legislature, relative to the Shreveport municipal fire and police civil service board; to remove the termination date of provisions for membership of the board and the selection and terms of the members; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 323—**

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 33:3813.2(D), relative to the Tangipahoa Water District; to provide relative to the terms of office of the members of the board of commissioners of the district; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 400—**

BY REPRESENTATIVE FARRAR

AN ACT

To enact R.S. 33:4564(D), relative to Ward Ten Recreation District, Rapides Parish, 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 with amendments.

**HOUSE BILL NO. 456—**

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 33:5062(B), relative to removal of weeds and growths in municipalities with a population of less than four hundred thousand; to provide relative to the notification period during which the owner of the property or of the abutting property where weeds or growths are to be removed may do the work himself; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 844—**

BY REPRESENTATIVE JOHNS

AN ACT

To enact Paragraph 21(j) of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2491.2, relative to municipal fire and police civil service; to provide with respect to the establishment and maintenance of promotional employment lists by the municipal fire and police

civil service board of the city of Sulphur; to provide an exception to Article XIV, Section 15.1, Paragraph 21 of the Louisiana Constitution of 1921, made statutory by the provisions of Article X, Section 18 of the Louisiana Constitution of 1974; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 904—**

BY REPRESENTATIVE HOPKINS

AN ACT

To enact R.S. 33:381(C)(21), relative to the town of Greenwood; to provide for the appointment of the chief of police of the town of Greenwood, including provisions relative to the qualifications, selection, employment contract, compensation, and duties of said appointed chief of police; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1016—**

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 30:2531.3(F)(1) and to enact R.S. 30:2531.3(C)(3), relative to commercial littering; to require industrial, commercial, mining, or agricultural operations within the city of Donaldsonville to construct and maintain fences or walls to contain litter; to provide penalties for violations; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1302—**

BY REPRESENTATIVE PITRE

AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1875—**

BY REPRESENTATIVES ANSARDI, PITRE, AND MARTINY AND SENATOR LENTINI

AN ACT

To enact R.S. 33:2740.51, to create and establish a political subdivision and special taxing district to be known as the Kenner Assistance District; to provide for the purposes and governance of the district; to provide for the rights, powers, and duties of the district including the right to levy ad valorem taxes; to provide for cooperative endeavor agreements between the district and the city of Kenner; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1878—**  
BY REPRESENTATIVE RIDDLE

## 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 130.74, relative to the creation of an economic development board in certain parishes to promote, encourage, and participate in economic development activities in the parish; to provide for the composition, powers, and functions of the board; to provide for the creation of an advisory board to each economic development board; to provide for the composition of the advisory board and the terms of office of its members; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1892—**  
BY REPRESENTATIVE HAMMETT

## AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1966—**  
BY REPRESENTATIVE CAZAYOUX

## AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1967—**  
BY REPRESENTATIVE ANSARDI

## AN ACT

To amend and reenact R.S. 33:4766(D) and 5062(C), relative to certain municipalities; to provide that the designee of the mayor may sign documents relative to demolition, removal, repair, or maintenance of dangerous structures and grass cutting, destruction, or removal of noxious weeds on private property; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 2025—**  
BY REPRESENTATIVE LANDRIEU

## AN ACT

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

and other assessments, interest, and penalties; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
DIANA E. BAJOIE  
Chairman

**REPORT OF COMMITTEE ON  
JUDICIARY A**

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

May 31, 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. 94—**  
BY REPRESENTATIVE SALTER

## AN ACT

To amend and reenact R.S. 9:315.13(B)(1)(introductory paragraph) and to enact R.S. 9:315.13(C), relative to the schedule of child support obligations; to provide for eligibility of federal and state tax dependency deductions for child support based on percentage of the total child support obligation; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 230—**  
BY REPRESENTATIVE LAFLEUR

## AN ACT

To amend and reenact R.S. 9:2795.1(A)(3)(a) and (4), (E), (F) and 2796(A), relative to civil liability, to provide for the limitation of liability for Courir de Mardi Gras parades including traditional rural Mardi Gras parades; to provide for the limitation of liability of certain farm animal activities; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 275—**  
BY REPRESENTATIVE MARTINY

## AN ACT

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

Louisiana Prison Litigation Reform Act to civil rights claims brought in state courts; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 436—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 33:9108 and to repeal R.S. 33:9109(F)(3), relative to limitation of liability of communication districts, sheriffs, service providers, and wireless service suppliers while providing emergency telephone services; to limit liability with respect to release of subscriber information; to repeal limitation of liability provisions applying only to districts and wireless service suppliers; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 595—**

BY REPRESENTATIVES ANSARDI AND MCMAINS

AN ACT

To amend and reenact Civil Code Article 395 and to repeal the provisions of Section 2 of Act No. 25 of the First Extraordinary Session of 2000 which amend and reenact Civil Code Article 1492 only, relative to incapacity of interdicts; to provide for capacity to make juridical acts; to retain existing provisions on proof of incapacity to donate; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 734—**

BY REPRESENTATIVE JACK SMITH

AN ACT

To enact R.S. 9:154.1 and R.S. 19:111.1, relative to expropriation; to provide for the ownership of certain funds paid by the town of Berwick; to provide for the abandonment of the funds; to provide for the return of the funds; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 759—**

BY REPRESENTATIVE MCMAINS

AN ACT

To amend and reenact R.S. 13:4202(B)(1) and to enact R.S. 13:4202(A)(13) through (16), relative to the rate of legal interest; to statutorily codify the rate of legal or judicial interest for the last four years; to provide for calculation of legal interest in future years; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 960—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 13:843.1, relative to court costs in civil suits; to shorten the time period for the clerk of a district court to refund unused advance deposits or issue a demand payment for accrued costs; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 996—**

BY REPRESENTATIVE MCMAINS

AN ACT

To amend and reenact R.S. 40:1299.39(I)(2) and (J), relative to court approval of settlement of medical malpractice claims against the state; to eliminate the requirement of court approval of settlements which exceed twenty-five thousand dollars; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1386—**

BY REPRESENTATIVE DEWITT AND SENATOR MCPHERSON

AN ACT

To enact Part I-A of Chapter 1 of Code Title XXI of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:4511 through 4513, relative to liens and privileges; to provide for privileges for the storage and repair of aircraft; to provide relative to rights and remedies; to provide for notice of privilege; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1439—**

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 9:374(E), relative to community property; to provide for the allocation of assets; to provide for a summary proceeding; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1524—**

BY REPRESENTATIVES MCMAINS AND LANDRIEU

AN ACT

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

Reported with amendments.

**HOUSE BILL NO. 1825—**

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 9:203(C), relative to persons who are authorized to perform marriages; to provide for the authority of retired justices of the peace to perform marriages; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1844—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact Code of Civil Procedure Article 152(D), relative to the recusal of judges; to provide for written reasons for recusal in

certain circumstances; to provide for delays for submitting written reasons; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1898—**

BY REPRESENTATIVE NEVERS

AN ACT

To enact Code of Civil Procedure Article 3601.1, relative to injunctive relief; to prohibit the issuance of temporary restraining orders relative to interscholastic athletic contests; to provide for a hearing on a preliminary injunction relative to interscholastic athletic contests; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1917—**

BY REPRESENTATIVES QUEZAIRE AND DANIEL

AN ACT

To amend and reenact R.S. 9:2795(A)(1) and (3), and (E)(2)(a) through (c), relative to civil liability; to provide for limitation of liability of certain public parks; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 2017—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 40:34(B)(1)(a)(vi) and (vii), relative to children; to provide for the surname of children; to provide for the name change of children in certain circumstances; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 2049 (Substitute for House Bill No. 807 by Representative DeWitt) —**

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 37:86(A) and to enact Code of Evidence Articles 515 through 517, relative to accountants; to provide for confidential communications between accountants and clients; to protect certain communications from disclosure; to provide for subpoenas; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
NOBLE E. ELLINGTON  
Chairman

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

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

**SENATE BILL NO. 880—**

BY SENATORS MCPHERSON AND HINES

AN ACT

To enact R.S. 37:1226.1, relative to prescription drugs; to prohibit prescription drugs from being accepted for return, exchange, or redispensing after removal from a pharmacy premises unless certain requirements are met; to authorize certain drugs to be transferred from a facility licensed by the Department of Health and Hospitals to a provisional, permitted pharmacy under certain procedures; and to provide for related matters.

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

**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. 103—**

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 37:3051, 3061, 3062(B), 3063(B), (D), and (E), 3071(E), 3073(B)(1) and (2), and 3077(C)(3)(a), to enact R.S. 37:3063(C)(3), and to repeal R.S. 37:3071(F)(2), relative to the practice of electrology; to provide definitions; to provide for membership of the State Board of Electrolysis Examiners; to change requirements related to the number of meetings and examinations provided per year; to prohibit payments in apprenticeship programs; to provide for renewals of licenses of electrolysis technicians; to delete authorization of a waiver of educational requirements for out-of-state electrologists; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 181—**

BY REPRESENTATIVE RIDDLE

AN ACT

To enact Part II of Chapter 31 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2321 through 2335, relative to state recognition of Indian tribes; to provide criteria for recognition of Indian tribes; to provide for hearing procedures; to provide for judicial review; to provide for venue; to establish burden of proof; to provide for evidence; to provide for rulemaking; to provide for the assessment of fees; to provide for applicability; to provide for exceptions; to provide for definitions; to direct the Louisiana State Law Institute to redesignate certain provisions of current law; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental 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.

May 31, 2001

**HOUSE BILL NO. 226—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 14:80 and to enact R.S. 14:80.1, relative to the crime of carnal knowledge of a juvenile; to provide for felony carnal knowledge of a juvenile; to create the crime of misdemeanor carnal knowledge of a juvenile; to provide for penalties; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. 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. 232—**

BY REPRESENTATIVE MCCALLUM  
AN ACT

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

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

**HOUSE BILL NO. 278—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 37:2160(A)(1), 2163(A)(1), (2), (4), and (5) and (B), 2167(A), and 2171 and to enact R.S. 37:2167.1 and 2171.1, relative to contractors; to provide relative to prohibited activities; to provide relative to bid procedures; to provide for inactive licenses; to provide for inspection of certain building permits; and to provide for related matters.

Reported favorably by the Committee on Commerce and Consumer Protection. 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. 331—**

BY REPRESENTATIVE PERKINS  
AN ACT

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

Reported favorably by the Committee on Health and Welfare. 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. 357—**

BY REPRESENTATIVE STRAIN  
AN ACT

To amend and reenact R.S. 37:2105, 2107, and 2108 and to enact R.S. 37:2109.1, relative to sanitarians; to provide for continuing education requirements; to provide for licensure and licensure renewal fees; to provide for miscellaneous fees; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 363—**

BY REPRESENTATIVES CROWE, ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, BAUDOIN, BAYLOR, BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, CRANE, DAMICO, DARTEZ, DEVILLIER, DIEZ, DOERGE, DONELON, DOWNER, DURAND, ERDEY, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, MCDONALD, MCMAINS, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, PITRE, POWELL, PRATT, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TRICHE, TUCKER, WADDELL, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT AND SENATORS CAIN, CHAISSON, DARDENNE, DUPRE, ELLINGTON, GAUTREAUX, HAINKEL, HOYT, IRONS, LENTINI, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, THEUNISSEN, THOMAS, AND ULLO

AN ACT

To enact Code of Criminal Procedure Article 895.1(F), relative to fees paid as a condition of probation; to require the payment of an additional fee; to create a special fund in the treasury for those fees; to provide for the administration and use of those fees; and to provide for related matters.

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

**HOUSE BILL NO. 422—**

BY REPRESENTATIVE FARRAR  
AN ACT

To enact R.S. 14:67.17 and R.S. 32:414(O), relative to theft of property; to create the crime of theft of motor vehicle fuel; to provide for penalties; to require the Department of Public Safety and Corrections to suspend the driver's license of the offender; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. 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. 601—**

BY REPRESENTATIVE DANIEL  
AN ACT

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

Reported with amendments by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 601 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 46:2605(B)(27) and to" and change "(35)" to "(37)"

AMENDMENT NO. 2

On page 1, line 3, after "Board;" delete "to add members to the board" and insert "to revise the membership of the advisory board"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." insert "R.S. 46:2605(B)(27) is hereby amended and reenacted and" and change "(35)" to "(37)"

AMENDMENT NO. 4

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

"(27) The ~~chancellor~~ chief executive officer of the Louisiana State University Health Sciences Center, Health Care Services Division, or his designee.

\* \* \*

AMENDMENT NO. 5

On page 1, between lines 17 and 18, insert the following:

"(36) A representative of Families Helping Families.

(37) A representative of the Minority Health Affairs Commission."

On motion of Senator Schedler, 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. 612—**

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact Code of Criminal Procedure Article 266, relative to the governor's warrant of arrest for extradition purposes; to delete the provision mandating the expiration of the governor's arrest warrant within six months; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. 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. 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.

Reported favorably by the Committee on Judiciary C. 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. 658—**

BY REPRESENTATIVES MURRAY, BRUCE, M. JACKSON, AND SCHWEGMANN

AN ACT

To amend and reenact R.S. 37:1881, relative to antique dealers; to provide for violations and penalties; and to provide for related matters.

Reported favorably by the Committee on Commerce and Consumer Protection. 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. 669—**

BY REPRESENTATIVE LAFLEUR

AN ACT

To enact R.S. 14:73.7, relative to computer-related crime; to create the crime of computer tampering; to provide penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 669 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 8, after "is the" add "intentional"

On motion of Senator Lentini, 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. 704—**

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 40:2811(A)(1) and (2) and to enact R.S. 40:2811(C), relative to property abandoned to hospitals; to decrease the time period within which property must be held; to provide for the disposition of soiled clothing; to provide for notification; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 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.

Reported favorably by the Committee on Judiciary C. 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. 743—**

BY REPRESENTATIVE ANSARDI

AN ACT

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

Reported with amendments by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 743 by Representative Ansardi

AMENDMENT NO. 1

On page 2, line 10, change "fifteen" to "twenty"

AMENDMENT NO. 2

On page 2, line 11, change "seven dollars and fifty cents" to "ten dollars"

On motion of Senator Schedler, 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. 767—**

BY REPRESENTATIVE MARTINY

AN ACT

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

Reported favorably by the Committee on Judiciary C. 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. 819—**

BY REPRESENTATIVES MCMAINS, DIEZ, AND SHAW

AN ACT

To amend and reenact R.S. 37:1357 and 1358, relative to the practice of acupuncture; to provide additional means of eligibility for the certification of a physician as an acupuncturist; to provide additional means of eligibility for certification as an acupuncturist's assistant; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 860—**

BY REPRESENTATIVE TOWNSEND

AN ACT

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

Reported favorably by the Committee on Judiciary C. 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. 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.

Reported favorably by the Committee on Judiciary C. 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. 908—**

BY REPRESENTATIVE HEBERT

AN ACT

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

Reported favorably by the Committee on Judiciary C. 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. 921—**

BY REPRESENTATIVE M. JACKSON

AN ACT

To enact Chapter 55 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2701 through 2711, relative to consumer protection; to provide for definitions; to provide for a listing of unsafe children's products; to prohibit the use of certain unsafe children's products; to prohibit child care facilities from using or having on the facility premises certain unsafe children's products; to provide for the revocation or refusal to renew certain licenses or certificates of registration; to prescribe penalties for violations; to provide for enforcement actions and other remedies; to provide for the adoption of rules; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 1148—**

BY REPRESENTATIVES FAUCHEUX, DARTEZ, DEVILLIER, AND QUEZAIRE

AN ACT

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



Reported favorably by the Committee on Judiciary C. 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. 1243—**

BY REPRESENTATIVE TOWNSEND

## AN ACT

To amend and reenact Code of Criminal Procedure Article 571.1, relative to the time within which prosecution may be instituted for certain sex offenses; to add incest and aggravated incest to the list of crimes; to increase the age of the victim when the time limitation begins to run; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. 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. 1299—**

BY REPRESENTATIVE CAZAYOUX

## AN ACT

To amend and reenact R.S. 9:5390(A), relative to the amendment, renewal, or refinancing of mortgage notes; to provide that the amendment of a conventional mortgage, conventional chattel mortgage, or security agreement to reflect certain changes in the note does not alter the effectiveness, validity, enforceability, and priority thereof; and to provide for related matters.

Reported favorably by the Committee on Commerce and Consumer Protection. 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. 1306—**

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS

## AN ACT

To amend and reenact R.S. 12:1345(A)(5), relative to foreign limited liability companies; to provide for address listings in the certificate of authority; and to provide for related matters.

Reported favorably by the Committee on Commerce and Consumer Protection. 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. 1314—**

BY REPRESENTATIVES PINAC AND CRANE AND SENATOR FONTENOT

## AN ACT

To amend and reenact R.S. 9:4332(B) and to enact 9:4332(C), relative to secured financial transactions; to require notification to property insurers upon transfer of the instrument; and to provide for related matters.

Reported favorably by the Committee on Commerce and Consumer Protection. 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. 1349—**

BY REPRESENTATIVE PRATT

## AN ACT

To amend and reenact R.S. 46:2611, 2612, and 2613(A), (C), (D), and (E), relative to the Louisiana Council on Obesity; to provide for its continuation; to provide for its powers, functions, and duties; to provide relative to its members, meetings, and report; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 1391—**

BY REPRESENTATIVE DANIEL

## AN ACT

To amend and reenact R.S. 47:301(14)(i)(ii)(bb) and (cc)(I) and (16)(d)(ii), 302(C), and 331(C), relative to the sales and use tax; to provide for the taxation of mobile telecommunications services; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1391 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 33:9109(C)(4) and 9126(F)," and after "(cc)(I)" delete the remainder of the line and insert ", (14)(i)(iii)(dd), (16)(d)(ii),"

AMENDMENT NO. 2

On page 1, line 4, after "services;" insert: "to provide for the effective date of certain provisions depending upon certain conditions;"

AMENDMENT NO. 3

On page 1, line 7, after "(cc)(I)" delete "and (16)(d)(ii)" and insert ", (14)(i)(iii)(dd), (16)(d)(ii)"

AMENDMENT NO. 4

On page 2, line 9, after "which means" delete the remainder of the line and insert the following: "a mobile service that is provided for profit, is an interconnected service, and is available to the public or to such classes of eligible users as to be effectively available to a substantial portion of the public; or which is the functional equivalent of such a mobile service."

AMENDMENT NO. 5

On page 2, delete lines 10 and 11, and insert "Mobile telecommunications"

AMENDMENT NO. 6

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

"(I) "Charges for mobile telecommunications service" means any charge for, or associated with, the provision of mobile telecommunications service, or any charge for, or associated with, a service provided as an adjunct to a mobile telecommunications

service, that is billed to the customer by or for the customer's home service provider regardless of whether individual transmissions originate or terminate within the licensed service area of the home service provider."

AMENDMENT NO. 7

On page 2, line 16, at the beginning of the line, change "(I)" to "(II)"

AMENDMENT NO. 8

On page 2, between lines 20 and 21, insert the following:

"(III) "Designated database provider" means a corporation, association, or other entity representing all of the political subdivisions of the state and that is:

(aaa) Responsible for providing an electronic database if the state has not provided the database.

(bbb) Approved by municipal and parish governing authorities of the state whose responsibility it would otherwise be to provide the electronic database.

(IV) "Electronic database" means the database provided to the home service provider. The electronic database may be provided by the state or if the state does not provide such a database to home service providers, then by the designated database provider.

(aaa) Such electronic database, whether provided by the state or the designated database provider, shall be provided in a format approved by the American National Standards Institute's Accredited Standards Committee X12, that, allowing for de minimis deviations, designates for each street address in the state, including to the extent practicable, any multiple postal street addresses applicable to one street location, the appropriate taxing jurisdictions, and the appropriate code for each taxing jurisdiction, for each level of taxing jurisdiction, identified by one nationwide standard numeric code. Such electronic database shall also provide the appropriate code for each street address with respect to political subdivisions that are not taxing jurisdictions when reasonably needed to determine the proper taxing jurisdiction. The nationwide standard numeric codes shall contain the same number of numeric digits with each digit or combination of digits referring to the same level of taxing jurisdiction throughout the United States using a format similar to FIPS 55-3 or other appropriate standard approved by the Federation of Tax Administrators and the Multistate Tax Commission, or their respective successors. Each address must be provided in standard postal format.

(bbb) The state or the designated database provider that provides or maintains the electronic database shall provide notice of the availability of the then current electronic database and any subsequent revisions thereof, by publication in the manner normally employed for the publication of informational tax, charge, or fee notices to taxpayers in the state.

(ccc) The home service provider using the data contained in the electronic database shall not be liable for any tax, charge, or fee liability that otherwise would be due solely as a result of any error or omission in the database provided by the state or designated database provider, subject to the provisions of R.S. 47:301(14)(i)(ii)(bb)(XI)(fff) and (ggg). The home service provider shall reflect changes made to the database during the calendar quarter no later than thirty days after the end of the quarter.

(ddd) If neither the state nor designated database provider provides an electronic database, a home service provider shall not be liable for any tax, charge, or fee liability in the state that otherwise

would be due solely as a result of an assignment of a street address to an incorrect taxing jurisdiction if, subject to R.S. 47:301(14)(i)(ii)(bb)(XI)(fff) and (ggg), the home service provider employs an enhanced zip code to assign each street address to a specific taxing jurisdiction for each level of taxing jurisdiction and exercises due diligence at each level of taxing jurisdiction to ensure that each such street address is assigned to the correct taxing jurisdiction. If an enhanced zip code overlaps boundaries of taxing jurisdictions of the same level, the home service provider must designate one specific jurisdiction within such enhanced zip code for use in taxing the activity for such enhanced zip code for each level of taxing jurisdiction. Any enhanced zip code assignment changed in accordance with R.S. 47:301(14)(i)(ii)(bb)(XI)(fff) or (ggg) is deemed to be in compliance with this Section. The protection provided in this Subsubitem (IV)(ddd) given to home service providers that are in compliance with this Subsubitem (IV)(ddd) shall apply until the later of eighteen months after the nationwide standard numeric code described in R.S. 47:301(14)(i)(ii)(bb)(IV)(aaa) has been approved by the Federation of Tax Administrators and the Multistate Tax Commission; or six months after the state or a designated database provider in the state provides such electronic database.

(eee) For purposes of R.S. 47:301(14)(i)(ii)(bb)(IV)(ddd), there is a rebuttable presumption that a home service provider has exercised due diligence if such home service provider demonstrates that it has expended reasonable resources to implement and maintain an appropriately detailed electronic database of street address assignments to taxing jurisdictions; implemented and maintained reasonable internal controls to promptly correct misassignments of street addresses to taxing jurisdictions; and used all reasonable obtainable and usable data pertaining to municipal annexations, incorporations, reorganizations and any other changes in jurisdictional boundaries that materially affect the accuracy of such database.

(V) "Enhanced zip code" means a United States postal zip code of 9 or more digits."

AMENDMENT NO. 9

On page 2, line 21, at the beginning of the line, change "(II)" to "(VI)"

AMENDMENT NO. 10

On page 2, between lines 23 and 24, insert the following:

"(VII) "Interconnected" means a direct or indirect connection through automatic or manual means, by wire, microwave, or other technologies such as store and forward, to permit the transmission or reception of messages or signals to or from points in the public switched network.

(VIII) "Interconnected service" means a service:

(aaa) That is interconnected with the public switched network or interconnected with the public switched network through an interconnected service provider that gives subscribers the capability to communicate to or receive communication from all other users on the public switched network; or

(bbb) For which a request for interconnection is pending with the Federal Communications Commission. A mobile service is deemed to offer interconnected service even if the service allows subscribers to access the public switched network only during specified hours of the day, or if the service provides general access to points on the public switched network but also restricts access in certain limited ways. Interconnected service does not include any

interface between a licensee's facilities and the public switched network exclusively for a licensee's internal control purposes.

(IX) "Licensed service area" means the geographic area in which the home service provider is authorized by law or contract to provide mobile telecommunications service to the customer.

(X) "Mobile service" means a radio communication service carried on between mobile stations or receivers and land stations, and by mobile stations communicating among themselves, and includes:

(aaa) One-way and two-way radio communications services.

(bbb) A mobile service that provides a regularly interacting group of base, mobile, portable, and associated control and relay stations, whether licensed on an individual, cooperative, or multiple basis, for private one-way or two-way land mobile radio communications by eligible users over designated areas of operation.

(ccc) Any service for which a license issued by the Federal Communications Commission is required in a personal communications service."

AMENDMENT NO. 11

On page 2, line 24, at the beginning of the line, change "(III)" to "(XI)"

AMENDMENT NO. 12

On page 2, line 26, insert a period "." at the end of the line

AMENDMENT NO. 13

On page 3, line 3, after "customer" insert a period "." delete the remainder of the line and delete lines 4 through 8

AMENDMENT NO. 14

On page 3, between lines 8 and 9, insert the following:

"(bbb) The home service provider shall be responsible for obtaining and maintaining the customer's place of primary use."

AMENDMENT NO. 15

On page 3, line 9, change "(bbb)" to "(ccc)"

AMENDMENT NO. 16

On page 3, line 16, after "remitted" delete the remainder of the line and delete lines 17 through 20 and insert the following:

"unless a taxing jurisdiction or the state has given the home service provider a notice of determination as set forth in 47:301(14)(i)(ii)(bb)(XI)(fff) or (ggg)."

AMENDMENT NO. 17

On page 3, line 21, change "(ccc)" to "(ddd)"

AMENDMENT NO. 18

On page 3, at the beginning of line 21, after "If" insert "the"

AMENDMENT NO. 19

On page 3, line 24, after "primary use" delete the remainder of the line

AMENDMENT NO. 20

On page 3, line 25, delete "customer" and change "notified" to "given"

AMENDMENT NO. 21

On page 3, line 26, after "provider" delete the remainder of the line and insert "a notice of determination as set forth in 47:301(14)(i)(ii)(bb)(XI)(fff) or (ggg)"

AMENDMENT NO. 22

On page 4, line 1, change "(ddd)" to "(eee)" and after "If insert "the"

AMENDMENT NO. 23

On page 4, line 3, after "additional" insert "taxes."

AMENDMENT NO. 24

On page 4, line 4, after "determination of the" insert "place of"

AMENDMENT NO. 25

On page 4, at the end of line 6, after "charge" and before the period "." insert "unless a taxing jurisdiction or the state has given the home service provider a notice of determination as set forth in 47:301(14)(i)(ii)(bb)(XI)(fff) or (ggg)"

AMENDMENT NO. 26

On page 4, between lines 6 and 7, insert the following:

"(fff) A taxing jurisdiction, or the state on behalf of any taxing jurisdiction or taxing jurisdictions within the state, may determine that the address used for purposes of determining the taxing jurisdictions to which taxes, charges, or fees for mobile telecommunications services are remitted does not meet the definition of place of primary use and give binding notice to the home service provider to change the place of primary use on a prospective basis from the date of notice of determination. However, if the taxing jurisdiction making such determination is not the state, such taxing jurisdiction shall obtain the consent of all affected taxing jurisdictions within the state and shall give the customer an opportunity to demonstrate in accordance with applicable state or local tax, charge, or fee administrative procedures that the address is the customer's place of primary use before giving such notice of determination.

(ggg) A taxing jurisdiction, or the state on behalf of any taxing jurisdiction or taxing jurisdictions within the state, may determine that the assignment of a taxing jurisdiction by a home service provider under R.S. 47:301(14)(i)(ii)(bb)(IV)(ddd) does not reflect the correct taxing jurisdiction and give binding notice to the home service provider to change the assignment on a prospective basis from the date of notice of determination. However, if the taxing jurisdiction making the determination is not the state, it must obtain the consent of all affected taxing jurisdictions within the state and give the home service provider an opportunity to demonstrate in accordance with applicable state or local tax, charge, or fee administrative procedures that the assignment reflects the correct taxing jurisdiction before giving such notice of determination."

AMENDMENT NO. 27

On page 4, line 7, change "(eee)" to "(hhh)"

AMENDMENT NO. 28

On page 5, line 1, change "(fff)" to "(iii)"

AMENDMENT NO. 29

On page 5, between lines 3 and 4, insert the following:

May 31, 2001

"(XII) "Prepaid telephone calling service" means the right to exclusively purchase telecommunications services that must be paid for in advance, and that enable the origination of calls using an access number, authorization code, or both, whether manually or electronically dialed, if the remaining amount of units of service that have been prepaid is known by the provider of the prepaid service on a continuous basis.

(XIII) "Reseller"

(aaa) Means a provider who purchases telecommunications services from another telecommunications service provider and then resells, uses as a component part of, or integrates the purchased services into a mobile telecommunications service; and

(bbb) Does not include a serving carrier with which a home service provider arranges for the services to its customers outside the home service provider's licensed service area.

(XIV) "Serving carrier" means a facilities-based carrier providing mobile telecommunications service to a customer outside a home service provider's or reseller's licensed service area."

AMENDMENT NO. 30

On page 5, delete lines 4 through 8

AMENDMENT NO. 31

On page 5, between lines 8 and 9, insert the following:

"(XV)(aaa) If a mobile telecommunications service is not subject to the taxes levied by the state pursuant to R.S. 47:302(C) and R.S. 47:331(C) or taxes levied by other taxing jurisdictions, and if the amount paid or charged for such mobile telecommunications service is aggregated with and not separately stated from the amount paid or charged for any service that is subject to such taxes, then the nontaxable mobile telecommunications service shall be treated as being subject to such taxes unless the home service provider can reasonably identify the amount paid or charged for the mobile telecommunications service not subject to such taxes from its books and records kept in the regular course of business.

(bbb) If a mobile telecommunications service is not subject to the taxes levied by the state pursuant to R.S. 47:302(C) and R.S. 47:331(C) or by other taxing jurisdictions, a customer may not rely upon the nontaxability of such mobile telecommunications service unless the customer's home service provider separately states the amount charged for such nontaxable mobile telecommunications service or the home service provider elects, after receiving a written request from the customer in the form required by the provider, to provide verifiable data based upon the home service provider's books and records that are kept in the regular course of business that reasonably identifies the amount charged or paid for such nontaxable mobile telecommunications service."

AMENDMENT NO. 32

On page 5, between lines 16 and 17, insert the following:

"(iii) The term "telecommunication services" shall not include:  
\* \* \*

(dd) The furnishing of any telecommunication services for resale, including charges for the use of intercompany facilities pursuant to shared network facility arrangements, access charges paid by intrastate or interstate interexchange telecommunications carriers and interconnection charges paid by providers of cellular, mobile, and paging telecommunication services any mobile telecommunications

service, provided that any dealer making a sale of telecommunication services for resale shall obtain a certificate from the purchaser of such services certifying that such services are purchased for the purpose of resale, the form of the certification to be determined by rules and regulations to be promulgated by the secretary."

AMENDMENT NO. 33

On page 6, between lines 11 and 12, insert:

"(2) Notwithstanding any provision of law to the contrary, effective on April 1, 2016 as provided by Act 22 of the 2000 Regular Session, the tax levied by this Section shall not apply to the furnishing of interstate telecommunication services, as defined in R.S. 47:301(14)(i)(iv)(ff), which are reflected on bills submitted by telecommunication service providers to their customers which are dated on and after that date, regardless of when such services were provided."

AMENDMENT NO. 34

On page 6, line 12, change "(2)" to "(3)"

AMENDMENT NO. 35

On page 6, line 18, change "(3)" to "(4)" and after "telecommunications" delete the comma and the remainder of the line and insert "services, charges"

AMENDMENT NO. 36

On page 6, line 22, after "customer's" insert "place of"

AMENDMENT NO. 37

On page 7, line 1, after "C." insert "(1)"

AMENDMENT NO. 38

On page 7, between lines 15 and 16, insert:

"(2) Notwithstanding any provision of law to the contrary, effective from April 1, 2004 until April 1, 2016 as provided by Act 22 of the 2000 Regular Session, the tax levied by this Section shall not apply to the furnishing of interstate telecommunication services, as defined in R.S. 47:301(14)(i)(iv)(ff), which are reflected on bills submitted by telecommunication service providers to their customers which are dated during that time, regardless of when such services were provided."

AMENDMENT NO. 39

On page 7, line 10, change "Subparagraph" to "Subitem"

AMENDMENT NO. 40

On page 7, line 11, after "use" delete the remainder of the line and at the beginning of line 12, delete "of that Subparagraph."

AMENDMENT NO. 41

On page 7, delete line 15, and insert: "R.S. 47:301(14)(i)(ii)(bb)(XI)(hhh) and (iii)"

AMENDMENT NO. 42

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

"Section 2. R.S. 33:9109(C)(4) and R.S. 33:9126(F) are hereby amended and reenacted to read as follows:

§9109. Additional service charge on wireless telecommunications service

\* \* \*

C. Service Charge. The governing authority of any district may levy a CMRS emergency telephone service charge subject to and in accordance with the provisions of this Subsection. Such service charge:

\* \* \*

(4) Shall be levied against each CMRS connection for which the billing address is within the district. In the absence of a billing address, the service charge shall be levied against each CMRS connection for which the primary use is within the district. Notwithstanding the foregoing, the application of a CMRS emergency telephone service charge to any mobile telecommunications service, as defined in R.S. 47:301(14)(i)(ii)(bb), shall apply only if the customer's place of primary use is located within the boundaries of the political subdivision levying such CMRS emergency telephone service charge. For purposes of this Paragraph, the provisions of R.S. 47:301(14)(i)(ii)(bb) shall apply in the same manner and to the same extent as such provisions apply to the taxes levied pursuant to R.S. 47:302(C) and R.S. 47:331(C) on mobile telecommunications services.

\* \* \*

§9126. Emergency telephone service charge

\* \* \*

F. For cellular or other nonfixed location wireless telecommunications service users, such service charge shall be assessed against each cellular or other wireless phone number for which the billing address is within the boundaries of the district. Notwithstanding the foregoing, the application of such service charge to any mobile telecommunications service, as defined in R.S. 47:301(14)(i)(ii)(bb), shall apply only if the customer's place of primary use is located within the boundaries of the political subdivision levying such CMRS emergency telephone service charge. For purposes of this Paragraph, the provisions of R.S. 47:301(14)(i)(ii)(bb) shall apply in the same manner and to the same extent as such provisions apply to the taxes levied pursuant to R.S. 47:302(C) and R.S. 47:331(C) on mobile telecommunications services.

\* \* \*

Section 3. R.S. 47:301(14)(i)(ii)(bb) and (cc)(I), 301(14)(i)(iii)(dd), 301(16)(d)(ii), 302(C), and 331(C) are hereby amended and reenacted to read as follows:

§301. Definitions

As used in this Chapter the following words, terms, and phrases have the meaning ascribed to them in this Section, unless the context clearly indicates a different meaning:

\* \* \*

(14) "Sales of services" means and includes the following:

\* \* \*

(i)

\* \* \*

(ii) Except as otherwise provided in this Subparagraph, the term "telecommunication services" means:

\* \* \*

(bb) Cellular mobile telephone or telecommunication service, specialized mobile radio or paging service, and any other form of mobile or portable one- way or two-way communication.

(cc)(I) Interstate telecommunication services; however, only the amounts paid for interstate telecommunication services which either originate or terminate in this state and which are charged to a service

address in this state, regardless of where such amounts are billed or paid, shall be subject to the tax imposed by this Chapter.

\* \* \*

(iii) The term "telecommunication services" shall not include:

\* \* \*

(dd) The furnishing of any telecommunication services for resale, including charges for the use of intercompany facilities pursuant to shared network facility arrangements, access charges paid by intrastate or interstate interexchange telecommunications carriers and interconnection charges paid by providers of cellular, mobile, and paging telecommunication services, provided that any dealer making a sale of telecommunication services for resale shall obtain a certificate from the purchaser of such services certifying that such services are purchased for the purpose of resale, the form of the certification to be determined by rules and regulations to be promulgated by the secretary.

\* \* \*

(16)

\* \* \*

(d)

\* \* \*

(ii) Unless the sale of a prepaid telephone calling card or prepaid authorization number occurs at the vendor's place of business, it shall be conclusively presumed that the retail sale has occurred at the customer's shipping address. The reauthorization of a prepaid telephone calling card or a prepaid authorization number shall be conclusively presumed to be a retail sale which occurs at the customer's billing address.

\* \* \*

§302. Imposition of tax

\* \* \*

C.(1) There is hereby levied a tax upon all sales of services, as herein defined, in this State, at the rate of two ~~percent per centum~~ (2%) of the amounts paid or charged for such services.

(2) Notwithstanding any provision of law to the contrary, effective on April 1, 2016 as provided by Act 22 of the 2000 Regular Session, the tax levied by this Section shall not apply to the furnishing of interstate telecommunication services, as defined in R.S. 47:301(14)(i)(iv)(ff), which are reflected on bills submitted by telecommunication service providers to their customers which are dated on and after that date, regardless of when such services were provided.

(3) The tax levied in this Section shall be collected from the dealer, as defined herein, shall be paid at the time and in the manner hereinafter provided, and shall be, in addition to all other taxes, whether levied in the form of excise, license, or privilege taxes, and shall be in addition to taxes levied under the provisions of Chapter 3 of Subtitle II of this Title.

\* \* \*

§331. Imposition of tax

\* \* \*

C.(1) In addition to the tax levied on sales of services by R.S. 47:302(C) and collected under the provisions of Chapter 2 of Subtitle II of ~~this Title 47 of the Louisiana Revised Statutes of 1950~~, there is hereby levied a tax upon all sales of services, as defined by said Chapter 2 of Subtitle II of ~~this Title 47 of the Louisiana Revised Statutes of 1950~~, in this state, at the rate of ninety-seven one hundredths of one ~~percentum percent~~ of the amounts paid or charged for such services.

(2) Notwithstanding any provision of law to the contrary, effective from April 1, 2004 until April 1, 2016 as provided by Act 22 of the 2000 Regular Session, the tax levied by this Section shall not apply to the furnishing of interstate telecommunication services, as defined in R.S. 47:301(14)(i)(iv)(ff), which are reflected on bills submitted by telecommunication service providers to their customers which are dated during that time, regardless of when such services were provided.

\* \* \*

Section 4. R.S. 33:9109(C)(4) and 9126(F) are hereby amended and reenacted to read as follows:

§9109. Additional service charge on wireless telecommunications service

\* \* \*

C. Service charge. The governing authority of any district may levy a CMRS emergency telephone service charge subject to and in accordance with the provisions of this Subsection. Such service charge:

\* \* \*

(4) Shall be levied against each CMRS connection for which the billing address is within the district. In the absence of a billing address, the service charge shall be levied against each CMRS connection for which the primary use is within the district.

\* \* \*

§9126. Emergency telephone service charge

\* \* \*

F. For cellular or other nonfixed location wireless telecommunications service users, such service charge shall be assessed against each cellular or other wireless phone number for which the billing address is within the boundaries of the district.

\* \* \*

Section 5. The intent of this Act is to amend Louisiana law so that it conforms to the federal Mobile Telecommunications Sourcing Act, P.L. 106-252, codified at 4 U.S.C., Sections 116 through 126. If it is determined by the legislative oversight committees of the Department of Revenue, which are set forth in R.S. 49:968, that a court of competent jurisdiction has entered a final judgment on the merits that (1) is based on federal or state law; (2) is no longer subject to appeal; and (3) substantially limits or impairs the essential elements of Sections 1 or 2 of this Act, then Sections 3 and 4 of this Act shall be effective as of the date of entry of such judgment."

AMENDMENT NO. 43

On page 7, delete lines 17 through 26

AMENDMENT NO. 44

On page 8, line 1, change "Section 3. This" to "Section 6. Sections 1, 2, and 5 of this"

AMENDMENT NO. 45

On page 8, line 1, change "July 1, 2001" to "August 2, 2002"

AMENDMENT NO. 46

On page 8, line 2, after "legislature," insert "Sections 1, 2, and 5 of"

AMENDMENT NO. 47

On page 8, line 3, change "July 1, 2001" to "August 2, 2002"

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

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

HOUSE BILL NO. 1438—

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS  
AN ACT

To amend and reenact R.S. 51:651, 652(A), 653(A), 654, 655(A), and 656(C)(1)(f) and to enact R.S. 51:652(C), relative to fireworks; to provide conformity with federal classifications of fireworks; to impose penalties for the illegal sale of impermissible fireworks within the state; to prohibit igniting fireworks within one thousand feet of a fireworks retail location; to impose a penalty for the unlawful discharge of a fireworks from a motor vehicle; to require a work permit for anyone under the age of eighteen to work at a firework retail location; and to provide for related matters.

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 Reengrossed House Bill No. 1438 by Representative Pinac

AMENDMENT NO. 1

On page 12, at the bottom of the page, insert:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Hollis, 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. 1468—

BY REPRESENTATIVES LANCASTER, FAUCHEUX, WALSWORTH, PRATT, GALLOT, AND WELCH  
AN ACT

To amend and reenact R.S. 33:1565(B)(1), relative to organ donation and coroners; to provide for prompt delivery of anatomical gifts; to provide immunity from civil litigation and criminal prosecution for delivery of anatomical gifts; to provide for judicial enforcement of anatomical gifts; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 1514—**

BY REPRESENTATIVE DANIEL

## AN ACT

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

Reported favorably by the Committee on Health and Welfare. 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. 1583—**

BY REPRESENTATIVE WALSWORTH

## AN ACT

To enact R.S. 37:760(A)(14), relative to the powers and duties of the Louisiana State Board of Dentistry; to authorize the board to apply for warrants authorizing the seizure of dental health records or controlled dangerous substance records in certain circumstances; to provide for the courts where such warrants may be applied for; to provide for court findings for a warrant; to provide for process of the warrant; to provide for copying dental records received; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 1584—**

BY REPRESENTATIVE K. CARTER

## AN ACT

To amend and reenact R.S. 46:811, 812(A), (C), and (D), 813(A)(1) and (5) and (C), to enact R.S. 36:109(J) and R.S. 46:813(D), and to repeal R.S. 36:259(D) and R.S. 46:814, relative to the Biomedical Research and Development Park; to provide for the transfer of the commission to the Department of Economic Development; to provide for its composition and meetings; to provide for the governance of the commission; to provide for the commission's duties, functions, and powers; to repeal the provisions relative to the termination of the commission; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 1601—**

BY REPRESENTATIVE SNEED

## AN ACT

To enact R.S. 14:70.6, relative to crimes; to create the crime of unlawful distribution, possession, or use of theft alarm deactivation devices; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1601 by Representative Sneed

**AMENDMENT NO. 1**

On page 1, line 9, after "A." add "(1)"

**AMENDMENT NO. 2**

On page 1, at the end of line 14, change "paying for the merchandise or" to "payment for the merchandise having been made or permission having been obtained from the owner of the merchandise for the movement."

**AMENDMENT NO. 3**

On page 1, delete line 15 and add in lieu thereof the following:

"(2) As used in this Section, the meaning of "owner" shall include an agent or employee of the owner authorized by the owner."

On motion of Senator Lentini, 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. 1621—**

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

## AN ACT

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

Reported favorably by the Committee on Commerce and Consumer Protection. 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. 1637—**

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS

## AN ACT

To amend and reenact R.S. 12:303(A)(3) and 1306(A)(2) and to enact R.S. 12:23(B)(5), 204(B)(5), and 1306(A)(3)(f), relative to the naming of certain business entities; to prohibit the use of certain phrases in business names; to allow for certain name usages; and to provide for related matters.

Reported favorably by the Committee on Commerce and Consumer Protection. 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. 1655—**

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS

## AN ACT

To amend and reenact R.S. 12:32(A), 35(B)(1)(d), (2), and (3), 102(A)(introductory paragraph), 104(B)(1), 142(B)(2), 149(B), 164(B)(2) and (C)(1)(c), 205.1(A)(introductory paragraph), 236(C)(3), 238(A), 239.1(B)(1) and (3), 247.1(B)(2) and (C)(1)(b), 250(C)(2), and 257(B), relative to officers and directors of certain business entities; to provide for powers and duties; and to provide for related matters.

Reported favorably by the Committee on Commerce and Consumer Protection. 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. 1661—

BY REPRESENTATIVE DONELON

AN ACT

To enact R.S. 14:67.17, relative to theft of business records; to provide for the crime of theft of a business record; to provide for penalties; to provide for definitions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1661 by Representative Donelon

AMENDMENT NO. 1

On page 1, line 9, delete "or the information contained therein"

AMENDMENT NO. 2

On page 1, line 13, delete "or the information contained therein"

On motion of Senator Lentini, 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. 1725—

BY REPRESENTATIVES SNEED, FRITH, SCHWEGMANN, AND SCHNEIDER

AN ACT

To enact R.S. 14:68.7, relative to offenses against property; to make certain acts relative to retail sales receipts or universal product code labels unlawful; to provide for criminal penalties; to provide for enhanced penalties in certain circumstances; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Judiciary C Committee to Reengrossed House Bill No. 1725 by Representative Sneed

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Judiciary C Committee to Reengrossed House Bill No. 1725 by Representative Sneed

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 14:72 and to" and after "property;" and before "to" insert "to provide relative to forgery;"

AMENDMENT NO. 2

On page 1, line 7, after "R.S." and before "14:68.7" insert "14:72 is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 1, delete line 11, and insert "makes, alters, or counterfeits a"

AMENDMENT NO. 4

On page 1, at the end of line 12, insert "such sales receipt or label, or possesses a"

AMENDMENT NO. 5

On page 1, line 13, after "its" insert "specific"

AMENDMENT NO. 6

On page 2, delete line 4 and add the following:

"(a) Where the fair market value of the goods which are the subject of the falsified retail sales receipts or universal product code labels, as described in Subsection A of this Section,"

AMENDMENT NO. 7

On page 2, delete line 8, and insert the following:

"(b) Where the fair market value of the goods which are the subject of the falsified retail sales receipts or universal product code labels, as described in Subsection A of this Section,"

AMENDMENT NO. 8

On page 2, delete line 13, and insert the following:

"(c) Where the fair market value of the goods which are the subject of the falsified retail sales receipts or universal product code labels, as described in Subsection A of this Section,"

AMENDMENT NO. 9

On page 3, at the beginning of line 7, change "ten" to "five"

AMENDMENT NO. 10

On page 3, after line 7, add the following:

" \* \* \*

§72. Forgery

A. Forgery is the false making or altering of any signature to, or any part of, any writing purporting to have legal efficacy. It shall be unlawful to forge, with intent to defraud,

B. Issuing, or transferring, or possessing with intent to defraud, a forged writing, known by the offender to be a forged writing, shall also constitute forgery a violation of the provisions of this Section.

C. For purposes of this Section:

(1) "Forge" means the following:

(a) To alter, make, complete, execute, or authenticate any writing so that it purports:

(i) To be the act of another who did not authorize that act;



(ii) To have been executed at a time or place or in a numbered sequence other than was in fact the case; or

(iii) To be a copy of an original when no such original existed.

(b) To issue, transfer, register the transfer of, pass, publish, or otherwise utter a writing that is forged in accordance with the meaning of Subparagraph (1)(a).

(c) To possess a writing that if forged within the meaning of Subparagraph (1)(a)

(2) "Writing" means the following:

(a) Printing or any other method of recording information;

(b) Money, coins, tokens, stamps, seals, credit cards, badges, and trademarks; and

(c) Symbols of value, right, privilege, or identification.

D. Whoever commits the crime of forgery shall be fined not more than five thousand dollars, or imprisoned, with or without hard labor, for not more than ten years, or both."

On motion of Senator Lentini, 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. 1728—**

BY REPRESENTATIVE WALSWORTH  
AN ACT

To amend and reenact R.S. 37:795(B)(2)(a), (l), (m), and (n), and (3)(h) and (i); and to enact R.S. 37:795(B)(1)(i), (j), and (k), (2)(o) and (p), and (3)(j), (k), and (l); to revise the fee schedule of the Louisiana State Board of Dentistry; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 1734—**

BY REPRESENTATIVE ANSARDI  
AN ACT

To enact Part VI-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2175, relative to comfort care for children; to provide for the establishment of a children's comfort care center pilot program; to require the Department of Health and Hospitals to develop standards for the pilot program; to provide a termination date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

#### **SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 1734 by Representative Ansardi

#### AMENDMENT NO. 1

On page 1, line 15, change "permit" to "allow"

#### AMENDMENT NO. 2

On page 2, line 14, after "standards" insert ", if needed."

#### AMENDMENT NO. 3

On page 2, at the beginning of line 15, delete "and shall also meet hospice licensure standards"

On motion of Senator Schedler, 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. 1767—**

BY REPRESENTATIVE HOPKINS  
AN ACT

To amend and reenact R.S. 28:750(A)(introductory paragraph) and (1) and (B)(introductory paragraph), 751(1), (2), (4), (5), and (6), 752(5) and (6), and 753(A) and R.S. 36:259(L) and to enact R.S. 28:751(7) and (8) and 752(17), relative to the Louisiana State Planning Council on Developmental Disabilities; to change the name of the council to the Louisiana Developmental Disabilities Council; to provide for definitions; to provide for responsibilities of the council; to provide for an increase in membership of the council; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 1771—**

BY REPRESENTATIVES PRATT AND WELCH  
AN ACT

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

Reported favorably by the Committee on Health and Welfare. 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. 1790—**

BY REPRESENTATIVE HEATON  
AN ACT

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

Reported with amendments by the Committee on Judiciary C.

#### **SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 1790 by Representative Heaton

#### AMENDMENT NO. 1

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

May 31, 2001

AMENDMENT NO. 2

On page 1, line 9, delete "(1)"

AMENDMENT NO. 3

On page 1, line 13, after "B." insert "(1)"

AMENDMENT NO. 4

On page 1, line 16, before "Each" insert "(2)" and after "calculated" insert "and allocated"

AMENDMENT NO. 5

On page 1, delete lines 17 through 19 and insert the following:

~~(1) (a) Sixty~~ Forty percent of all funds received ~~or one hundred fifty thousand dollars, whichever is less,~~ to the Orleans Parish criminal district court's judicial expense fund.

~~(2) All of the remaining funds received or two hundred thousand dollars, whichever is less, to be distributed as follows:~~

~~(a) One-third~~ (b) Twenty percent of all funds received to the Orleans Parish criminal sheriff's operating fund.

~~(b) One-third~~ (c) Twenty percent of all funds received to the Orleans Parish district attorney's operating fund.

~~(c) One-third~~ (d) Twenty percent of all funds received to the Orleans Parish indigent defender's program.

~~(3) All funds received and deposited in excess of three hundred fifty thousand dollars to be distributed as follows:~~

~~(a) Twenty-five percent to the Orleans Parish criminal district court's judicial expense fund.~~

~~(b) Twenty-five percent to the criminal sheriff's operating fund.~~

~~(c) Twenty-five percent to the district attorney's operating fund.~~

~~(d) Twenty-five percent to the indigent defender's program."~~

On motion of Senator Lentini, 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. 1847—**

BY REPRESENTATIVE HOLDEN

AN ACT

To enact R.S. 40:2531(B)(7), relative to the rights of a law enforcement officer while under investigation; to provide for the length of time within which an investigation of a law enforcement officer must be completed; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 1847 by Representative Holden

AMENDMENT NO. 1

On page 2, line 7, after "days," insert "Nothing contained in this Paragraph shall be construed to prohibit the law enforcement officer under investigation and the appointing authority from entering into a written agreement extending the investigation for up to an additional sixty days. Further, nothing in this Paragraph shall limit any investigation of alleged criminal activity."

On motion of Senator Lentini, 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. 1849—**

BY REPRESENTATIVES STRAIN AND BRUNEAU

AN ACT

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

Reported favorably by the Committee on Senate and Governmental 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. 1855—**

BY REPRESENTATIVE RICHMOND

AN ACT

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

Reported favorably by the Committee on Judiciary C. 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. 1881—**

BY REPRESENTATIVE SHAW

AN ACT

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

Reported favorably by the Committee on Commerce and Consumer Protection. 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. 1885—**

BY REPRESENTATIVES HUNTER, BRUCE, MORRELL, AND ROMERO

AN ACT

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

Reported favorably by the Committee on Judiciary C. 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. 1985—**

BY REPRESENTATIVE SHAW AND SENATOR MALONE  
AN ACT

To amend and reenact R.S. 39:1593.1(A), relative to group purchasing contracts of the Louisiana State University Health Sciences Center; to require certain Louisiana distributors be included in certain group purchasing contracts; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1985 by Representative Shaw and Senator Malone

AMENDMENT NO. 1

On page 1, line 5, after "contracts;" insert "to provide for exclusion;"

AMENDMENT NO. 2

On page 2, line 10, delete "has" and insert "is willing to enter into"

AMENDMENT NO. 3

On page 2, line 11, delete "as it relates" and insert "including but not limited"

AMENDMENT NO. 4

On page 2, line 12, delete "the group purchasing" and delete line 13, and insert "required for all vendors. However, any qualified distributor may be excluded for good cause."

On motion of Senator Schedler, 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. 2005—**

BY REPRESENTATIVE KENNARD  
AN ACT

To amend and reenact Code of Criminal Procedure Article 734, relative to subpoenas in criminal matters; to authorize investigators employed by the district attorney for the Nineteenth Judicial District for East Baton Rouge Parish to serve subpoenas in criminal matters in which the district attorney is involved; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. 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. 2047 (Substitute for House Bill 966 by Representative Martiny)—**

BY REPRESENTATIVES  
MARTINY AND FAUCHEUX  
AN ACT

To amend and reenact R.S. 15:536(A), 537(A), 541(9)(b) and (16), 542(A) and (B)(1)(b) and (E), 542.1(A), (B), (I)(4) and (J)(1), 574.4(C)(2)(a)(introductory paragraph), (H)(2) and (O)(1), 828(A)(2)(a), 893.1(A)(1), R.S. 44:9(E)(2) and Code of Criminal Procedure Articles 893(D)(1)(b), 894.3(A), and 895(H), to enact R.S. 15:541(14.1), 542(B)(1)(d), and to repeal R.S. 15:542(F), relative to sex offenses; to provide for definitions of "sexual offender" and "sex offense"; to provide with respect to requirements for sentencing, registration and notification requirements, probation, parole, classification and treatment programs, and assignment to work training facilities; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 2047 by Representative Martiny

AMENDMENT NO. 1

On page 2, line 6, after "incest," add "R.S. 14:89(A)(1) (crime against nature),"

AMENDMENT NO. 2

On page 2, line 14, after "aggravated incest," add "R.S. 14:89(A)(1) (crime against nature),"

AMENDMENT NO. 3

On page 3, line 13, after "aggravated incest," add "R.S. 14:89(A)(1) (crime against nature),"

On motion of Senator Lentini, 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. 2063 (Substitute for House Bill No. 1846 by Representative Thompson)—**

BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 26:2(8) through (18) and to enact R.S. 26:2(19) and 71(A)(5), relative to the Alcoholic Beverage Control Law; to provide for "liquor retail distribution centers"; to provide for permits and fees; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. 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.

**Senator Romero in the Chair**

May 31, 2001

**Senate Bills and Joint Resolutions  
Returned from the House  
of Representatives with Amendments,  
Subject to Call**

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

**Called from the Calendar**

Senator Hainkel asked that Senate Bill No. 360 be called from the Calendar at this time.

**SENATE BILL NO. 360—**

BY SENATOR HAINKEL

**AN ACT**

To enact R.S. 42:1123(28), relative to the Code of Governmental Ethics; to exempt immediate family members of public servants from the prohibition against performing volunteer work or donating property to that public servant's agency; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 360 by Senator Hainkel

**AMENDMENT NO. 1**

On page 1, delete lines 3 through 5 in their entirety, and insert the following: "provide for an exception to the ethics code to allow a public servant, legal entity in which he has a controlling interest, or member of his immediate family to donate services, moveable property, or funds to his agency; and to provide for related matters."

**AMENDMENT NO. 2**

On page 1, delete lines 11 through 15 in their entirety, and insert the following:

"(28) A public servant, a legal entity in which he has a controlling interest, or a member of his immediate family, from donating services, moveable property, or funds to his agency. Nothing herein shall be construed to allow a public servant to make an appointment of a person which is otherwise prohibited by this Chapter."

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President                      Fontenot                      Malone

Barham	Gautreaux	Marionneau
Bean	Heitmeier	McPherson
Cain	Hines	Michot
Campbell	Hollis	Mount
Chaisson	Hoyt	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fields, W	Lentini	
Total—32		

NAYS

Total—0

ABSENT

Bajoie	Fields, C	Schedler
Boissiere	Irons	
Cravins	Romero	
Total—7		

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

**Mr. President in the Chair**

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

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

**SENATE BILL NO. 460—**

BY SENATOR SMITH

**AN ACT**

To amend and reenact R.S. 46:1906, relative to public welfare and assistance; to provide with respect to the Division of Youth Services; to permit rather than require local governing authorities to pay detention centers excess costs for juveniles committed to the Department of Public Safety and Corrections; and to provide for related matters.

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

**SENATE BILL NO. 684—**

BY SENATORS CRAVINS AND HAINKEL

**AN ACT**

To enact R.S. 46:450.5, relative to public welfare and assistance; to provide with respect to families; to provide for the implementation of a pilot program for parental responsibility training for the parents, guardians or legal custodians of certain juveniles; to require the Secretary of Social Services in cooperation with the Department of Public Safety and Corrections to establish standards and guidelines for the implementation of the program; to provide for certain components of such guidelines; to provide for funding of the program; to provide for a specific date for implementation of the

program; to provide for a report on the success of and recommendation for the future of the program by both departments; and to provide for related matters.

Senator Cravins moved that Senate Bill No. 684 be recommitted to the Committee on Finance.

Without objection, so ordered.

**SENATE BILL NO. 1045—**

BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:553(17) and 559(3), relative to the Louisiana State Employees' Retirement System; to provide with respect to membership of certain employees of the traffic courts for the parish of Orleans; to authorize credit in the judicial retirement plan of the Louisiana State Employees' Retirement System for service as a judicial administrator for the traffic courts for the parish of Orleans and each deputy of the administrator; and to provide for related matters.

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

**Rules Suspended**

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

**Bagneris Rule**

Senator Lambert moved to suspend the rules to pass over controversial Senate and House Bills on Third Reading and Final Passage temporarily with the intention of taking them up later, in their regular order.

Without objection, so ordered.

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

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie	Irons	Schedler
Cravins	Jones, B	
Total—5		

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

**Senator Lambert in the Chair**

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver

May 31, 2001

Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Jones, C	Ullo
Ellington	Lambert	
Fields, C	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Bajoie	Schedler
Total—2	

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie	Schedler
Total—2	

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

**HOUSE BILL NO. 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.

**Floor Amendments Sent Up**

Senator Dupre sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dupre to Original House Bill No. 674 by Representative Pitre

AMENDMENT NO. 1

On page 2, line 19, after "Grand Isle, Louisiana" insert "and Louisiana Highway 3090"

AMENDMENT NO. 2

On page 3, line 1, after "Grand Isle, Louisiana" insert "and Louisiana Highway 3090"

On motion of Senator Dupre, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie

Schedler

Total—2

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President

Bajoie

Schedler

Total—3

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

**HOUSE BILL NO. 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.

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President

Bajoie

Schedler

Total—3

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

May 31, 2001

**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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Bajoie	Schedler
Total—3		

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Bajoie	Schedler
Total—3		

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Barham	Fontenot	Malone
Boissiere	Gautreaux	Marionneaux
Cain	Heitmeier	McPherson
Campbell	Hines	Michot
Chaisson	Hollis	Mount
Cravins	Hoyt	Romero
Dardenne	Irons	Smith



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

NAYS

Total—0

ABSENT

Mr. President Bean  
 Bajoie Schedler  
 Total—4

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

**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.

**Floor Amendments Sent Up**

Senator McPherson sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Engrossed House Bill No. 139 by Representative Farrar

AMENDMENT NO. 1  
 On page 2, line 9, change "twenty-five" to "thirty-five"

On motion of Senator McPherson, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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

NAYS

Total—0

ABSENT

Mr. President Bajoie Schedler  
 Total—3

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President Bajoie Schedler  
 Total—3

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

May 31, 2001

HOUSE BILL NO. 441—

BY REPRESENTATIVE POWELL

AN ACT

To enact R.S. 15:255(G), relative to the special funds in each of the parishes in the Twenty-First Judicial District which are used for the payment of witness fees to off-duty law enforcement officers; to provide for the transfer of surplus monies in those funds to the criminal court fund of that district court; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Barham	Schedler
Bajoie	Jones, B	
Total—5		

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

HOUSE BILL NO. 627—

BY REPRESENTATIVE HOPKINS

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Campbell
Bajoie	Schedler
Total—4	

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

HOUSE BILL NO. 45—

BY REPRESENTATIVES MONTGOMERY AND JANE SMITH

AN ACT

To amend and reenact R.S. 33:106.1(A)(introductory paragraph), relative to planning commissions in Bossier Parish; to provide relative to a commission's jurisdiction over certain subdivided parcels of land outside of municipalities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President Bajoié Schedler
Total—3

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

HOUSE BILL NO. 163—

BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 38:1766(A)(3), relative to Gravity Drainage District No. 1 of Rapides Parish; to provide for the salary of the secretary-treasurer of the board of commissioners of such district; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President Bajoié Schedler
Total—3

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

HOUSE BILL NO. 405—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 33:4067.1, relative to parish water and sewerage commissions; to authorize water and sewerage commissions in St. Bernard Parish to retain unclaimed or abandoned water deposits to their credit; to provide with respect to reports and notices regarding such unclaimed or abandoned deposits; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President Bajoié Schedler
Total—3

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

HOUSE BILL NO. 478—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 38:1794(A)(2)(a), (B), (F), and (G), relative to the compensation of members of the boards of commissioners of certain drainage districts; to provide for an increase in the maximum per diem of such members; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

May 31, 2001

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

NAYS

Total—0

ABSENT

Mr. President	Bajoie	Schedler
Total—3		

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

**HOUSE BILL NO. 554—**

BY REPRESENTATIVE QUEZAIRE  
AN ACT

To enact R.S. 25:736(6), relative to the Donaldsonville Historic District Commission; to provide that members of the commission shall be residents and electors of the district; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Bajoie	Schedler
Total—3		

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

**HOUSE BILL NO. 562—**

BY REPRESENTATIVE FLAVIN  
AN ACT

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Chaisson
Bajoie	Schedler
Total—4	

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

**HOUSE BILL NO. 567—**

BY REPRESENTATIVE HOPKINS  
AN ACT

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Marionneau	Thomas
Bajoie	Schedler	
Total—5		

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

**HOUSE BILL NO. 692—**

BY REPRESENTATIVE BRUCE

**AN ACT**

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Irons	Marionneau
Bajoie	Jones, B	Schedler
Total—6		

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

**HOUSE BILL NO. 731—**

BY REPRESENTATIVE MURRAY

**AN ACT**

To amend and reenact R.S. 13:2576(H)(2)(h), relative to administrative adjudication of certain violations; to provide for the seizure and sale of certain property for the failure to pay fines; to provide authority of the New Orleans Redevelopment Authority to purchase seized property; to provide for the purchase price of the property; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Mr. President
Total—1

**ABSENT**

Bajoie	Schedler
Total—2	

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

May 31, 2001

HOUSE BILL NO. 737—

BY REPRESENTATIVE FUTRELL AND SENATOR DARDENNE
AN ACT

To enact R.S. 33:2740.51, to create an economic development district in East Baton Rouge Parish; to provide for governance and administration of the district; to provide for the powers and duties of the governing authority, including the authority to levy taxes and issue bonds subject to voter approval; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—33

NAYS

Total—0

ABSENT

Mr. President Fields, C Irons
Bajoie Fields, W Schedler
Total—6

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

HOUSE BILL NO. 930—

BY REPRESENTATIVE HOLDEN
AN ACT

To enact R.S. 33:2214(D), relative to police; to provide that certain benefits are applicable to employees of the Baton Rouge Metropolitan Airport Police/Aircraft Rescue Fire Fighting unit; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President Irons Michot
Bajoie Johnson Schedler
Total—6

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

HOUSE BILL NO. 1150—

BY REPRESENTATIVE WINSTON
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President Bajoie Schedler

Total—3

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

HOUSE BILL NO. 1153— BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 33:381(C)(21), relative to the village of Longstreet; to authorize the governing authority of the village to abolish the office of police chief or to provide for the filling of such office by appointment; to provide for the method of appointment and for the salary, term, duties, qualifications, and supervision of an appointed police chief; to authorize the mayor and the board of aldermen to enter into a cooperative endeavor for law enforcement services; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names: Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Fields, C, Total—35.

NAYS

Total—0

ABSENT

Table with 2 columns listing names: Mr. President, Bajoie, Total—4.

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names: Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Fields, C, Total—34.

NAYS

Table with 1 column listing names: Marionneaux, Total—1.

ABSENT

Table with 2 columns listing names: Mr. President, Bajoie, Total—4.

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

HOUSE BILL NO. 1656— BY REPRESENTATIVE JOHNS

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names: Barham, Bean, Boissiere, Cain, Chaisson, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, McPherson, Michot, Mount, Romero, Smith.

May 31, 2001

Cravins  
Dardenne  
Dupre  
Ellington  
Fields, C  
Fields, W  
Total—31

Irons  
Johnson  
Jones, B  
Jones, C  
Lambert  
Lentini

Tarver  
Theunissen  
Thomas  
Ullo

NAYS

Dean  
Fontenot  
Total—4

Malone  
Marionneau

ABSENT

Mr. President  
Bajoie  
Total—4

Campbell  
Schedler

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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

Lentini  
Malone  
Marionneau  
Michot  
Mount  
Romero  
Smith  
Tarver  
Theunissen  
Thomas  
Ullo

NAYS

Total—0

ABSENT

Mr. President  
Bajoie

McPherson  
Schedler

Total—4

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

**Rules Suspended**

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

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

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

**Called from the Calendar**

Senator Boissiere asked that Senate Bill No. 1045 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 1045—**  
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:553(17) and 559(3), relative to the Louisiana State Employees' Retirement System; to provide with respect to membership of certain employees of the traffic courts for the parish of Orleans; to authorize credit in the judicial retirement plan of the Louisiana State Employees' Retirement System for service as a judicial administrator for the traffic courts for the parish of Orleans and each deputy of the administrator; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Barham  
Bean  
Boissiere  
Cain  
Campbell  
Chaisson  
Cravins  
Dardenne  
Dean  
Dupre  
Ellington  
Fields, C  
Total—36

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

Lentini  
Malone  
Marionneau  
McPherson  
Michot  
Mount  
Romero  
Smith  
Tarver  
Theunissen  
Thomas  
Ullo

NAYS



Total—0  
ABSENT

Mr. President Bajoié Schedler  
Total—3

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

**Regular Order of the Day Resumed**

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

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

**HOUSE CONCURRENT RESOLUTION NO. 54—  
BY REPRESENTATIVE DURAND**

**A CONCURRENT RESOLUTION**

To urge and request the Department of Health and Hospitals, through its secretary, to seek waivers to implement the Medicaid-funded adult residential assisted living pilot project.

Reported favorably by the Committee on Health and Welfare.

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**

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

**NAYS**

Total—0  
ABSENT

Mr. President Jones, B  
Bajoié Schedler  
Total—4

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

**HOUSE CONCURRENT RESOLUTION NO. 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.

Reported favorably by the Committee on Health and Welfare.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0  
ABSENT

Mr. President McPherson  
Bajoié Schedler  
Total—4

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

**HOUSE CONCURRENT RESOLUTION NO. 59—**

BY REPRESENTATIVE DURAND AND SENATOR MOUNT

**A CONCURRENT RESOLUTION**

To continue and provide with respect to the Louisiana Commission on Child Abuse Multidisciplinary Teams created during the 2000 Regular Session pursuant to Senate Concurrent Resolution No. 5.

Reported favorably by the Committee on Health and Welfare.

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

May 31, 2001

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total—35

**NAYS**

Total—0

**ABSENT**

Mr. President	McPherson
Bajoie	Schedler

Total—4

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

**HOUSE CONCURRENT RESOLUTION NO. 94—**

BY REPRESENTATIVE LANDRIEU

**A CONCURRENT RESOLUTION**

To create the Joint Legislative Juvenile Justice Commission and the Ad Hoc Juvenile Justice Advisory Board to study and make recommendations on the feasibility of reforming and restructuring the juvenile justice system as it faces the challenges of the new millennium.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Concurrent Resolution No. 94 by Representative Landrieu

**AMENDMENT NO. 1**

On page 2, line 19, after "of" add "developing" and after the comma "," change "primarily in" to "with special focus on"

**AMENDMENT NO. 2**

On page 2, line 24, after "intervention," add "representation and advocacy services," and at the end of the line change "as well as" to "and"

**AMENDMENT NO. 3**

On page 2, line 25, after the comma "," add "as well as to recommend the services to be developed to implement the comprehensive strategy"

**AMENDMENT NO. 4**

On page 3, line 19, after "Louisiana;" add " Catholic Charities Archdiocese New Orleans; Louisiana Chapter, National Association of Social Workers; Metropolitan Crime Commission of New Orleans, Inc.; Juvenile Justice Project of Louisiana; Louisiana Association of Child Care Agencies; Louisiana Indigent Defense Assistance Board;"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total—37

**NAYS**

Total—0

**ABSENT**

Mr. President	Bajoie
---------------	--------

Total—2

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

**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.

Reported favorably by the Committee on Health and Welfare.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Dean  
Total—1

**ABSENT**

Mr. President	Bajoie	McPherson
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. 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.

Reported favorably by the Committee on Health and Welfare.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Bajoie
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. 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.

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

**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.

Reported favorably by the Committee on Health and Welfare.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Barham	Fontenot	Malone
Bean	Gautreaux	Marionneaux
Boissiere	Heitmeier	McPherson
Cain	Hines	Michot

May 31, 2001

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

NAYS

Total—0

ABSENT

Mr. President	Bajoie	Fields, W
Total—3		

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

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

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Malone
Barham	Fields, W	Marionneaux
Bean	Fontenot	McPherson
Boissiere	Gautreaux	Michot
Cain	Heitmeier	Mount
Campbell	Hines	Romero
Chaisson	Hollis	Schedler
Cravins	Hoyt	Smith

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

NAYS

Total—0

ABSENT

Bajoie	Lambert
Irons	Thomas
Total—4	

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Marionneaux
Total—1

ABSENT

Mr. President	Bajoie	Jones, B
Total—3		

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

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.

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

ROLL CALL

The roll was called with the following result:

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

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

HOUSE BILL NO. 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.

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

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.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Barham	Fields, W	Lentini
Bean	Fontenot	Malone
Boissiere	Gautreaux	McPherson
Cain	Heitmeier	Mount
Campbell	Hines	Romero
Chaisson	Hollis	Schedler
Cravins	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, B	Thomas
Ellington	Jones, C	Ullo
Fields, C	Lambert	
Total—35		
	NAYS	
Total—0		
	ABSENT	
Mr. President	Marionneau	
Bajoie	Michot	
Total—4		

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

Motion

On motion of Senator Ullo the Senate went into Executive Session.

After Executive Session

ROLL CALL

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

PRESENT

May 31, 2001

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

ABSENT

Bajoie  
Total—1

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

**Senate Business Resumed**

**Mr. President in the Chair**

**House Bills and Joint Resolutions on  
Third Reading  
and Final Passage, Resumed**

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Barham	Fields, C	Malone
Bean	Fields, W	Michot

Boissiere	Fontenot	Mount
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Chaisson	Hollis	Smith
Cravins	Hoyt	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones, B	Ullo
Dupre	Jones, C	
Total—32		

NAYS

Gautreaux  
Total—1

ABSENT

Bajoie	Lambert	McPherson
Irons	Marionneaux	Tarver
Total—6		

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Mr. President

Bajoie

Tarver

Total—3

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

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.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Barham
Bean
Boissiere
Cain
Campbell
Chaisson
Cravins
Dardenne
Dean
Dupre
Ellington
Fields, C
Total—36

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

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

NAYS

Total—0

ABSENT

Mr. President

Bajoie

McPherson

Total—3

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

HOUSE BILL NO. 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.

Floor Amendments Sent Up

Senator Ullo sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Reengrossed House Bill No. 1558 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 5, after "571(11)," insert "1259(B)(5),"

AMENDMENT NO. 2

On page 1, line 8, after "1315(C)(2) and (3)," insert "1351(11), 1353(B) and (C)(4)," and after "1354(B)(5)," insert "1355(6), 1361(A),"

AMENDMENT NO. 3

On page 1, at the beginning of line 9, after "(B)," and before "1399(C)(2) and (D)(2)," insert "1392, 1394(A),"

AMENDMENT NO. 4

On page 1, line 10, delete "18:111(C)" and insert "18:18(7), 111(C)"

AMENDMENT NO. 5

On page 3, line 21, after "571(11)," insert "1259(B)(5),"

AMENDMENT NO. 6

On page 3, line 23, after "1315(C)(2) and (3)," insert "1351(11), 1353(B) and (C)(4)," and after "1354(B)(5)," insert "1355(6), 1361(A),"

AMENDMENT NO. 7

On page 3, line 24, after "(B)," and before "1399(C)(2) and (D)(2)," insert "1392, 1394(A)"

AMENDMENT NO. 8

On page 3, line 26, delete "18:111(C)" and insert "18:18(7), 111(C)"

AMENDMENT NO. 9

On page 4, between lines 12 and 13 insert the following;

"§18. Commissioner of elections; powers and duties

The commissioner of elections shall administer the laws relating to custody of voting machines and voter registration, and for the purpose he shall:

\* \* \*

(7) Prescribe uniform rules, regulations, forms, and instructions as to the use of electronic voting machines, as defined by R.S. 18:1351(11)(b), in the conduct of absentee voting, which shall be approved by the attorney general and thereafter shall be applied uniformly by each registrar of voters in the state."

AMENDMENT NO. 10

On page 16, between lines 9 and 10, insert the following:

"§1259. Arrangement of ballot; designation of party candidates

\* \* \*

B(1)

\* \* \*

\* \* \*

(5) On a voting machine, there shall be a single lever, button or, on an absentee ballot, a single box within candidate selection button with which to mark the ballot; opposite each pair of names. On mail absentee ballots, there shall be a single box within which to mark the ballot opposite each pair of names.

\* \* \*

AMENDMENT NO. 11

On page 23, after line 24, insert the following:

"§1351. Definitions

As used in this Chapter, unless otherwise specified, the following terms shall have the meanings herein ascribed to each:

\* \* \*

(11) "Voting machine" means the enclosure occupied by the voter when voting, as formed by the machine, ~~and~~ its screen and privacy shield, hood, or curtain, which shall include mechanical and electronic voting machines.

(a) "Mechanical voting machine" means a voting machine that displays a full-faced ballot and whereby votes are cast by moving a lever.

(b) "Electronic voting machine" means a voting machine that displays a full-face ballot, whereby votes are cast by pushing a vote indicator button on the face of the machine or a voting machine that displays a paging ballot, whereby votes are cast by selecting a vote indicator by touching the screen or using available tools on the voting system.

\* \* \*

§1353. Commissioner of elections; powers and duties

\* \* \*

B. The commissioner of elections shall prescribe uniform rules and regulations with respect to matters pertaining to the purchase, preparation, and use of voting machines in the conduct of elections and the duties of each category of persons charged with responsibility for any matter relating to voting machines. The commissioner of elections shall consult with the secretary of state and State Board of Election Supervisors during the promulgation of such rules and regulations. The rules and regulations shall be



approved by the attorney general and thereafter shall be distributed by the commissioner of elections to the election officials having responsibilities relating to voting machines elections. The rules and regulations shall be applied uniformly through the state.

C. In addition to any other duties and functions now or hereafter provided by law, the commissioner of elections shall:

\* \* \*

(4) For mechanical voting machines, ~~F~~ furnish for each polling place for each election a model showing the face of a voting machine as it is to be used in the election and a card of instructions to voters and commissioners, and also furnish a seal, if required, for sealing each machine after the termination of voting.

\* \* \*"

AMENDMENT NO. 12

On page 24, between lines 14 and 15, insert the following:

"§1355. Construction and equipment of machines; requirements

Each voting machine used in an election shall be so constructed and equipped as to:

\* \* \*

(6) When used in a primary election at which members of a political party committee are to be voted on, it shall be so equipped that, ~~by a single adjustment on the outside of the machine~~, the election officials can lock out all candidate counters except those of the party with which the voter is affiliated.

\* \* \*

§1361. Approval of machines; certificate; expenses of examination

A. The commissioner may examine any type or make of voting machine upon the request of a representative of the maker or supplier thereof, and if he determines that the machine complies with the requirements of this Chapter and that it meets standards acceptable to him as to durability, accuracy, efficiency, and capacity, he shall approve that type or make of machine for use in this state and shall issue his certificate of approval thereof. In addition, any electronic voting machine acquired or used in the state must have been certified by NASED Independent Testing Authorities according to the voting systems standards adopted by the Federal Election Commission. This certificate, together with any relevant reports, drawings, and photographs, shall be a public record.

\* \* \*

AMENDMENT NO. 13

On page 26, between lines 6 and 7 insert the following:

"§1392. Selection of absentee voting and counting equipment

A. ~~(H)~~ The specific kind or type of absentee counting equipment used in a parish for an election shall be determined by the commissioner of elections and shall be approved as provided in R.S. 18:1361.

~~(2) Any absentee counting equipment selected shall correctly and accurately count all votes lawfully cast for each candidate and for or against each proposition. When a voter may vote for more than one person for an office, it shall count each vote cast, even though the voter has voted for fewer than the total number of votes he is entitled to cast for a particular office. If a voter casts his vote for more persons for a particular office than he is legally entitled to vote for, it shall not count the votes for that office, but it shall count all other lawfully cast votes.~~

~~(3) Any absentee counting equipment selected shall be capable of proving, through the production of a zero tally, that its candidate and question counters contain no votes for either a candidate or proposition. Such equipment shall be capable of reproducing the absentee results of an election to verify the initial absentee count.~~

~~(4) Absentee counting equipment into which the voter directly casts his absentee ballot shall contain one or more automatic locks which, upon exposure of the vote count at any time will automatically lock the equipment against further voting.~~

~~B. Before any absentee counting equipment selected and approved in accordance with Subsection A of this Section is used in an election, the commissioner of elections shall consult with the secretary of state to insure that absentee ballots can be prepared in a manner consistent with the equipment's capabilities and that such ballots can be produced in a period within the time limitations of the election. If the absentee ballot configuration for an election is unduly complex or if the absentee ballots cannot be produced within the time limitations of an election, absentee counting equipment shall not be used in that election. Any electronic voting machine used in absentee voting shall conform to the standards for voting machines set forth in R.S. 18:1355 and R.S. 18:1361.~~

\* \* \*

§1394. Ballots; marking ballots

A. Absentee ballots to be counted or processed in any absentee counting equipment shall conform as nearly as practicable to all the requirements in Chapter 7 of this Title, particularly R.S. 18:1306. Except as provided in Subsection B hereof, and depending on the particular type of absentee voting or counting equipment utilized in an election, the ~~State Board of Election Supervisors~~ commissioner of elections may promulgate rules and regulations regarding the implementation of any absentee voting and counting system, specifically specifying the form of the absentee ballot used in an election, the manner in which such ballot shall be executed by the voter, and the specific procedures used in tabulating the absentee results of the election. The commissioner of elections shall consult with the secretary of state and the State Board of Election Supervisors during the promulgation of such rules and regulations.

\* \* \*"

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

May 31, 2001

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie	Cravins
Total—2	

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie	Cravins	Dean
Total—3		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Fields, C  
Total—37

Lentini  
NAYS

Total—0

ABSENT

Bajoie  
Total—2

Mount

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

ABSENT

Bajoie  
Total—2

Jones, B

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Barham	Fields, C	Marionneaux
Bean	Fontenot	McPherson
Boissiere	Gautreaux	Michot
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Chaisson	Hollis	Smith
Cravins	Hoyt	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones, C	Ullo
Dupre	Lentini	
Ellington	Malone	
Total—31		

**NAYS**

Tarver  
Total—1

ABSENT

Mr. President	Irons	Mount
Bajoie	Jones, B	
Fields, W	Lambert	
Total—7		

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

**HOUSE BILL NO. 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.

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

May 31, 2001

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Dean	Marionneaux
Total—2	

**ABSENT**

Mr. President	Bajoie
Total—2	

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

**Personal Privilege**

Senator McPherson asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 158. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

**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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Heitmeier	Michot
---------------	-----------	--------

Bean	Hines	Mount
Boissiere	Hollis	Romero
Cain	Hoyt	Smith
Chaisson	Johnson	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Fontenot	Lentini	Ullo
Gautreaux	McPherson	
Total—26		

**NAYS**

Barham	Fields, C	Malone
Campbell	Fields, W	Marionneaux
Dean	Irons	
Total—8		

**ABSENT**

Bajoie	Ellington	Schedler
Dupre	Lambert	
Total—5		

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0  
ABSENT

Bajoie Michot  
Total—2

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

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

NAYS

Total—0  
ABSENT

Bajoie Jones, B  
Total—2

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

**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.

Senator Gautreaux asked for a ruling from the chair as to whether House Bill No. 575 was a tax.

The Chair ruled that House Bill No. 575 was not a tax but a fee and requires a two-thirds vote.

Because the bill does not comply with the Bagneris Rule it will not be taken up at this time.

**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.

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

**ROLL CALL**

The roll was called with the following result:

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

NAYS

Total—0  
ABSENT

Bajoie Irons Michot  
Total—3

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

May 31, 2001

**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.

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

**Rules Suspended**

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

**Introduction of 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. 40—**

BY SENATOR SMITH

**A RESOLUTION**

To urge and request the Department of Transportation and Development to grant permits to the Pollock Area Water System, Inc. to locate installation of utilities in state-owned rights of way.

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. 146—**

BY SENATORS JOHNSON, FONTENOT, GAUTREAUX AND HOYT

**A CONCURRENT RESOLUTION**

To create a state small business task force to study business inducements, tax credits, financing, and developmental assistance programs that benefit small businesses.

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

**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 31, 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. 1398—**

BY REPRESENTATIVES CLARKSON, DEVILLIER, MCMAINS, PRATT AND SCHWEGMANN AND SENATORS ELLINGTON AND SCHEDLER

**AN ACT**

To amend and reenact R.S. 9:311, 312, Subpart A of Part I-A of Chapter 1 of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950 formerly consisting of R.S. 9:315 through 315.15, to be comprised of R.S. 9:315 through 315.20, 315.22(C), and 374(A) and (B) and Civil Code Article 142 and to repeal R.S. 9:337, relative to child support; to provide for guidelines for determining the amount of child support and economic data and principles upon which the guidelines are based; to provide for definitions; to provide for the addition of health insurance premiums, extraordinary medical expenses, and other extraordinary expenses to the basic obligation; to provide for deductions for income of the child; to provide for the calculation of total child support obligation; to provide worksheets; to provide the effect of joint and shared custodial arrangement; to provide for the effect of split custodial arrangement; to provide for a voluntarily unemployed or underemployed party; to provide for second jobs and overtime; to provide for amounts not set forth in or exceeding schedule; to provide a mandatory minimum child support award; to provide a review of guidelines; to provide for a standard of appellate review; to provide a schedule of child support; to provide for the termination of child support upon majority or emancipation; to provide for possession and use of the family residence; to provide for the modification or termination of child support award; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**HOUSE BILL NO. 1398—**

BY REPRESENTATIVES CLARKSON, DEVILLIER, MCMAINS, PRATT AND SCHWEGMANN AND SENATORS ELLINGTON AND SCHEDLER

**AN ACT**

To amend and reenact R.S. 9:311, 312, Subpart A of Part I-A of Chapter 1 of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950 formerly consisting of R.S. 9:315 through 315.15, to be comprised of R.S. 9:315 through 315.20, 315.22(C), and 374(A) and (B) and Civil Code Article 142 and to repeal R.S. 9:337, relative to child support; to provide for guidelines for determining the amount of child support and economic data and principles upon which the guidelines are based; to provide for definitions; to provide for the addition of health insurance premiums, extraordinary medical expenses, and other extraordinary expenses to the basic obligation; to provide for deductions for income of the child; to provide for the calculation of total child support obligation; to provide worksheets; to provide the effect of joint and shared custodial arrangement; to provide for the effect of split custodial arrangement; to provide for a voluntarily unemployed or underemployed party; to provide for second jobs and overtime; to provide for amounts not set forth in or exceeding schedule; to provide a mandatory minimum child support award; to provide

a review of guidelines; to provide for a standard of appellate review; to provide a schedule of child support; to provide for the termination of child support upon majority or emancipation; to provide for possession and use of the family residence; to provide for the modification or termination of child support award; and to provide for related matters.

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

### 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 31, 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. 110— BY REPRESENTATIVES HEBERT AND DANIEL

##### A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to cease issuing nonexclusive permits for use of public rights-of-way to utility operators for the installation of fiber-optic cable facilities and wireless telecommunications equipment and facilities until the Joint Legislative Committee on the Budget approves applications for such permits.

#### HOUSE CONCURRENT RESOLUTION NO. 130— BY REPRESENTATIVE THOMPSON

##### A CONCURRENT RESOLUTION

To urge and request the Louisiana state police weights and standards mobile police force and the Louisiana Department of Agriculture to work together to increase the enforcement of weight limits imposed on sugarcane haulers using state roadways.

#### HOUSE CONCURRENT RESOLUTION NO. 134— BY REPRESENTATIVE FAUCHEUX

##### A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect a board fence measuring eight feet in height and three hundred fifty feet in length along the western boundary property line of the Department of Transportation and Development's LaPlace maintenance construction facility.

#### HOUSE CONCURRENT RESOLUTION NO. 138— BY REPRESENTATIVES MCMAINS AND WALSWORTH

##### A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study the application of the single business enterprise theory in this state and make

specific recommendations to the Louisiana Legislature prior to January 20, 2003, for revisions to Louisiana laws.

#### HOUSE CONCURRENT RESOLUTION NO. 143—

BY REPRESENTATIVES BAUDOIN, R. CARTER, DURAND, FRITH, HILL, ILES, KENNEY, LAFLEUR, MORRISH, AND STRAIN

##### A CONCURRENT RESOLUTION

To memorialize the United States Congress to assist the Federal Trade Commission in preventing the sale of crawfish and catfish imported from Asia and Spain at prices with which Louisiana producers cannot compete.

#### HOUSE CONCURRENT RESOLUTION NO. 148—

BY REPRESENTATIVES LEBLANC, DEWITT, AND WINSTON

##### A CONCURRENT RESOLUTION

To provide that the Louisiana Advisory Commission on Intergovernmental Relations shall conduct a systematic and thorough study of the responsibilities of state and local government to furnish services to citizens and shall recommend those services that government should provide and the respective responsibilities of state and local government to fund such services and to provide them.

#### HOUSE CONCURRENT RESOLUTION NO. 150—

BY REPRESENTATIVE QUEZAIRE

##### A CONCURRENT RESOLUTION

To request the Department of Transportation and Development to undertake a planning study of the River Road between New Orleans and Baton Rouge and adjacent state routes to determine the best way to expand the capacity of roads in the Mississippi River corridor while at the same time maintaining the character of the River Road so as to support the growth of tourism in the region.

#### HOUSE CONCURRENT RESOLUTION NO. 154—

BY REPRESENTATIVE K. CARTER

##### A CONCURRENT RESOLUTION

To urge and request the Legislature of Louisiana to recognize the history, economic impact, and social benefits of Louisiana's music industry, to embark upon greater efforts to enshrine, memorialize, and develop historically significant music sites and areas, to urge state government to invest in strong music education and music history projects that will carry Louisiana's music legacy forward for future generations, and to declare parts of New Orleans as "The Birthplace of Jazz, New Orleans Rhythm and Blues, and Rock and Roll."

#### HOUSE CONCURRENT RESOLUTION NO. 157—

BY REPRESENTATIVE DAMICO

##### A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to study the feasibility of a consortium of southern states to identify common environmental issues, analyze current state and federal laws and programs addressing such issues, and to work toward regional solutions that benefit those southern states.

#### HOUSE CONCURRENT RESOLUTION NO. 166—

BY REPRESENTATIVE ODINET

##### A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2002 Regular Session of the Legislature the provisions of LAC 76:515 and those provisions of R.S. 56:424(G) that allow oysters taken

May 31, 2001

from Louisiana waters to be landed outside the state of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 169—**  
BY REPRESENTATIVE PIERRE AND SENATOR ROMERO  
A CONCURRENT RESOLUTION

To approve the Coastal Wetlands Conservation and Restoration Plan for Fiscal Year 2001-2002, as adopted by the Wetlands Conservation and Restoration Authority.

**HOUSE CONCURRENT RESOLUTION NO. 192—**  
BY REPRESENTATIVE LAFLEUR  
A CONCURRENT RESOLUTION

To recognize May 31, 2001, as French Immersion Day in the state of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 191—**  
BY REPRESENTATIVE LAFLEUR  
A CONCURRENT RESOLUTION

To create the Louisiana Commission on French and the Louisiana French Study Committee to assess the condition of the French language in Louisiana.

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. 110—**  
BY REPRESENTATIVES HEBERT AND DANIEL  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to cease issuing nonexclusive permits for use of public rights-of-way to utility operators for the installation of fiber-optic cable facilities and wireless telecommunications equipment and facilities until the Joint Legislative Committee on the Budget approves applications for such permits.

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

**HOUSE CONCURRENT RESOLUTION NO. 130—**  
BY REPRESENTATIVE THOMPSON  
A CONCURRENT RESOLUTION

To urge and request the Louisiana state police weights and standards mobile police force and the Louisiana Department of Agriculture to work together to increase the enforcement of weight limits imposed on sugarcane haulers using state roadways.

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

**HOUSE CONCURRENT RESOLUTION NO. 134—**  
BY REPRESENTATIVE FAUCHEUX  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect a board fence measuring eight feet in height and three hundred fifty feet in length along the western boundary property line of the Department of Transportation and Development's LaPlace maintenance construction facility.

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

**HOUSE CONCURRENT RESOLUTION NO. 138—**  
BY REPRESENTATIVES MCMAINS AND WALSWORTH  
A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study the application of the single business enterprise theory in this state and make specific recommendations to the Louisiana Legislature prior to January 20, 2003, for revisions to Louisiana laws.

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. 143—**  
BY REPRESENTATIVES BAUDOIN, R. CARTER, DURAND, FRITH, HILL, ILES, KENNEY, LAFLEUR, MORRISH, AND STRAIN  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to assist the Federal Trade Commission in preventing the sale of crawfish and catfish imported from Asia and Spain at prices with which Louisiana producers cannot compete.

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

**HOUSE CONCURRENT RESOLUTION NO. 148—**  
BY REPRESENTATIVES LEBLANC, DEWITT, AND WINSTON  
A CONCURRENT RESOLUTION

To provide that the Louisiana Advisory Commission on Intergovernmental Relations shall conduct a systematic and thorough study of the responsibilities of state and local government to furnish services to citizens and shall recommend those services that government should provide and the respective responsibilities of state and local government to fund such services and to provide them.

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. 150—**  
BY REPRESENTATIVE QUEZAIRE  
A CONCURRENT RESOLUTION

To request the Department of Transportation and Development to undertake a planning study of the River Road between New Orleans and Baton Rouge and adjacent state routes to determine the best way to expand the capacity of roads in the Mississippi River corridor while at the same time maintaining the character of the River Road so as to support the growth of tourism in the region.



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

HOUSE CONCURRENT RESOLUTION NO. 154—

BY REPRESENTATIVE K. CARTER

A CONCURRENT RESOLUTION

To urge and request the Legislature of Louisiana to recognize the history, economic impact, and social benefits of Louisiana's music industry, to embark upon greater efforts to enshrine, memorialize, and develop historically significant music sites and areas, to urge state government to invest in strong music education and music history projects that will carry Louisiana's music legacy forward for future generations, and to declare parts of New Orleans as "The Birthplace of Jazz, New Orleans Rhythm and Blues, and Rock and Roll."

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

HOUSE CONCURRENT RESOLUTION NO. 157—

BY REPRESENTATIVE DAMICO

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to study the feasibility of a consortium of southern states to identify common environmental issues, analyze current state and federal laws and programs addressing such issues, and to work toward regional solutions that benefit those southern states.

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

HOUSE CONCURRENT RESOLUTION NO. 166—

BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2002 Regular Session of the Legislature the provisions of LAC 76:515 and those provisions of R.S. 56:424(G) that allow oysters taken from Louisiana waters to be landed outside the state of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 169—

BY REPRESENTATIVE PIERRE AND SENATOR ROMERO

A CONCURRENT RESOLUTION

To approve the Coastal Wetlands Conservation and Restoration Plan for Fiscal Year 2001-2002, as adopted by the Wetlands Conservation and Restoration Authority.

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

Senator Lambert in the Chair

HOUSE CONCURRENT RESOLUTION NO. 191—

BY REPRESENTATIVE LAFLEUR

A CONCURRENT RESOLUTION

To create the Louisiana Commission on French and the Louisiana French Study Committee to assess the condition of the French language in Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dupre, Ellington, Fields, C, Fields, W, Total—36; Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Jones, C, Lambert, Lentini; Malone, Marionneaux, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Dean Total—1

ABSENT

Mr. President Bajorie 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. 192—

BY REPRESENTATIVE LAFLEUR

A CONCURRENT RESOLUTION

To recognize May 31, 2001, as French Immersion Day in the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

May 31, 2001

Fields, C	Lambert	Ullo
Total—36		
	NAYS	
Total—0		
	ABSENT	
Mr. President	Bajoie	Thomas
Total—3		

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON  
TRANSPORTATION, HIGHWAYS,  
AND PUBLIC WORKS**

Senator Heitmeier, Chairman on behalf of the Committee on Transportation, Highways, and Public Works, submitted the following report:

May 31, 2001

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways, and Public Works to submit the following report:

**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.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 16—**  
BY REPRESENTATIVES RICHMOND AND SWILLING  
A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to install lighting on the northern and southern sides of Chef Menteur Highway from Downman Road to Bullard Avenue in Orleans Parish.

Reported with amendments.

**HOUSE CONCURRENT RESOLUTION NO. 65—**  
BY REPRESENTATIVES MCDONALD, KATZ, AND TOWNSEND  
A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to donate at least twenty percent of reclaimed asphalt to local governments for use on local roads.

Reported with amendments.

**HOUSE CONCURRENT RESOLUTION NO. 164—**  
BY REPRESENTATIVE SALTER  
A CONCURRENT RESOLUTION

To memorialize the United States Congress and to urge and request the governor of Louisiana and the Texas Legislature to support the routing of Interstate 69 through west Desoto Parish in Louisiana and Shelby County in Texas.

Reported with amendments.

**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.

Reported favorably.

**HOUSE BILL NO. 452—**  
BY REPRESENTATIVE WALSWORTH  
AN ACT

To amend and reenact R.S. 46:2583(A)(1) and to enact R.S. 40:1742(C), relative to parking spaces reserved for mobility-impaired persons; to clarify the existing provisions of R.S. 40:1742 and R.S. 46:2583; to provide relative to local authority to regulate such parking; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 609—**  
BY REPRESENTATIVE DOWNER  
AN ACT

To amend and reenact R.S. 47:505(B) and (H), relative to registration of motor vehicles; to authorize the transfer of number plates on motor vehicles under certain circumstances; to require removal of the number plate at the time a vehicle is replaced; to require the promulgation of rules and regulations; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 670—**  
BY REPRESENTATIVE LUCAS  
AN ACT

To amend and reenact R.S. 47:463.4(F), relative to vehicle parking privileges for mobility-impaired persons; to increase the time a mobility-impaired person may remain parked in a time-restricted parking place; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 933—**  
BY REPRESENTATIVE DIEZ  
AN ACT

To amend and reenact R.S. 32:1716(A) and 1731 and to enact R.S. 32:1717.1 and 1734(D), relative to towing and recovery of vehicles; to increase the annual fee paid by tow truck owners; to provide relative to the Louisiana Towing and Storage Fund; to require licensing of storage facilities; to require a fee for licensing of storage facilities; to prohibit towing and storage companies from charging certain fees during business hours; to authorize

towing and storage companies to charge certain fees after business hours; to set the maximum fee which may be charged; to provide a cause of action for certain violations; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1187—**

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 32:861(A)(1) and (C)(1)(a), (c), and (d) and (2), relative to compulsory motor vehicle liability security; to provide for additional methods of satisfying motor vehicle liability security requirements; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1196—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 37:2163(A)(1) and R.S. 48:252, relative to bidding requirements of the Department of Transportation and Development; to authorize digital signatures on electronic bid proposals by certain parties; to provide relative to contracts with certain aggregate estimated costs; to authorize use of an electronic bid system; to provide relative to electronic bid advertisements; to provide relative to delivery of bids through an electronic bid system; to provide additional means for issuance of addenda for certain contracts; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1229—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:668(A)(1), relative to drivers' licenses; to provide relative to certain suspensions of driving privileges; to provide relative to the scope of hearing following suspension of driver's license for certain offenses; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1561—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:1714(2) and (6), relative to the towing and storage of vehicles; to remove certain exemptions from state police's rules for towing of vehicles; to provide relative to the schedule of maximum fees allowed for the storage of certain vehicles; to provide relative to the regulation of stored vehicles; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1929—**

BY REPRESENTATIVE DIEZ

AN ACT

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

Reported with amendments.

**HOUSE BILL NO. 1950—**

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 32:407(A)(1), relative to minors' drivers' licenses; to provide relative to the written approval of parents of a minor's application for a license or permit; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1960—**

BY REPRESENTATIVE FUTRELL

AN ACT

To amend and reenact R.S. 32:388(A)(3)(b) and 389(D), relative to weights and standards stationary scale police; to provide relative to administrative review of citations issued by weights and standards stationary scale police officers; to require promulgation of rules and regulations; to provide with respect to fines for certain vehicles which fail to stop at stationary weight scales; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1964—**

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 32:702(11), relative to the Vehicle Certificate of Title Law; to provide relative to the definition of "total loss"; to provide for an exception for certain damages in the determination of a total loss; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1970—**

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 38:2212(B) and (E)(2), relative to public contracts; to provide for projects which may be undertaken by a public entity with its own employees; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 2001—**

BY REPRESENTATIVE WALSWORTH  
AN ACT

To require the Department of Transportation and Development to erect signs indicating golf course locations on the Audubon Golf Trail.

Reported favorably.

Respectfully submitted,  
FRANCIS C. HEITMEIER  
Chairman

**Rules Suspended**

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

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

Senator Theunissen asked for and obtained a suspension of the rules to take up at this time the following Senate Concurrent Resolutions just reported by Committees.

**SENATE CONCURRENT RESOLUTION NO. 139—**  
BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula developed by the State Board of Elementary and Secondary Education and adopted by the board on May 24, 2001, to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems.

Reported favorably by the Committee on Education. On motion of Senator Theunissen, the resolution was read by title, ordered engrossed, and passed to a third reading.

**Rules Suspended**

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

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

Senator Theunissen asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

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

BY REPRESENTATIVES DANIEL, CRANE, AND HEBERT  
AN ACT

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

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

**Mr. President in the Chair**

**Motion to Make Special Order**

Senator Hines asked for and obtained a suspension of the rules for the purpose of making House Bill No. 81, which is on Third Reading and Final Passage, Special Order of the Day No. 1 on Wednesday, June 6, 2001, immediately following the Morning Hour.

**Rules Suspended**

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

**Reports of Committees**

The following reports of committees were received and read:

**Report of Committee on**

**SENATE AND GOVERNMENTAL AFFAIRS**

Senator Chris Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs submitted the following report:

Senate Chamber  
State Capitol  
State of Louisiana  
Baton Rouge, LA

May 30, 2001

To the President and Members of the Senate:

Gentlemen:

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

The committee recommends that the following appointees be confirmed:

**Addictive Disorders, Commission on**

Hernandez, Lloyd D.  
204 S. William Drive  
Lafayette, LA 70506

Reed, Susan H.  
1308 Louisiana Avenue  
Lake Charles, LA 70601

Wickramasekera, Anthony O.  
6609 Schouest Street  
Metairie, LA 70003

Young, Aubrey W.  
1364 E. Stanwick Place  
Baton Rouge, LA 70808

**Amite River Basin Drainage and Water Conservation District,  
Board of Commissioners of the**

Cornette, Russell  
Route 1, Box 177A  
Greensburg, LA 70441

**Aviation Advisory Commission, Governor's**

Culp, Anthony M.  
6007 Manassas  
Baton Rouge, LA 70817

**Bar Pilots for the Port of New Orleans**

Blache, Gregory J.                      Mott, Stephen B.  
8026 Jefferson Hwy. Apt. 206        P.O. Box 2765  
Baton Rouge, LA 70809                Covington, LA 70434

**Baton Rouge Port Commission, Greater**

Anderson, Johnny G.  
5539 Valley Forge Avenue  
Baton Rouge, LA 70808

**Cafeteria Plan Study Commission, State Employees**

Kling, Jr., Whitman J.                  O'Shee, Richard L.  
2144 Applewood                          7027 Woodstock Drive  
Baton Rouge, LA 70816                Baton Rouge, LA 70809

**Calcasieu Parish Pari-Mutuel Live Racing Facility Econ  
Redevelopment & Gaming Control Asst District**

Braquet, Eugene C.                      Castille, Earl  
1424 Grace Avenue                      724 E. Lyons  
Vinton, LA 70668                        Sulphur, LA 70663

Granger, Sue  
7512 Choupique Road  
Sulphur, LA 70663

Grove, Johnny D.  
1097 Highway 389  
DeQuincy, LA 70633

Jones, Lynley E.  
489 Highway 384  
Lake Charles, LA 70607

Lundy, Beth O.  
4940 Fernwood Drive  
Lake Charles, LA 70605

Patton, Shady  
2241 22nd Street  
Lake Charles, LA 70601

Terrell, Roland L.  
804 E. 2nd Street  
Iowa, LA 70647

**Capital Area Groundwater Conservation District, Board of  
Commissioners for the**

Barry, John (Jr.) S.  
12311 Tunica Trace  
Weyanoke, LA 70787

Martin, Kevin J.  
6358 Doubletree Court  
Baton Rouge, LA 70817

**Children's Trust Fund Board, Louisiana**

Clancy, Holly M.

10823 N. Oak Hills Parkway  
Baton Rouge, LA 70810

**Chiropractic Examiners, Louisiana Board of**

Kruse, Mark B.  
4220 Lemon Street  
Metairie, LA 70006

**Clinical Laboratory Personnel Committee**

Cropper, Deliah R.                      Tulley, Richard  
9816 Olympic Avenue                  10943 May Belle Court  
Baton Rouge, LA 70814                Baton Rouge, LA 70815

**Community Advisory Committee**

Broussard, Janet E.                      Champagne, Sheila S.  
2000 Fourth Avenue                      4526 Summerdale Street  
Lake Charles, LA 70601                Lake Charles, LA 70605

**Community and Technical Colleges, Board of Supervisors**

DeLaney, John E.  
17729 Masters Pt. Court  
Baton Rouge, LA 70810

**Crime Victims Reparations Board (1982)**

Thibodeaux, Audrey D.  
114 Sidonia Drive  
Breaux Bridge, LA 70517

**Deaf, Louisiana Commission for the**

Abshire, Gail C.                          Moss, Patti S.  
409 Colonial Drive                        2244 Palmwood  
Lafayette, LA 70506                      Baton Rouge, LA 70816

Veade, Mary Ann D.  
4716 Richland Avenue  
Metairie, LA 70002-1342

**Dentistry, Louisiana State Board of**

Guillaume, Christine M.  
10901 Ellsworth Avenue  
Baton Rouge, LA 70816

**Developmental Disabilities, Louisiana State Planning Council  
on**

Adams, Dwayne                          Blereau, Ronald  
1404 Carmel Drive, Apt 25B              680 Sharp Lane, Apt 511  
Lafayette, LA 70501                      Baton Rouge, LA 70815

Cormier, Harold J.  
1230 Rosetta Street  
Lake Charles, LA 70607

Dupree, Nichole M.  
2737 Cupid Street  
New Orleans, LA 70131

Price, Warren T.  
4886 W.T. Price Road  
Ethel, LA 70730

**Disability Affairs, Gov's Advisory Council on**

Beridon, Virginia C.                      Blereau, Ronald  
5821 Parkbriar Court                      680 Sharp Lane, Apt 511

May 31, 2001

Baton Rouge, LA 70816

Hannie, Rosemary P.  
433 Jean Lafitte Ave  
Baton Rouge, LA 70810

Hilburn, Frances M.  
460 11th Street NE  
Springhill, LA 71075

Marcel, Kay  
713 North Lewis  
New Iberia, LA 70563

Meyer, Barry A.  
7951 Mary Ann Pl.  
Baton Rouge, LA 70809

Winchell, Sandee B.  
15246 Woodmoss Drive  
Baton Rouge, LA 70816

**Drug Policy Board**  
Austin-Duffin, Jocelyn Renea  
10063 Cuyhanga Parkway  
Baton Rouge, LA 70815

Landry (Col), Terry C.  
135 Northern Avenue  
Lafayette, LA 70501

**Economic Development Council, Louisiana**  
Caffey, H. Rouse  
10471 Barry Drive  
Baton Rouge, LA 70809

Baton Rouge, LA 70815

Harrell, Ronald  
Route 2, Box 289  
Greensburg, LA 70441

Jones, Jerry W.  
5342 Hickory Ridge Boulevard  
Baton Rouge, LA 70817

Mark, Yadi  
110 South Drive  
Covington, LA 70433

Singelmann, Brenda G.  
6005 Lafreniere  
Metairie, LA 70003

Woods, Otray (Jr) J.  
3401 Lake Street  
Lake Charles, LA 70605

Edwards, Jr., Richard "Ricky" E.  
802 Shannon Drive  
Jennings, LA 70546

**Education Commission of the States**  
Hudson (Rep), Charles L.  
1115 West Vine Street  
Opelousas, LA 70570

Perry, J. Stephen  
Post Office Box 94004  
Baton Rouge, LA 70804-9004

**Education, Board of Control for Southern Regional**  
Savoie, E. Joseph  
641 Brentwood Boulevard  
Lafayette, LA 70503

**Election Supervisors, Parish Boards of**  
Guillory, Wilbert  
403 Highway 744  
Opelousas, LA 70570

**Engineers and Land Surveyors, State Board of Registration for Professional**  
McManis, Kenneth L.  
5809 Flower Drive  
Metairie, LA 70003

**Environmental Education Commission**

York, Jane D.  
4541 Lake Point Avenue  
Baton Rouge, LA 70817

**Ethics, Board of**  
Perret, Jr., Henry C.  
801 Cambridge Drive  
Lafayette, LA 70503

**Fluoridation Advisory Board**  
McGuire, Susan  
114 Normandy Road  
Lafayette, LA 70503

**Folklife Commission, Louisiana (1981)**  
Berthelot, Jr., Raymond O.  
3415 Myrtle Grove Drive  
Baton Rouge, LA 70810

**Formosan Termite Task Force**  
Cromwell, Jon A.  
37 Riverdale Drive  
Covington, LA 70433

**Governor Jimmie Davis Sunshine Award Board**  
Sport, Kim  
19 Lakeway Court  
New Orleans, LA 70131

**Hearing Impaired Infants, Early Identification Advisory Council**  
Chase, Melissa M.  
2750 Windrush Way  
Baton Rouge, LA 70809

Quantrille, Dawn  
15741 Woodland Avenue  
Baton Rouge, LA 70816

Thibodaux, Lois B.  
1505 Avenue B  
Marrero, LA 70072

**Higher Education Estimating Conference**  
Perry, J. Stephen  
Post Office Box 94004  
Baton Rouge, LA 70804-9004

**Highway Safety Commission, Louisiana**  
Champagne, Allen (III) C.  
135 Oakleaf Drive  
Slidell, LA 70461

**Historical Records Advisory Board, Louisiana**  
Hardy, Jr., Florent  
540 College Hill  
Baton Rouge, LA 70808

**HIV and AIDS, Louisiana Commission on**  
Gruber, DeAnn  
1114 Gerard Street  
Mandeville, LA 70448

Malone, Harvey L.  
5132 Folse Drive  
Metairie, LA 70006

Scott, Mary K.  
1857 Potwin Drive  
Baton Rouge, LA 70810

**Human Resources Estimating Conference**

Kopplin, Andrew D.  
1804 Tulip Street  
Baton Rouge, LA 70802

**Humanities, Louisiana Endowment for the**

Earhart, Philip C.	Morein, Janet R.
5001 West St. Charles Avenue	200 Ludovic Lane
Lake Charles, LA 70605	Lafayette, LA 70506

**Independent Living Council, Statewide**

Granger, Mitchell L.	Mark, Yadi
305 Congressman Lane	110 South Drive
Lake Charles, LA 70611	Covington, LA 70433

Martin (Jr.), Harold A.	Woods, Karl A.
47 Mistletoe Drive	9370 Old Hammond Hwy, Apt 214
Covington, LA 70433	Baton Rouge, LA 70809

**Insurance Education Advisory Council (IEAC)**

Querbes, III, J.R. "Jay"  
11 Stones Throw  
Baton Rouge, LA 70809

**Interagency Coordinating Council, State**

Daigle, Marcia L.	Dugger Wadsworth, Dr. Donna E.
5104 Fern Ridge Court	137 Westchester Drive
Baton Rouge, LA 70817	Lafayette, LA 70506

Washington, Aaron	Winchell, Sandee B.
227 Avenue A	15246 Woodmoss Drive
Opelousas, LA 70570	Baton Rouge, LA 70816

**Interior Designers, State Board of Examiners of (1984)**

Boulogny, Joseph (Sr.) D.	Fetzer, Nell G.
207 Kings Road	5950 Seven Oaks Avenue
Lafayette, LA 70503	Baton Rouge, LA 70806

Hebert (Dr.), Paulette R.  
211 Beverly Drive  
Lafayette, LA 70503

**Interstate 49 North Extension Feasibility and Funding Task Force**

Braxton, Rodney C.  
1143 Laurel Street, Apt. B  
Baton Rouge, LA 70802

**Jefferson Parish Public Administrator**

Lepow, Joseph J.  
11 Waverly Place  
Metairie, LA 70003

**Judicial Compensation Commission**

Toomy (Rep), Joseph F.  
P.O. Box 157

Gretna, LA 70054

**Juvenile Justice and Delinquency Prevention, Governor's Advisory Board of**

Hill, Jr., Robby Ray  
P.O. Box 8712  
Clinton, LA 70722

**Kenner Naval Museum Commission**

Eckelmann, Clarence F.  
3008 Green Acres Road  
Metairie, LA 70003

**Krotz Springs Port Commission, Greater (1984)**

Thibodeaux, Michael R.  
530 Perry Lane  
Opelousas, LA 70570

**Lake Charles Harbor and Terminal District, Board of Commissioners of**

Thielen, John "Chad"	Williams, George E.
8179 Tom Hebert Road	513 Orchard Drive
Lake Charles, LA 70607	Lake Charles, LA 70605

**Louisiana State University and Agricultural and Mechanical College, Board of Supervisors**

Andonie, Jack A.	West, Roderick K.
3617 Lake Drive	1745 Rivertree Court
Metairie, LA 70002	New Orleans, LA 70131

**Massage Therapy, Louisiana Board of**

Breaux, Michael A.	Cavanaugh, Michael R.
1108 Lafitte Street	130 Bristol Drive
Lake Charles, LA 70601	Lafayette, LA 70506

Kershaw, Tammy C.  
2701 Cardinal Drive  
Marrero, LA 70072

**Maurepas State Park Steering Committee**

Davidge, Jr., David D.  
47018 Milton Road  
Hammond, LA 70401

**Medical Advisory Board, Louisiana**

Baker, MD, Larry E.	Dunlap, Daniel C.
116 Canterbury Road	105 Wood Bluff Drive
Lafayette, LA 70503	Lafayette, LA 70503

**Military Advisory Board, Governor's**

Garber, Wayne T.	Livingston MajGen, USMC James E.
3761 Des Cannes Hwy	3609 Red Oak Court
Iota, LA 70543	New Orleans, LA 70131

**Mississippi River Road Commission**

Broussard, Lance W.	Wolbrette, Mary
132 Little Farms	1530 Tudor Drive
River Ridge, LA 70123	Baton Rouge, LA 70815

**Motor Vehicle Commission, Louisiana**

May 31, 2001

Domingue, W. Lee (Sr.)  
320 Fulwar Skipwith Road  
Baton Rouge, LA 70810

**Museum, Board of Directors of the Louisiana State**

Bollinger, Brandi L. 9940 Glen View Avenue Baton Rouge, LA 70809	Shea, Harriet B. 3317 Old Spanish Trail East New Iberia, LA 70560
------------------------------------------------------------------------	-------------------------------------------------------------------------

Sisung, Frances V.  
10 Fernwood Street  
Gretna, LA 70056

**Music Commission, Louisiana**

Batiste, Alvin  
2833 75th Avenue  
Baton Rouge, LA 70807

**N.O./B.R. Steamship Pilots for the Mississippi, Board of Examiners**

Gould, Jr, Martin W. 20417 Barbra Street Covington, LA 70443	Shows, Henry G. 3615 Lake Michel Court Gretna, LA 70056
--------------------------------------------------------------------	---------------------------------------------------------------

Wattigney, Jr., Louie M.  
3641 Huntlee Drive  
New Orleans, LA 70131

**New Orleans Center for Creative Arts/Riverfront Board of Directors**

Breaux, Pam 824 S. Division Street Lake Charles, LA 70601	Chachere, Ernest G. 938 Franklin Avenue Gretna, LA 70053
-----------------------------------------------------------------	----------------------------------------------------------------

Ross, Ronald D.  
955 Clairborne Road  
Baton Rouge, LA 70810-5610

**North Lafourche Conservation Levee & Drainage District**

Bollinger, Christopher B. 1110 Mar Drive Lockport, LA 70374	St. Romain, Steven M. 3111 Hwy 1 Raceland, LA 70394
-------------------------------------------------------------------	-----------------------------------------------------------

**Nursing, Louisiana State Board of**

Crapanzano, Elsie (Sissy) S.  
8467 LaSalle Avenue  
Baton Rouge, LA 70806

**Oil Centennial Commission, Louisiana**

Cassidy, Edward Thomas 1901 East Academy Jennings, LA 70546	Goodreau, Carita C. 719 Granger Street Jennings, LA 70546
-------------------------------------------------------------------	-----------------------------------------------------------------

Marcantel, Gregory N. 802 Cary Avenue Jennings, LA 70546	Miller, Ruth Loyd 1609 Evangeline Road Jennings, LA 70546
----------------------------------------------------------------	-----------------------------------------------------------------

Shultz, Ronald C. 415 W. Academy Jennings, LA 70546	Spears, Dolores 15083 N. Church Jennings, LA 70546
-----------------------------------------------------------	----------------------------------------------------------

**Oilfield Site Restoration Commission**

Bourgeois, Michael J. 8982 Darby Avenue Baton Rouge, LA 70806	Briggs, Don G. 211 Leicester Lafayette, LA 70508
---------------------------------------------------------------------	--------------------------------------------------------

Fruge, Wilfred 2717 Evangeline Highway Evangeline, LA 70537	Lyons, Richard Michael 11845 Fairhaven Avenue Baton Rouge, LA 70815
-------------------------------------------------------------------	---------------------------------------------------------------------------

**Optometry Examiners, Louisiana State Board of**

Spurlock, O.D., Darrell (II) R.  
1665 Barnes Road  
Athens, LA 71055

**Orleans Parish Public Administrator**

Babin, Marlene L.  
68 Inlet Drive  
Slidell, LA 70458-5704

**Parks and Recreation Commission, State**

Odom, Joey  
614 South Lake Court Drive  
Lake Charles, LA 70605

**Patient's Compensation Fund Oversight Board**

Belleau, Charles (Dr.) D. 11545 Rue de Tonti Baton Rouge, LA 70810	Darnell, Gary R. 207 Coronet Dr. Slidell, LA 70460
--------------------------------------------------------------------------	----------------------------------------------------------

Foret, MD, Gerald L. 43011 Victory Drive Franklinton, LA 70438	Lennie, Daniel J. 12718 E. Sheraton Avenue Baton Rouge, LA 70815
----------------------------------------------------------------------	------------------------------------------------------------------------

Odinet, Jr., M.D., Kenneth  
344 Lippi Boulevard  
Lafayette, LA 70508

**Pesticides, Louisiana Advisory Commission on**

Smith, III, Elbridge "Smitty"  
415 Azalea Drive  
New Iberia, LA 70560

**Pharmacy, Louisiana Board of**

Adams, Joseph L. 2005 Scotchpine Lane Mandeville, LA 70448	Lantier, Larry (Jr.) J. 221 Sunny Lane Lafayette, LA 70506
------------------------------------------------------------------	------------------------------------------------------------------

**Physical Fitness and Sports, Governor's Council on**

Covington, Mary Lou 699 Lakewood Lake Charles, LA 70605	Jenkins, Kenneth W. 3767 Sessions Drive Baton Rouge, La 70816
---------------------------------------------------------------	---------------------------------------------------------------------

**Prison Enterprises Board (1983)**

Strickland, Frank J.  
21113 Highway 21  
Bogalusa, LA 70427

**Private Employment Service Advisory Council, Louisiana**

Baer, Deborah H.  
300 Highland Crossing



Baton Rouge, LA 70810

**Regents, Board of**

Blake, William D.  
677 Shell Beach Drive  
Lake Charles, LA 70601

Robinson, Jr., Virgil  
4671 Lennox Boulevard  
New Orleans, LA 70131

Smith, William C.  
405 Rightor Street  
Houma, LA 70364

**Rehabilitation Council, Louisiana**

Adams, Dwayne  
1404 Carmel Drive, Apt 25B  
Lafayette, LA 70501

Curole, Lanor E.  
20618 Hwy 1  
Golden Meadow, LA 70357

Granger, Mitchell L.  
305 Congressman Lane  
Lake Charles, LA 70611

Martin, David K.  
1425 S. Vega Drive  
Baton Rouge, LA 70815

Singelmann, Brenda G.  
6005 Lafreniere  
Metairie, LA 70003

**Retirement Development Commission, La.**

Fontenot, Ruth  
600 Evergreen Drive  
New Iberia, LA 70563

Gill, Richard F.  
7 Stones Throw  
Baton Rouge, LA 70809

**Rice Promotion Board, Louisiana**

Berken, Kevin M.  
12527 Highway 14  
Lake Arthur, LA 70549

Hoppe, James  
19400 BeBee Road  
Iowa, LA 70647

Wild, Edward H.  
12071 Wild Road  
Welsh, LA 70591

**Rice Research Board, Louisiana**

Denison, John R.  
7338 Sidney Leger Road  
Iowa, LA 70647

Guillory, Jr., Paul H.  
17389 Hwy 99  
Welsh, LA 70591

Wild, Wayne P.  
6 Judge Canan Drive  
Crowley, LA 70526

**River Port Pilots for the Port of New Orleans**

Brignac, Bryan P.  
23355 Highway 435  
Abita Springs, LA 70420

Short, Travis W.  
4205 S. Ridgelane Street  
Marrero, LA 70072

**Roadside Rest Area Task Force**

Braxton, Rodney C.  
1143 Laurel Street, Apt. B  
Baton Rouge, LA 70802

**Seafood Promotion and Marketing Board, Louisiana (1981)**

Bush, Thomas (Jr.) J.  
60145 Highway 60

Chauvin, William D.  
417 Eliza Street

Bogalusa, LA 70427

New Orleans, LA 70114

Vinterella, Nicholas (Jr.)  
17343 Riverside Lane  
Tickfaw, LA 70466

**Seafood Standards of Identity Task Force**

Edgar, Daniel  
9011 Weeks Island Road  
New Iberia, LA 70560

**Small Business Compliance Advisory Panel, Louisiana**

Shafer, Duane  
17268 Old Covington Highway  
Hammond, LA 70403

**Social Work Examiners, Louisiana State Board of Certified**

Showers, Robert D.  
52530 Cypress  
Independence, LA 70443

**Sparta Groundwater Conservation District**

Carlisle, Gary  
2133 Third Street  
Arcadia, LA 71001

Coleman, T. E. "Gene"  
8632 Highway 518  
Homer, LA 71040

Jacob, George H.  
433 Cemetery Road  
Castor, LA 71016

**State and National Data Estimating Conference**

Kopplin, Andrew D.  
1804 Tulip Street  
Baton Rouge, LA 70802

**State Employees Group Benefits Program, Board of Trustees of**

Calvin, M.D., James R.  
1831 Old Plantation Avenue  
Baton Rouge, LA 70806

Castaing, Charles E.  
814 Prioux Street  
New Iberia, LA 70563-2036

**Substance Abuse Counselors, Louisiana State Board of Certification for**

Hayward, Kathleen G.  
#10 Dogwood Drive  
Covington, LA 70433

Roy, M.D., A. Kennison III.  
4824 Cleary Avenue  
Metairie, LA 70002

Schoen, Paul  
125 Crepemyrtle Road  
Covington, LA 70433

**Sweet Potato Advertising and Development Commission, La**

Garber, Wayne T.  
3761 Des Cannes Hwy  
Iota, LA 70543

McCleskey, Seldon  
1422 Alice Drive  
Lafayette, LA 70503

**Terrebonne Levee & Conservation District, Bd of Commissioners of the**

Naquin, Thomas P.  
100 Dennis Street

Pellegrin, Eugene "Skip" J.  
4237 Bayouside Drive

May 31, 2001

Montegut, LA 70377 Houma, LA 70363
Scurto, Michael J. Talbot, Sr., Gilbert J.
315 Everett Drive 105 Canal Street
Houma, LA 70364 Montegut, LA 70377

Thibodeaux, Marvin R.
5413 Bayouside Drive
Chauvin, LA 70344

Tobacco Settlement Payment Options Task Force

Braxton, Rodney C.
1143 Laurel Street, Apt. B
Baton Rouge, LA 70802

Tourism Development Commission, Louisiana

Brown, Stacy A.
7011 Highway 527
Doyline, LA 71023

University of Louisiana System (Board of Trustees)

Chabert, Marty J. Coudrain, Andre G.
4660 Hwy 56 525 Oak Hollow
Chauvin, LA 70344 Hammond, LA 70401

Used Motor Vehicle and Parts Commission, Louisiana (1984)

Adcock, Jr., Hoyt A.
25540 Bickham Road
Jackson, LA 70748

Water Policy Advisory Task Force, State

Gautreaux, Karen K. Owen, Eugene H.
8636 W. Fairway Drive 3237 McCarroll Drive
Baton Rouge, LA 70809 Baton Rouge, LA 70809

West Jefferson Levee District, Board of Commissioners

Soutullo, Catherine J. Territo, Sr., Peter R.
1109 Washington Street 620 Fos Avenue
Gretna, LA 70053 Harvey, LA 70058

Wholesale Drug Distributors, Louisiana Board of

Broadus, Robert V.
7147 Creekwood Drive
Mandeville, LA 70471

Women's Policy and Research Commission, Louisiana

Arceneaux, Jr., Paul F. Austin-Duffin, Jocelyn Renea
13358 Wenham Avenue 10063 Cuyhanga Parkway
Baton Rouge, LA 70815 Baton Rouge, LA 70815

Casente, Constance L. Clarkson (Rep), Jacquelyn B.
3725 Danville Street Westpark One, 1 Seine Ct, Ste 200
Metairie, LA 70001 New Orleans, LA 70114

Hamilton, Gwendolyn P.
2141 Duncan Drive
Baton Rouge, LA 70802

Workforce Commission, Louisiana

Keeley, Jr, William "Rocky" E.
1013 Laura Circle
Sulphur, LA 70663

Respectfully submitted,
CHRIS ULLO
Chairman

Motion

Senator Ullo moved to confirm the persons on the above list who were recommended for confirmation by the Committee on Senate and Governmental Affairs.

ROLL CALL

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

YEAS

Mr. President 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
Dupre Lambert Ullo
Ellington Lentini
Fields, W Malone
Total—37

NAYS

Total—0

ABSENT

Bajoie Fields, C
Total—2

The Chair declared the the people named on the above list were confirmed.

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 31, 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 Bill has been properly enrolled:

**SENATE BILL NO. 1058 (Duplicate of House Bill NO. 2060)—**

BY SENATOR MOUNT AND REPRESENTATIVE GULLORY  
AN ACT

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

Respectfully submitted,  
CHRIS ULLO  
Chairman

The foregoing Senate Bill was 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 31, 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 Resolution has been properly enrolled:

**SENATE CONCURRENT RESOLUTION NO. 141—**

BY SENATOR BAJOIE AND REPRESENTATIVES BAUDOIN, BOWLER, BROOME, BRUCE, K. CARTER, CLARKSON, DARTEZ, DEVILLIER, DOERGE, DURAND, HUTTER, ILES, L. JACKSON, KATZ, PRATT, SCHWEGMANN, JANE SMITH, SNEED, WELCH, AND WINSTON

**A CONCURRENT RESOLUTION**

To commend Delta Sigma Theta Sorority, Inc. for its achievements and designate May 30, 2001, as Delta Sigma Theta Sorority Legislative "Red and White" Day at the Louisiana Legislature.

Respectfully submitted,  
CHRIS ULLO  
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Bajoie 1 Day

**Adjournment**

Senator Lambert moved that the Senate adjourn until Tuesday, June 5, 2001, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Tuesday, June 5, 2001.

MICHAEL S. BAER, III  
Secretary of the Senate

GAYE F. HAMILTON  
Journal Clerk