

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

FORTY-SECOND 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, June 14, 2001

The Senate was called to order at 9:00 o'clock A.M., by Hon. John Hainkel, President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Fields, W	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
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

Bean
Total—1

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

Prayer

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

Morning Hour

**Privilege Report of the
Legislative Bureau**

June 14, 2001

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 1909—

BY REPRESENTATIVES DONELON AND RIDDLE
AN ACT

To amend and reenact R.S. 40:1299.35.1, 1299.35.2, 1299.35.4, 1299.35.10(A)(18), and 1299.35.12 and to enact R.S. 40:1299.35.3, relative to abortions; to provide for definitions; to require a determination of viability in certain circumstances; to enact the Born-Alive Infant Protection Act; to require a second attendant physician for abortions performed after viability; to prescribe the duties of that second attendant physician; to provide relative to ultrasound prints in the abortion report; to provide for emergency procedures; to provide for an emergency effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
LOUIS LAMBERT
Chairman

Adoption of Legislative Bureau Report

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

Senator Lambert in the Chair

Rules Suspended

Senator Mount 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:

**CONFERENCE COMMITTEE REPORT
House Bill No. 81 By Representatives Bruce**

June 13, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 81 by Representatives Bruce, recommend the following concerning the reengrossed bill:

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1. That the set of Senate Floor Amendments proposed by Senator Hines and adopted by the Senate on June 6, 2001, be adopted.
2. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 8, after "notice;" and before "to" insert "to prohibit the assessment of civil penalties for certain violations;"

AMENDMENT NO. 2

On page 2, at the end of line 20, change the colon ":" to a comma "," and at the beginning of line 21 delete "(1) No" and insert "no"

AMENDMENT NO. 3

On page 2, at the beginning of line 24, change "(a)" to "(1)"

AMENDMENT NO. 4

On page 3, at the beginning of line 1, change "(b)" to "(2)"

AMENDMENT NO. 5

On page 4, line 8, after "citation" delete the remainder of the line and delete line 9 in its entirety and insert "for a violation of this Section"

AMENDMENT NO. 6

On page 4, between lines 17 and 18, insert the following:

"F. The provisions of R.S. 32:57 shall not apply to a violation of this Section. No civil penalties or court costs shall be assessed for any violation of this Section."

Representatives:
Beverly G. Bruce
John C. "Juba" Diez
Billy Montgomery

Respectfully submitted,
Senators:
Donald E. Hines
Willie Mount

Rules Suspended

Senator Mount asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Mount, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

	YEAS	
Boissiere	Fields, W	Lambert
Cain	Fontenot	McPherson
Chaisson	Hollis	Mount
Cravins	Hoyt	Schedler
Dean	Irons	Smith
Dupre	Johnson	Tarver
Ellington	Jones, B	
Fields, C	Jones, C	
Total—22		
	NAYS	

Mr. President
Total—1

ABSENT

Bajoie	Heitmeier	Romero
Barham	Hines	Theunissen
Bean	Lentini	Thomas
Campbell	Malone	Ullo
Dardenne	Marionneaux	
Gautreaux	Michot	
Total—16		

The Chair declared the Conference Committee Report was adopted. Senator Mount moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Bagneris Rule

Senator Johnson 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.

Rules Suspended

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

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. 902—
BY REPRESENTATIVE MCCALLUM
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

	YEAS		
Bajoie	Hines	Michot	
Barham	Hollis	Mount	
Boissiere	Hoyt	Romero	

Cain	Irons	Schedler
Campbell	Johnson	Smith
Chaisson	Jones, C	Tarver
Cravins	Lambert	Theunissen
Dupre	Lentini	Thomas
Ellington	Malone	Ullo
Fontenot	Marionneau	
Heitmeier	McPherson	
Total—31		

NAYS

Total—0

ABSENT

Mr. President	Dean	Gautreaux
Bean	Fields, C	Jones, B
Dardenne	Fields, W	
Total—8		

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

HOUSE BILL NO. 51—
BY REPRESENTATIVE E. ALEXANDER
AN ACT

To enact R.S. 47:463.83, relative to motor vehicles; to provide relative to license plates; to create the Festival International de Louisiane prestige license plate; to provide for the color and design of such plates; to provide for a minimum number of applicants; to provide for fees for such plates; to designate the use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Malone
Bajoie	Fields, W	Michot
Boissiere	Fontenot	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Theunissen
Dean	Jones, C	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—29		

NAYS

Total—0

ABSENT

Barham	Heitmeier	McPherson
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Bean	Hines	Tarver
Dardenne	Jones, B	
Gautreaux	Marionneau	
Total—10		

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. 186—
BY REPRESENTATIVE STRAIN
AN ACT

To amend and reenact R.S. 47:463.18(A) and (C)(1), relative to special prestige license plates for veterans and retired veterans; to provide for issuance of such plates for motorcycles; 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

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

NAYS

Total—0

ABSENT

Mr. President	Dardenne	Jones, B
Bean	Dean	Marionneau
Total—6		

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. 258—
BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 47:463.83, relative to motor vehicles; to provide relative to license plates; to create the Charity School of Nursing prestige license plate; to provide for the issuance of such plate; to provide for the design and color of such plate; to provide relative to the fees for such plate, including a royalty fee for the use of the organizational design and logo on such plates; to designate the use of such royalty fees; to authorize the

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promulgation of rules and regulations; to require a contract relative to royalty fees; 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

Table with 3 columns: Name, Fields, W, Michot. Lists names like Mr. President, Bajoie, Boissiere, etc.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Gautreaux, Heitmeier, Hines, Marionneaux, McPherson. Lists names like Barham, Bean, Dardenne.

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. 279—

BY REPRESENTATIVE MONTGOMERY AN ACT

To enact R.S. 47:463.83 and R.S. 47:463.84, relative to motor vehicle prestige license plates; to create the retired employees of the Department of Transportation and Development prestige license plate; to create the Louisiana Water and Waste Water Operators prestige license plate; to provide for the issuance of designs, colors, and fees for plates; to authorize the promulgation of rules and regulations; 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

Table with 3 columns: Name, Fontenot, Hollis, Michot, Mount. Lists names like Mr. President, Bajoie.

Table with 1 column: Name. Lists names like Boissiere, Cain, Campbell, Chaisson, Cravins, Dean, Dupre, Fields, C, Fields, W, Total—31.

Table with 1 column: Name. Lists names like Hoyt, Irons, Johnson, Jones, B, Jones, C, Lambert, Lentini, Malone, McPherson.

Table with 1 column: Name. Lists names like Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Total—0

ABSENT

Table with 1 column: Name. Lists names like Barham, Bean, Dardenne, Total—8.

Table with 1 column: Name. Lists names like Ellington, Gautreaux, Heitmeier.

Table with 1 column: Name. Lists names like Hines, Marionneaux.

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. 285—

BY REPRESENTATIVE JOHN SMITH AN ACT

To enact R.S. 47:463.83, relative to motor vehicles prestige license plates; to create the Rotary International prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to authorize the promulgation of rules and regulations; 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

Table with 1 column: Name. Lists names like Mr. President, Bajoie, Barham, Boissiere, Cain, Campbell, Chaisson, Cravins, Dean, Dupre, Ellington, Total—33.

Table with 1 column: Name. Lists names like Fields, C, Fields, W, Fontenot, Hollis, Hoyt, Irons, Johnson, Jones, B, Jones, C, Lambert, Lentini.

Table with 1 column: Name. Lists names like Malone, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Total—0

ABSENT

Bean	Gautreaux	Hines
Dardenne	Heitmeier	Marionneau
Total—6		

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. 394—
BY REPRESENTATIVES DOWNER, CLARKSON, FUTRELL, LANDRIEU, PERKINS, SCALISE, WINSTON, AND POWELL
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to create the U.S. Naval Academy prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the academy's seal and design; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; 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	Fields, W	Michot
Bajoie	Fontenot	Mount
Barham	Hollis	Romero
Boissiere	Hoyt	Schedler
Cain	Irons	Smith
Chaisson	Johnson	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	
Fields, C	Malone	
Total—31		

NAYS

Total—0

ABSENT

Bean	Gautreaux	Marionneau
Campbell	Heitmeier	McPherson
Ellington	Hines	
Total—8		

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. 432—
BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of the Most Worshipful Prince Hall Grand Lodge F & AM organization prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; 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	Fields, C	Malone
Bajoie	Fields, W	McPherson
Barham	Fontenot	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	
Total—35		

NAYS

Total—0

ABSENT

Bean	Heitmeier
Gautreaux	Marionneau
Total—4	

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. 433—
BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Esther Grand Chapter Order of Eastern Star- Prince Hall Affiliation prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

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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	Fields, C	Malone
Bajoie	Fields, W	Michot
Barham	Fontenot	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Johnson	Tarver
Cravins	Jones, B	Theunissen
Dean	Jones, C	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—32		

NAYS

Total—0

ABSENT

Bean	Heitmeier	McPherson
Dardenne	Irons	
Gautreaux	Marionneau	
Total—7		

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. 446—

BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 47:463.83 and R.S. 56:10(B)(11), relative to motor vehicle prestige license plates; to create the white tail deer prestige license plate; to provide for the issuance of such plate; to provide relative to the fees for such plate; to create a special account in the Conservation Fund and to provide for remittance of certain fees to the account; to authorize the promulgation of rules and regulations; 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	Fields, C	Lentini
Bajoie	Fields, W	Malone
Barham	Fontenot	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero

Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Total—33		

NAYS

Total—0

ABSENT

Bean	Gautreaux	Marionneau
Dardenne	Heitmeier	McPherson
Total—6		

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. 448—

BY REPRESENTATIVES JOHN SMITH AND ILES
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Kiwanis International prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to authorize the promulgation of rules and regulations; 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	Ellington	Malone
Bajoie	Fields, C	Michot
Barham	Fields, W	Mount
Boissiere	Hoyt	Romero
Cain	Irons	Smith
Campbell	Johnson	Tarver
Chaisson	Jones, B	Theunissen
Cravins	Jones, C	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	
Total—29		

NAYS

Total—0

ABSENT

Bean	Heitmeier	McPherson
Dardenne	Hines	Schedler
Fontenot	Hollis	
Gautreaux	Marionneau	
Total—10		

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. 629—

BY REPRESENTATIVE M. JACKSON

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Kappa Alpha Psi Fraternity, Incorporated prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to provide for the creation of the "Kappa Kamp" fund within the state treasury; to provide for the deposit of certain monies into the fund; to provide for the use of such monies; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Bajoie, Barham, Boissiere, etc.

NAYS

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Bean, Dardenne, etc.

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. 638—

BY REPRESENTATIVE RICHMOND

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to create the Crescent City prestige license plate; to provide for the issuance of such plate; to provide for the design and color of such plate; to provide relative to the fees for such

plates; to designate the use of such fees; to authorize the promulgation of rules and regulations; 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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Bajoie, Boissiere, etc.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Barham, Bean, Dardenne, etc.

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. 701—

BY REPRESENTATIVE FARRAR

AN ACT

To enact R.S. 33:3819(C), relative to the per diem of commissioners of certain waterworks districts in Rapides Parish; to provide for the per diem to be paid to members of the boards of commissioners of Rapides Parish Waterworks District Number Three and Kolin Ruby Wise Waterworks District 11A in Rapides Parish; to provide for meetings for which per diem may be paid; 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: Name, Yeas, Nays. Lists names like Bajoie, Fontenot, Malone.

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

Total—36

NAYS

Total—0

ABSENT

Mr. President	Bean	Dardenne
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. 780—

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 33:1236(21)(e) and (30)(d), relative to the authority of the St. Martin Parish governing authority to regulate nuisances; to authorize the parish governing authority to regulate and provide for the removal of grass, weeds, trash, noxious matter, and the like, and of junk, wrecked or used automobiles, and other discarded items, in unincorporated areas in subdivisions or in clearly established residential areas on state highways or parish roads; to provide procedures, including charging the property owners for costs; to provide for enforcement, including provisions for charges to operate as a lien on the property; to provide for the ranking of such liens; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Fields, W	Marionneaux
Total—34	

NAYS

Total—0

ABSENT

Mr. President	Dardenne	Lambert
Bean	Heitmeier	
Total—5		

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

HOUSE BILL NO. 782—

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 33:4681(C), relative to coliseum authority commissions; to provide relative to the membership of the Acadiana Fairgrounds Commission; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Bean	Dardenne	Heitmeier
Total—3		

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

Mr. President in the Chair

HOUSE BILL NO. 903—

BY REPRESENTATIVE R. ALEXANDER
AN ACT

To enact R.S. 33:381(C)(21), relative to the village of Sikes; to authorize the governing authority of the village to provide for the filling of the office of chief of police by appointment or in the alternative to abolish the office of police chief; to provide for the method of appointment and for the salary, term, duties, qualifications, supervision, and residency of an appointed police chief; to authorize the mayor and the board of aldermen to enter 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

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

NAYS

Total—0

ABSENT

Bean	Heitmeier
Dardenne	Theunissen
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. 1036—

BY REPRESENTATIVE DARTEZ
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of Rotary District 6200 prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; 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	Fields, W	Marionneaux
Bajoie	Gautreaux	McPherson
Barham	Hines	Michot
Boissiere	Hollis	Mount
Cain	Hoyt	Romero
Campbell	Irons	Schedler
Chaisson	Johnson	Smith
Cravins	Jones, B	Tarver
Dean	Jones, C	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fields, C	Malone	
Total—35		

NAYS

Total—0

ABSENT

Bean	Fontenot
Dardenne	Heitmeier
Total—4	

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. 1132—

BY REPRESENTATIVE WELCH
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of the Alpha Kappa Alpha Sorority prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Marionneaux
Bajoie	Gautreaux	McPherson
Barham	Hines	Michot

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Boissiere	Hollis	Mount
Cain	Hoyt	Romero
Campbell	Irons	Schedler
Chaisson	Johnson	Smith
Cravins	Jones, B	Tarver
Dean	Jones, C	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fields, W	Malone	
Total—35		

NAYS

Total—0

ABSENT

Bean	Fields, C
Dardenne	Heitmeier
Total—4	

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

HOUSE BILL NO. 1144—
BY REPRESENTATIVE MORRISH
AN ACT

To enact R.S. 33:423.12, relative to the town of Iowa; to authorize the chief of police to effect certain disciplinary actions; 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	Marionneaux
Bajoie	Gautreaux	McPherson
Barham	Hollis	Michot
Boissiere	Hoyt	Mount
Cain	Irons	Romero
Campbell	Johnson	Smith
Chaisson	Jones, B	Tarver
Cravins	Jones, C	Theunissen
Dean	Lambert	Thomas
Dupre	Lentini	Ullo
Fields, C	Malone	
Total—32		

NAYS

Total—0

ABSENT

Bean	Fontenot	Schedler
Dardenne	Heitmeier	
Ellington	Hines	
Total—7		

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. 1151—
BY REPRESENTATIVE POWELL
AN ACT

To enact R.S. 15:255(G), relative to witness fees paid to off-duty law enforcement officers; to authorize the city of Hammond to transfer money in the witness fee fund to the general fund of that city to purchase police equipment; to provide for maintaining certain balances; 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

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

NAYS

Total—0

ABSENT

Bean	Fontenot
Dardenne	Heitmeier
Total—4	

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. 1210—
BY REPRESENTATIVE R. ALEXANDER
AN ACT

To enact R.S. 33:4564.5, relative to a recreation district in Jackson Parish; to provide relative to the membership of the board of commissioners; to provide relative to the terms of office of the members of the board of commissioners; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Dardenne	Tarver
Bean	Mount	
Total—5		

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

HOUSE BILL NO. 1164—

BY REPRESENTATIVE LUCAS

AN ACT

To amend and reenact R.S. 33:4702(2)(introductory paragraph) and to enact R.S. 33:4702(B)(2)(j), relative to the New Orleans Business and Industrial District; to provide relative to the membership of the board of commissioners; and to provide for related matters.

Floor Amendments Sent Up

Senator Bajoie sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Reengrossed House Bill No. 1164 by Representative Lucas

AMENDMENT NO. 1

In Amendment No. 1 proposed by the Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 1164 and adopted by the Senate on June 7, 2001, on page 1 line 5 before "enact" insert "amend and reenact R.S. 33:2740.3(D) introductory paragraph, (1) and (2),"

AMENDMENT NO. 2

In Amendment No. 1 proposed by the Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 1164 and

adopted by the Senate on June 7, 2001, on page 1 line 5 change "economic" to "special" and after "development" insert "districts"

AMENDMENT NO. 3

In Amendment No. 1 proposed by the Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 1164 and adopted by the Senate on June 7, 2001, on page 1 at the end of line 10 delete the semi-colon ";" and insert "to provide relative to the membership of the board of commissioners of the Downtown Development District of the City of New Orleans; to increase the number of commissioners;"

AMENDMENT NO. 4

In Amendment No. 3 proposed by the Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 1164 and adopted by the Senate on June 7, 2001, on page 1 line 15, after "R.S." insert "2740.3(D), (1), and (2) are hereby amended and reenacted, and

AMENDMENT NO. 5

In Amendment No. 3 proposed by the Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 1164 and adopted by the Senate on June 7, 2001, on page 1 between lines 16 and 17 insert the following:

§2740.3. The Downtown Development District of the City of New Orleans; creation, composition, and powers; preparation of plans; levy of ad valorem taxes and issuance of bonds

* * *

D. The board shall be composed of ~~nine~~ **eleven** members, at least ~~seven~~ **nine** of whom shall be qualified voters of the city of New Orleans, and shall have their principal place of business in, or own property in, the Downtown Development District. Such members shall possess additional qualifications and shall be appointed as follows:

(1) ~~At~~ **(a) Nine of the** members shall be appointed by the mayor with the approval of the city council, provided, however, that the mayor will select five of such members from a list of eight nominees named by the central area council of the chamber of commerce of the New Orleans area, or its successor.

(b) Two members shall be jointly appointed by the state senators and state representatives who represent the district in such manner that both members are residents of the district and at least one member has his principal place of business in the district.

(2)**(a)** The members of the board initially appointed **by the mayor** shall be appointed as follows: two members for one year each, two members for two years each, two members for three years each, two members for four years each, and one member for five years, the length of the term for each individual appointed to be determined by lot. They shall serve until their successors have been appointed and qualified. The members of the board thereafter appointed upon the expiration of the respective terms of the initial appointees shall be selected and appointed in accordance with the procedures herein prescribed for the selection and appointment of the original members for the term of five years. However, vacancies **from among the members named by the central area council of the chamber of commerce of the New Orleans area** shall be filled from nominations submitted by the central area council of the

chamber of commerce of the New Orleans area in the following manner. The mayor shall select and appoint one of two names submitted to him by the central area council for each of the five vacancies for which the council is to submit nominees. If the selection and appointment by the mayor does not take place within thirty days following submission of the nominees by the central area council, the selection and appointment shall be made by the city council.

(b) Vacancies from among the members appointed by the state senators and state representatives who represent the district shall be filled by the state senators and state representatives who represent the district. Any vacancy which occurs prior to the expiration of the term for which a member of the board has been appointed shall be filled in accordance with the procedures as set forth herein.

* * *

AMENDMENT NO. 6

On page 2 after line 5 insert the following:

"Section 2. The two additional members of the New Orleans Business and Industrial District board initially appointed pursuant to this Act shall serve a five-year term and until their successors have been appointed and qualified."

On motion of Senator Bajoie, the amendments were adopted.

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

HOUSE BILL NO. 1211—

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

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

Floor Amendments Sent Up

Senator Bajoie sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Engrossed House Bill No. 1211 by Representative Pratt

AMENDMENT NO. 1

On page 1, line 2, after "767(B)," insert " and R.S. 33:2740.3(D) introductory paragraph, (1), and (2)"

AMENDMENT NO. 2

On page 1, at the end of line 2, delete "historic"

AMENDMENT NO. 3

On page 1, at the beginning of line 3, change "preservation districts" to "special districts" and delete the remainder of the line

AMENDMENT NO. 4

On page 1, at the beginning of line 4 change "area of New Orleans;" to "to provide relative to the membership of the board of commissioners of the Downtown Development District of the City of New Orleans; to increase the number of commissioners;"

AMENDMENT NO. 5

On page 1 delete lines 8 through 10 in their entirety

AMENDMENT NO. 6

On page 1, line 12, after "767(B)" insert " and R.S. 33:2740.3(D) introductory paragraph, (1), and (2)"

AMENDMENT NO. 7

On page 2 after line 20 insert the following:

§2740.3. The Downtown Development District of the City of New Orleans; creation, composition, and powers; preparation of plans; levy of ad valorem taxes and issuance of bonds

* * *

D. The board shall be composed of ~~nine~~ **eleven** members, at least ~~seven~~ **nine** of whom shall be qualified voters of the city of New Orleans, and shall have their principal place of business in, or own property in, the Downtown Development District. Such members shall possess additional qualifications and shall be appointed as follows:

(1) ~~At~~ **(a) Nine of the** members shall be appointed by the mayor with the approval of the city council, provided, however, that the mayor will select five of such members from a list of eight nominees named by the central area council of the chamber of commerce of the New Orleans area, or its successor.

(b) Two members shall be jointly appointed by the state senators and state representatives who represent the district in such manner that both members are residents of the district and at least one member has his principal place of business in the district.

(2)**(a)** The members of the board initially appointed **by the mayor** shall be appointed as follows: two members for one year each, two members for two years each, two members for three years each, two members for four years each, and one member for five years, the length of the term for each individual appointed to be determined by lot. They shall serve until their successors have been appointed and qualified. The members of the board thereafter appointed upon the expiration of the respective terms of the initial appointees shall be selected and appointed in accordance with the procedures herein prescribed for the selection and appointment of the original members for the term of five years. However, vacancies **from among the members named by the central area council of the chamber of commerce of the New Orleans area** shall be filled from nominations submitted by the central area council of the chamber of commerce of the New Orleans area in the following manner. The mayor shall select and appoint one of two names submitted to him by the central area council for each of the five vacancies for which the council is to submit nominees. If the selection and appointment by the mayor does not take place within thirty days following submission of the nominees by the central area council, the selection and appointment shall be made by the city council.

(b) Vacancies from among the members appointed by the state senators and state representatives who represent the

district shall be filled by the state senators and state representatives who represent the district. Any vacancy which occurs prior to the expiration of the term for which a member of the board has been appointed shall be filled in accordance with the procedures as set forth herein.

* * *

Section 2. The two additional members of the board initially appointed pursuant to this Act shall serve a five-year term and until their successors have been appointed and qualified."

On motion of Senator Bajoie, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fontenot, Marionneaux. Lists names like Bajoie, Barham, Boissiere, etc.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Dardenne, McPherson. Lists Mr. President, Bean, etc.

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

HOUSE BILL NO. 1290— BY REPRESENTATIVES SWILLING AND MORRELL AN ACT

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

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

HOUSE BILL NO. 1307— BY REPRESENTATIVE GUILLORY AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fontenot, Malone. Lists names like Bajoie, Barham, Boissiere, etc.

Total—36

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Bean, Dardenne. Lists Mr. President, etc.

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

HOUSE BILL NO. 1335— BY REPRESENTATIVE WELCH AN ACT

To enact R.S. 47:463.83 relative to motor vehicle prestige license plates; to provide for the creation of the Laborers' International Union of North America (LIUNA) organization prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to provide for the use of such fees; to require a contract relative to the issuance of the plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

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ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Marionneaux
Bajoie	Gautreaux	McPherson
Barham	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	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

Bean	Dardenne
Total—2	

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

HOUSE BILL NO. 1603—

BY REPRESENTATIVE M. JACKSON
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of Omega Psi Phi fraternity prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; 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

Mr. President	Fields, W	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Boissiere	Heitmeier	McPherson
Cain	Hines	Romero
Campbell	Hollis	Schedler

Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, B	Thomas
Ellington	Jones, C	Ullo
Fields, C	Lambert	
Total—35		

NAYS

Total—0

ABSENT

Bean	Michot
Dardenne	Mount
Total—4	

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

HOUSE BILL NO. 1649—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 33:2740.31(C)(1), relative to the Berwick Development District; to provide relative to the membership of the board of commissioners; to provide relative to the terms of office of the members of the board of commissioners; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Dardenne	Mount
Bean	Michot	
Total—5		

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

HOUSE BILL NO. 1708—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 47:463.23(A), relative to special prestige license plates for active and retired firefighters; to provide for issuance of such plates for motorcycles; 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

Table with 3 columns of names: Bajoie, Barham, Boissiere, Cain, Campbell, Chaisson, Cravins, Dupre, Ellington, Fields, C, Fields, W, Fontenot, Total—35; 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

Total—0

ABSENT

Table with 2 columns: Mr. President, Bean, Total—4; Dardenne, Dean

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. 1845—

BY REPRESENTATIVES PRATT AND K. CARTER AND SENATOR BAJOIE

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of the Delta Sigma Theta Sorority prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Engrossed House Bill No. 1845 by Representative Pratt

AMENDMENT NO. 1

On page 1, line 2, after R.S. 47:463.83, insert "and 463.84"

AMENDMENT NO. 2

On page 1, line 3, after "Sorority" insert "and Upper Room Bible Church"

AMENDMENT NO. 3

On page 1, line 11, delete "is" and insert "and 463.84 are"

AMENDMENT NO. 4

On page 3, after line 8, insert the following:

"§463.84. Special prestige license plates; Upper Room Bible Church

R.S. 47:463.84 is all proposed new law.

A. The secretary of the Department of Public Safety and Corrections shall establish special prestige license plates which may be issued, upon application, to any member of the Upper Room Bible Church. The license plates shall be restricted to passenger cars, pickup trucks, recreational vehicles, and vans. The license plate shall be colored and design selected by the Upper Room Bible Church, provided that it is in compliance with R.S. 47:463(A)(3).

B. The charge for this special license plate shall be a one-time fee of three dollars for each plate, which shall be in addition to the regular motor vehicle registration license tax.

C. The secretary shall promulgate rules and regulations necessary to implement the provisions of this Section in accordance with the Administrative Procedure Act.

D. The secretary shall establish a prestige license plate for the organization in accordance with the provisions of this Section when all of the following conditions are met:

(1) All necessary contracts regarding use of the Upper Room Bible Church logo have been executed.

(2) The secretary has received a minimum of one thousand applications for the license plate."

On motion of Senator Johnson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoie, Barham; Gautreaux, Heitmeier, Hines; Malone, Michot, Mount

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Boissiere	Hollis	Romero
Cain	Hoyt	Schedler
Chaisson	Irons	Smith
Dupre	Johnson	Tarver
Ellington	Jones, B	Theunissen
Fields, C	Jones, C	Thomas
Fields, W	Lambert	Ullo
Fontenot	Lentini	

Total—32

NAYS

Total—0

ABSENT

Bean	Dardenne	McPherson
Campbell	Dean	
Cravins	Marionneaux	

Total—7

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

HOUSE BILL NO. 1893—
BY REPRESENTATIVE CLARKSON
AN ACT

To amend and reenact R.S. 47:463.58, relative to the Life Center Full Gospel Baptist Cathedral prestige plate; to provide for the use of funds; 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	Fields, W	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, B	Thomas
Ellington	Jones, C	Ullo
Fields, C	Lambert	

Total—35

NAYS

Total—0

ABSENT

Bean	Marionneaux
Dardenne	McPherson

Total—4

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. 1900—
BY REPRESENTATIVES KATZ AND DIEZ
AN ACT

To amend and reenact R.S. 47:463(A)(3), relative to applications for prestige license plates; to change the minimum number of applications required for the design and issuance of prestige license plates after January 1, 2002; 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	Fontenot	McPherson
Bajoie	Gautreaux	Michot
Barham	Heitmeier	Mount
Boissiere	Hollis	Romero
Cain	Hoyt	Schedler
Campbell	Irons	Smith
Chaisson	Johnson	Tarver
Cravins	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Fields, W	Malone	

Total—34

NAYS

Total—0

ABSENT

Bean	Dean	Marionneaux
Dardenne	Hines	

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. 1942—
BY REPRESENTATIVES TRICHE AND HEBERT
AN ACT

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

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

NAYS

Total—0

ABSENT

Bean	Dean	Marionneaux
Dardenne	Gautreaux	
Total—5		

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. 1959—

BY REPRESENTATIVE FUTRELL

AN ACT

To enact R.S. 33:4574(C)(1)(b)(v), relative to the Baton Rouge Area Convention and Visitors Bureau; to provide relative to the terms of office of the board of commissioners of the bureau; 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

Bajoie	Heitmeier	McPherson
Barham	Hines	Michot
Boissiere	Hollis	Mount
Cain	Hoyt	Romero
Campbell	Irons	Schedler
Chaisson	Johnson	Smith
Cravins	Jones, B	Tarver
Dupre	Jones, C	Theunissen

Ellington
Fields, C
Fields, W
Fontenot
Total—34

Lambert	Thomas
Lentini	Ullo
Malone	
Marionneaux	

NAYS

Total—0

ABSENT

Mr. President	Dardenne	Gautreaux
Bean	Dean	
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. 1982—

BY REPRESENTATIVE GLOVER

AN ACT

To enact R.S. 33:1992(D), relative to the minimum monthly salary of certain fire department employees; to provide for the minimum monthly salary of a fire alarm operator or dispatcher or any other person doing such work for certain municipal fire departments; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Dardenne
Bean	Dean
Total—4	

June 14, 2001

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. 2074 (Substitute for House Bill No. 143 by Representative Flavin)—
BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 33:130.556(B)(1), relative to the North Lake Charles Economic Development District; to require the approval of the governing authorities of both the city of Lake Charles and the parish of Calcasieu before the board may call an election for general obligation, ad valorem property tax secured bonds; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Bean	Dardenne
Total—3		

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

Rules Suspended

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

**Senate Concurrent Resolutions
Returned from the House of Representatives
with Amendments**

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

SENATE CONCURRENT RESOLUTION NO. 147—

BY SENATOR HAINKEL AND REPRESENTATIVES L. JACKSON, MONTGOMERY AND WADDELL

A CONCURRENT RESOLUTION

To urge and direct the secretary of the Department of Economic Development to undertake a wet lab business incubator feasibility study that details issues related to establishing three wet lab incubators, one each in Shreveport, Baton Rouge, and New Orleans; to support emerging Louisiana biomedical, biotechnology, chemical and environmental science companies related to the Vision 2020 technology clusters; and to make recommendations to the legislature.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Original Senate Concurrent Resolution No. 147 by Senator Hainkel et al.

AMENDMENT NO. 1

On page 1, line 2, after "and" and before "the" change "direct" to "request"

AMENDMENT NO. 2

On page 4, line 1, after "and" and before "the" change "directs" to "requests"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Malone
Bajoie	Gautreaux	Marionneaux
Barham	Heitmeier	McPherson
Boissiere	Hines	Michot
Campbell	Hollis	Mount
Chaisson	Hoyt	Romero
Cravins	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

Bean	Dardenne
------	----------

Cain Schedler
Total—4

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

Rules Suspended

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

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

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

SENATE BILL NO. 11— BY SENATOR THEUNISSEN

AN ACT

To amend and reenact Chapter 35 of Title 17 of the Louisiana Revised Statutes of 1950 by renaming the Chapter, by designating existing provisions R.S. 17:3801 through 3804 as Part I of the Chapter, and by enacting Part II of the Chapter, to be comprised of R.S. 17: 3805, relative to constitutional education funds; to provide for approval by the appropriate legislative standing committees of prioritized plans for expenditure of money from the Education Excellence Fund; to provide for certain revisions; 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 Appropriations to Engrossed Senate Bill No. 11 by Senator Theunissen

AMENDMENT NO. 1

On page 1, line 4, after "Chapter" and the comma "," delete the remainder of the line and at the beginning of line 5 delete "enacting" and insert "and R.S. 39:98.3(C)(5) and (9); to enact"

AMENDMENT NO. 2

On page 1, line 8, after "Fund" and the semicolon ";" and before "to provide" insert "to provide for appropriation and distribution of monies from the fund;"

AMENDMENT NO. 3

On page 4, between line 7 and 8 insert:

"Section 4. R.S. 39:98.3(C)(5) and (9) are hereby amended and reenacted to read as follows:

§98.3. Appropriations from the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund

* * *

C. Appropriations from the Education Excellence Fund shall be restricted as follows:

* * *

(5) Beginning Fiscal Year 2007-2008 and for each year thereafter, of the monies available for appropriation after providing for the purposes enumerated in Paragraphs (1), (2) and (3) of this Subsection, one hundred percent of the monies available for appropriation in any fiscal year from the Education Excellence Fund shall be distributed to each city, parish, or other local school system, to be apportioned to the recipient entities on a pro rata basis which is based on the ratio of the student population of that school or school system to that of the total state student population.

* * *

(9) The treasurer shall maintain within the state treasury a record of the amounts appropriated and credited for each entity through appropriations authorized in this Subsection and which remain in the state treasury. Notwithstanding any other provisions of this constitution to the contrary, such Such amounts, and investment earnings attributable to such amounts, shall remain to the credit of each recipient entity at the close of each fiscal year. The treasurer is authorized to honor warrants drawn for withdrawal of such monies, inclusive of fund balances and interest earnings, from any individual school or school district account subject to the requirements of Article VII, Section 10.8(C)(3)(g) of the constitution of Louisiana.

* * *

AMENDMENT NO. 4

On page 4, line 8, change "Section 4" to Section 5"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fields, W, Lentini; Bajoie, Fontenot, Malone; Barham, Gautreaux, Marionneaux; Boissiere, Heitmeier, McPherson; Cain, Hines, Michot; Campbell, Hollis, Mount; Chaisson, Hoyt, Romero; Cravins, Irons, Schedler; Dean, Johnson, Smith; Dupre, Jones, B, Tarver; Ellington, Jones, C, Theunissen; Fields, C, Lambert, Thomas; Total—36

NAYS

Total—0

ABSENT

Bean

Dardenne

Ullo

Total—3

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

SENATE BILL NO. 18—

BY SENATORS HOLLIS AND BAJOIE

AN ACT

To enact R.S. 51:293.1, relative to the name of the Superdome building; to require certain conditions in any agreement to transfer the right to designate and use a name for the stadium facility; 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 Appropriations to Re-reengrossed Senate Bill No. 18 by Senators Hollis and Bajoie

AMENDMENT NO. 1

On page 1, line 2, after "building;" and before "to" insert "to authorize the transfer of the right to designate and use an alternative name and trademarks for the Louisiana Superdome;"

AMENDMENT NO. 2

On page 1, at the beginning of line 11, insert:

"A. The Louisiana Stadium and Exposition District is authorized to sell or transfer the right to designate and use an alternative name to refer to the Louisiana Superdome, including the rights to those trademarks, service marks, and trade names associated with the Louisiana Superdome as provided in R.S. 51:293.

B."

AMENDMENT NO. 3

On page 2, line 1, after "franchise" and before "terminates" insert: "provides notice to the league, or to the Louisiana Stadium and Exposition District of its intent to relocate the franchise, or enters into any agreement with any other entity to relocate the franchise from the city of New Orleans, or

AMENDMENT NO. 4

On page 2, line 2, after "facility" and after the comma "," and before "shall" delete "the monies" and insert "all subsequent monies payable from royalties and other payments under such agreement"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President

Fontenot

McPherson

Bajoie

Gautreaux

Michot

Barham

Heitmeier

Mount

Boissiere

Hollis

Romero

Cain

Hoyt

Schedler

Campbell

Irons

Smith

Chaisson

Johnson

Tarver

Cravins

Jones, B

Theunissen

Dupre

Jones, C

Thomas

Ellington

Lambert

Ullo

Fields, C

Lentini

Fields, W

Marionneaux

Total—34

NAYS

Dean

Malone

Total—2

ABSENT

Bean

Dardenne

Hines

Total—3

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

SENATE BILL NO. 53—

BY SENATOR LAMBERT (BY REQUEST)

AN ACT

To enact R.S. 47:463.83, relative to prestige plates; to authorize the issuance of a special prestige license plate for Beta Sigma Phi; to provide for the design of the plate and a contract regarding the payment of a royalty fee to Beta Sigma Phi for use of its logo; 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 Transportation, Highways and Public Works to Engrossed Senate Bill No. 53 by Senator Lambert

AMENDMENT NO. 1

On page 1, line 5, after "logo;" and before "and" insert the following: "to authorize the promulgation of rules and regulations;"

AMENDMENT NO. 2

On page 2, at the end of line 5, change the period "." to a comma "," and insert the following: "provided that there is a minimum of one hundred applicants for such plate."

AMENDMENT NO. 3

On page 2, at the end of line 8, change the period "." to a comma "," and insert the following: "and a handling fee of three dollars and fifty cents. The handling fee shall be retained by the department to offset a portion of the administrative costs."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Diez to Engrossed Senate Bill No. 53 by Senator Lambert

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House of Representatives on May 24, 2001, on line 7, after "one" and before "applicants" change "hundred" to "thousand"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Marionneaux
Bajoie	Gautreaux	McPherson
Barham	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	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

Bean	Dardenne
Total—2	

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

SENATE BILL NO. 119—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 38:2248, relative to public contracts; to provide for issuance of bonds for public works projects; to authorize contractors on public works projects to elect to

furnish a retainage bond in lieu of the contracting agency withholding payment on the contract; to place restrictions on the values used in punch lists on public works projects; to provide an effective date; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Morrish to Engrossed Senate Bill No. 119 by Senator Theunissen (Duplicate of H.B. Nos. 1922 and 1923)

AMENDMENT NO. 1

On page 2, line 1, change "percentum" to "percent"

AMENDMENT NO. 2

On page 2, line 2, change "percentum" to "percent"

AMENDMENT NO. 3

On page 2, line 13, after "a surety" delete the remainder of the line, delete lines 14 and 15 in their entirety, and on line 16, delete "Register," and insert a comma "," and "within their underwriting limits, with at least an A- rating in the latest printing of the A.M. Best's Key Rating Guide,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Engrossed Senate Bill No. 119 by Senator Theunissen

AMENDMENT NO. 1

On page 1, line 2, after "contracts;" delete the remainder of the line and delete lines 3 through 5 in their entirety and insert "to place"

AMENDMENT NO. 2

On page 1, line 12, after "agency;" and before "**retainage bond**;" delete "**retainage bond**;"

AMENDMENT NO. 3

Delete House Floor Amendment No. 3 proposed by Representative Morrish and adopted by the House on May 10, 2001

AMENDMENT NO. 4

On page 2, delete lines 10 through 18 in their entirety

AMENDMENT NO. 5

On page 2, at the beginning of line 19, change "C." to "B."

AMENDMENT NO. 6

On page 2, at the end of line 20 delete "be" and delete lines 21 and 22 in their entirety and insert the following: "include the cost estimates for the particular items of work the design professional has developed based on the mobilization, labor, material, and equipment costs of correcting each punch list item. The design professional shall retain his working papers used to determine the punch list items cost estimates should the matter be disputed later. The"

June 14, 2001

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

ROLL CALL

The roll was called with the following result:

YEAS		
Bajoie	Fontenot	McPherson
Barham	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fields, C	Malone	
Fields, W	Marionneaux	
Total—34		
NAYS		
Total—0		
ABSENT		
Mr. President	Dardenne	Jones, C
Bean	Hollis	
Total—5		

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

SENATE BILL NO. 152—
BY SENATORS SCHEDLER AND HINES
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle license plates; to provide for a special prestige license plate for the Louisiana Nursing Foundation; to provide for its charge; to provide for the distribution and use of the monies; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Diez to Reengrossed Senate Bill No. 152 by Senators Schedler and Hines

AMENDMENT NO. 1

On page 1, line 13, after "one" and before "applications" change "hundred" to "thousand"

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

ROLL CALL

The roll was called with the following result:

YEAS		
Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Boissiere	Heitmeier	McPherson
Cain	Hines	Michot
Campbell	Hollis	Romero
Cravins	Hoyt	Schedler
Dean	Irons	Smith
Dupre	Johnson	Tarver
Ellington	Jones, B	Theunissen
Fields, C	Lambert	Thomas
Fields, W	Lentini	Ullo
Total—33		
NAYS		
Total—0		
ABSENT		
Mr. President	Chaisson	Jones, C
Bean	Dardenne	Mount
Total—6		

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

SENATE BILL NO. 182—
BY SENATOR MICHOT
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle license plates; to provide for a special prestige license plate for the Camp Woodmen; to provide for its charge; to provide for the distribution and use of the monies; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 182 by Senator Michot

AMENDMENT NO. 1

On page 2, line 19, following "Davis," and before "Acadia" delete "Evangeline,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Diez to Engrossed Senate Bill No. 182 by Senator Michot

AMENDMENT NO. 1

On page 1, line 13, after "one" and before "applications" change "hundred" to "thousand"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

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

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

SENATE BILL NO. 193— BY SENATOR MICHOT

AN ACT

To enact R.S. 33:2844.2, relative to the collection of sales and use taxes; to provide alternative remedies for taxpayers contesting local sales and use tax assessments; 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 Ways and Means to Reengrossed Senate Bill No. 193 by Senator Michot

AMENDMENT NO. 1

On page 1, line 16, after "state" delete "or federal"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Reengrossed Senate Bill No. 193 by Senator Michot

AMENDMENT NO. 1

On page 1, line 12, between "post a" and "bond" insert "commercial"

AMENDMENT NO. 2

On page 1, line 14, between "post" and "bond" insert "commercial"

AMENDMENT NO. 3

On page 2, line 6, between "of a" and "bond" insert "commercial"

AMENDMENT NO. 4

On page 2, line 12 before "bond" insert "commercial"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Boissiere, Campbell, Chaisson, Cravins, Dean, Dupre, Ellington, Fields, W, Fontenot, Total—33

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Bean, Total—6

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

SENATE BILL NO. 230— BY SENATOR FONTENOT

AN ACT

To enact R.S. 42:821(A)(2)(a)(x) and 851(A)(2)(a)(x), relative to life and health and accident insurance coverage of the State Employees Group Benefits Program; to expand the definition of employees eligible for the program to include active and retired employees of the Louisiana Naval War Memorial Commission; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed Senate Bill No. 230 by Senator Fontenot

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert "To enact R.S. 42:821(A)(2)(a)(x), 851(A)(2)(a)(x), and 808(6) and (7), relative to life and"

AMENDMENT NO. 2

On page 1, line 3, after "coverage" delete the remainder of the line and insert "for certain governmental employees"

AMENDMENT NO. 3

On page 1, at the beginning of line 4, delete "Benefits Program"

AMENDMENT NO. 4

On page 1, line 6, after "Commission" and before the semicolon ";" insert "and to include certain employees of the New Orleans City Park Improvement Association"

AMENDMENT NO. 5

On page 2, between lines 4 and 5, insert the following:

R.S. 42:821(A)(2)(a)(xi) is all proposed new law.

"(xi) Notwithstanding any provision of the Chapter to the contrary, any employee of the New Orleans City Park Improvement Association, which is within the Department of Culture, Recreation and Tourism pursuant to the provisions of R.S. 36:209(O), who is a participant in a program or programs administered by the State Employees Group Benefits Program and who is transferred to a non-profit corporation recognized as a 501(c)(3) entity under the Internal Revenue Code of 1954, as amended, which transfer is made pursuant to a cooperative endeavor agreement which provides for the non-profit corporation to provide certain maintenance, administration, and operating functions on behalf of the New Orleans City Park Improvement Association."

AMENDMENT NO. 6

On page 2, between lines 16 and 17, insert the following:

R.S. 42:851(A)(2)(a)(xi) is all proposed new law:

"(xi) Notwithstanding any provision of the Chapter to the contrary, any employee of the New Orleans City Park Improvement Association, which is within the Department of Culture, Recreation and Tourism pursuant to the provisions of R.S. 36:209(O), who is a participant in a program or programs administered by the State Employees Group Benefits Program and who is transferred to a non-profit corporation recognized as a 501(c)(3) entity under the Internal Revenue Code of 1954, as amended, which transfer is made pursuant to a cooperative endeavor agreement which provides for the non-profit corporation to provide certain maintenance, administration, and operating functions on behalf of the New Orleans City Park Improvement Association."

AMENDMENT NO. 7

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

"Section 2. R.S. 42:808(A)(6) and (7) are hereby enacted to read as follows:

R.S. 42:808(6) and (7) are all proposed new law:

§808. Eligibility in group programs

A.

* * *

(6) Notwithstanding any provision of the Chapter to the contrary, any employee of the New Orleans City Park Improvement Association, which is within the Department of Culture, Recreation and Tourism pursuant to the provisions of R.S. 36:209(O), who is a participant in a program or programs administered by the Office of Group Benefits and who is transferred to a non-profit corporation recognized as a 501(c)(3) entity under the Internal Revenue Code of 1954, as amended, which transfer is made pursuant to a cooperative endeavor agreement which provides for the non-profit corporation to provide certain maintenance, administration, and operating functions on behalf of the New Orleans City Park Improvement Association.

(7) Notwithstanding any other provision of law to the contrary, any active or retired employee of the Louisiana Naval War Memorial Commission as provided by R.S. 25:1000, et seq. Nothing herein shall be construed to extend eligibility under this Subsection to any current or past member of the commission."

AMENDMENT NO. 8

On page 2, delete line 18 in its entirety and insert " Section 3. Section 1 of this Act shall become effective upon signature of the"

AMENDMENT NO. 9

On page 2, line 21, after "Louisiana" and before the period "." insert ", but only in the event House Bill No. 1492 of the 2001 Regular Session of the Legislature is not enacted into law"

AMENDMENT NO. 10

On page 2, at the end of line 23 insert the following:

"Section 2 of this Act shall become effective upon signature of 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, but only in the event House Bill No. 1492 of the 2001 Regular Session of the Legislature is enacted into law. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following approval."

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie

Fontenot

McPherson

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

Total—34

NAYS

Total—0

ABSENT

Mr. President	Dardenne	Jones, B
Bean	Irons	

Total—5

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

SENATE BILL NO. 263—

BY SENATORS LENTINI AND SCHEDLER
AN ACT

To amend and reenact Code of Criminal Procedure Art. 648(B)(3), relative to mental incapacity of a defendant; to provide for the dismissal of charges against an unrestorable incompetent defendant; to require that such dismissal not exceed the expiration date of his possible maximum sentence or five years from his arrest; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 263 by Senator Lentini

AMENDMENT NO. 1

On page 2, line 10, after the comma "." and before "shall" insert "or for defendants who have been convicted of a felony offense within ten years prior to the date on which he was charged for the current offense,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Devillier to Engrossed Senate Bill No. 263 by Senator Lentini

AMENDMENT NO. 1

Delete House Committee Amendment No. 1 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on May 29, 2001.

AMENDMENT NO. 2

On page 2, line 9, after "defendant" delete the remainder of the line and delete line 10 and insert in lieu thereof "shall be dismissed on"

AMENDMENT NO. 3

On page 2, line 14, after "sooner" and before the period "." insert a comma "," and "except for the following charges:

- (a) Charges of a crime of violence as defined in R.S. 14:2(13).
- (b) R.S. 14:46 (false imprisonment).
- (c) R.S. 14:46.1 (false imprisonment; offender armed with dangerous weapon).
- (d) R.S. 14:52 (simple arson).
- (e) R.S. 14:62 (simple burglary).
- (f) R.S. 14:62.3 (unauthorized entry of an inhabited dwelling).
- (g) R.S. 14:78 (incest).
- (h) R.S. 14:78.1 (aggravated incest).
- (i) R.S. 14:80 (carnal knowledge of a juvenile).
- (j) R.S. 14:81 (indecent behavior with juveniles).
- (k) R.S. 14:81.1 (pornography involving juveniles).
- (l) R.S. 14:81.2 (molestation of a juvenile).
- (m) R.S. 14:92 (contributing to the delinquency of juveniles).
- (n) R.S. 14:92.1 (encouraging or contributing to child delinquency, dependency, or neglect).
- (o) R.S. 14:93 (cruelty to juveniles).
- (p) R.S. 14:93.2.3 (second degree cruelty to juveniles).
- (q) R.S. 14:93.3 (cruelty to the infirmed).
- (r) R.S. 14:93.4 (exploitation of the infirmed).
- (s) R.S. 14:93.5 (sexual battery of the infirm).
- (t) R.S. 14:102 (cruelty to animals).
- (u) R.S. 14:106 (obscenity).
- (v) R.S. 14:283 (video voyeurism).
- (w) R.S. 14:284 (Peeping Tom).
- (x) Charges against a defendant who has been convicted of a felony offense within ten years prior to the date on which he was charged for the current offense.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

June 14, 2001

Total—0

ABSENT

Mr. President
Bean

Dardenne
Irons

McPherson

Total—5

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

SENATE BILL NO. 364—

BY SENATORS ELLINGTON AND LAMBERT
AN ACT

To amend and reenact R.S. 13:844(A) and (D) and to repeal R.S. 13:844(F), relative to clerks of court; to increase certain fees for filing, recording, or copying documents; to delete provisions requiring the payment of certain fees; to provide for the form of documents and noncompliance fees; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative McCallum to Reengrossed Senate Bill No. 364 by Senator Ellington (Duplicate of H.B. No. 672)

AMENDMENT NO. 1

On page 1, line 3, before "increase" insert "authorize an" and after "increase" insert "in"

AMENDMENT NO. 2

On page 1, at the end of line 15, delete the period "." and insert "up to ten pages. All documents that exceed ten pages, twenty-five dollars for the first page and eight dollars for each subsequent page."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Fields, W
Total—36

Lentini

Ullo

NAYS

Dean
Total—1

ABSENT

Mr. President
Total—2

Bean

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

SENATE BILL NO. 365—

BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 9:5217, relative to multiple indebtedness mortgages; to provide for the fees charged by clerks of court for recording those mortgages; to provide for the form of those mortgages; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative McCallum to Reengrossed Senate Bill No. 365 by Senator Ellington (Duplicate of H.B. No. 673)

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 9:5217," and insert "R.S. 9:5217(A) and to enact R.S. 9:5217(C),"

AMENDMENT NO. 2

On page 1, line 3, after "fees" insert "that may be"

AMENDMENT NO. 3

On page 1, line 4 after "provide for" delete the remainder of the line and insert "a noncompliance fee;"

AMENDMENT NO. 4

On page 1, line 7, after "R.S. 9:5217" insert "(A)" and after "reenacted" insert "and R.S. 9:5217(C) is hereby enacted"

AMENDMENT NO. 5

On page 1, line 11, delete "may" and insert "is authorized to"

AMENDMENT NO. 6

On page 1, line 13, delete "may be" and insert "is"

AMENDMENT NO. 7

On page 2, delete lines 6 through 12 in their entirety and insert asterisks "* * *"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, 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 Bean
Total—2

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

SENATE BILL NO. 390—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 47:463.83 and 463.84, relative to license plates; to provide for the creation of a special prestige license plate for the Benevolent Protective Order of Elks and the Improved Benevolent Protective Order of Elks of the World; to provide for the creation of a special prestige plate for the Upper Room Bible Church; to provide for a charge for the license plate; 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 Transportation, Highways and Public Works to Reengrossed Senate Bill No. 390 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, after "to" and before "license" insert "motor vehicles prestige"

AMENDMENT NO. 2

On page 1, line 6, after "Church;" delete the remainder of the line and insert the following: "to provide for the issuance of such plates; to

provide for the color and design of such plates; to provide for fees for such"

AMENDMENT NO. 3

On page 1, line 7, after "plate;" and before "and" insert "to authorize the promulgation of rules and regulations;"

AMENDMENT NO. 4

On page 2, line 23, change the period "." to a comma "," and insert the following: "provided that there is a minimum of one hundred applicants for such plate."

AMENDMENT NO. 5

On page 3, at the end of line 2, delete the period "." and insert the following: "and a handling fee of three dollars and fifty cents. The handling fee shall be retained by the department to offset a portion of the administrative cost."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Diez to Reengrossed Senate Bill No. 390 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 2, after "one" and before "applicants" change "hundred" to "thousand"

AMENDMENT NO. 2

In House Committee Amendment No. 4 proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House on May 9, 2001, on line 16, after "one" and before "applicants" change "hundred" to "thousand"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

June 14, 2001

Mr. President	Campbell	Schedler
Bean	Dardenne	
Total—5		

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

SENATE BILL NO. 453—
BY SENATOR MICHOT

AN ACT

To amend and reenact Code of Civil Procedure Art. 966(B), relative to summary judgment procedure; to provide that the adverse party shall file opposing affidavits and any memorandum in support thereof, at least four days prior to the date of the hearing; to provide for exceptions; 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 Civil Law and Procedure to Reengrossed Senate Bill No. 453 by Senator Michot

AMENDMENT NO. 1

On page 2, line 1, after "may" and before "opposing" change "file" to "serve"

AMENDMENT NO. 2

On page 2, line 2, change "filed" to "served"

AMENDMENT NO. 3

On page 2, line 3, change "filed" to "served pursuant to Article 1313"

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

ROLL CALL

The roll was called with the following result:

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

NAYS

Total—0

ABSENT

Mr. President	Dardenne
Bean	Irons
Total—4	

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

Senator Lambert in the Chair

SENATE BILL NO. 455—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 36:4(B)(1)(e), R.S. 39:141(A)(1) and (3) and (B), 143(3), 199(E), 212(A)(3) and (B), 301(A) and (B), 302, and 1752(1), (6), and (9), and R.S. 49:1053(B) and 1054(9), to enact Subpart C of Part I of Chapter 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:15.1 through 15.5, Subpart D of Part I of Chapter 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:16.1 through 16.5, R.S. 39:141(A)(10), 1752(12) and (13), and R.S. 49:1053(C)(18) and to repeal R.S. 39:196(C) and R.S. 39:290 through 298, relative to information technology; to establish the office of information technology; to provide for the offices, staff, and duties of that office; to provide for the chief information officer; to provide for his duties and responsibilities; to create the Louisiana Information Technology Advisory Board and provide for its membership, duties, and activities; to create the Louisiana Technology Advisory Group and provide for its membership, duties, and activities; to establish the office of electronic services; to provide for the duties of that office; to provide for a catalog in electronic format of databases in Louisiana; to provide relative to the duties of the office of telecommunications management; to provide relative to certain procurement activities; to provide relative to the membership of the Louisiana Technology Innovations Council; to provide relative to the Advisory Council for Technology Access by Individuals with Disabilities and to provide for its membership; to provide relative to the definition of certain systems within the area of telecommunications systems and services; to provide relative to the Louisiana Geographic Information Systems Council; to repeal the provisions creating the Louisiana Data Base Commission; and to provide for related matters.

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 Appropriations to Reengrossed Senate Bill No. 455 by Senator Michot

AMENDMENT NO. 1

On page 1, line 6, change "15.5" to "15.6"

AMENDMENT NO. 2

On page 2, line 16, change "15.5" to "15.6"

AMENDMENT NO. 3

On page 4, delete line 15 in its entirety and insert "Technology Advisory Board, the Technology Advisory Group, and the Postsecondary Education IT Council."

AMENDMENT NO. 4

On page 6, delete lines 23 through 27 in their entirety and on page 7, delete lines 1 and 2 in their entirety and insert the following: "system, or service under the jurisdiction of the statewide elected official, the official may implement an information technology plan, system, or service for such agency only with the approval of the Joint Legislative Committee of the Budget. The official shall submit justification for such action to the committee and to the Technology Advisory Group which shall advise the committee in making its determination. Any such information technology plan, system, or service approved shall be as compatible as is practical with the state master technology plan."

AMENDMENT NO. 5

On page 7, between lines 21 and 22, insert:

"(5) Advise the CIO on approaches to encourage and support the use of Louisiana domiciled vendors when procuring information technology systems, related equipment, related services, and software."

AMENDMENT NO. 6

On page 7, delete lines 26 and 27 in their entirety and insert the following:

"(2) One representative from postsecondary education appointed by the governor from a list of recommendations submitted by the Louisiana Postsecondary Education Information Technology Council."

AMENDMENT NO. 7

On page 9, between lines 1 and 2, insert the following:

"(6) Provide assistance to the Joint Legislative Committee on the Budget as required under the provisions of R.S. 39:15.3(C)."

AMENDMENT NO. 8

On page 9, delete lines 8 through 10 in their entirety and insert the following:

"(2) One information technology representative from postsecondary education to be appointed by the Louisiana Postsecondary Education Information Technology Council."

AMENDMENT NO. 9

On page 9, between lines 22 and 23, insert the following:

"§15.6. Louisiana Postsecondary Education Information Technology Council

R.S. 39:15.6 is all proposed new law.

A. There is hereby created the Louisiana Postsecondary Education Information Technology Council, hereafter referred to in

this Part as the "Postsecondary Education IT Council". The roles, duties, and activities of the Postsecondary Education IT Council shall be the following:

(1) Advise and assist the CIO specifically with respect to issues, policies, strategic planning, management, and operations relative to information technology for postsecondary education.

(2) Review, evaluate, and assess the impact of proposed policies, standards, and guidelines on deployment, strategic planning, acquisition, management, and operations of information technology systems of the postsecondary education system and institutions.

(3) Study and examine the issue of standardization of information systems and operations within the postsecondary education system.

(4) Make recommendations to the CIO as to implementation of the provisions of this Part with respect to postsecondary education.

(5) Adopt policies and procedures for its operation.

B. The Postsecondary Education IT Council shall be comprised of the following members, or their designees:

(1) The commissioner of higher education who shall serve as chairman.

(2) The president of the Louisiana State University system.

(3) The president of the Southern University system.

(4) The president of the University of Louisiana system.

(5) The president of the Louisiana Community and Technical College system.

(6) The chancellors of the institutions of the Louisiana State University system.

(7) The chancellors of the institutions of the Southern University system.

(8) The presidents of the institutions of the University of Louisiana system.

(9) The chancellors of the institutions of the Louisiana Community and Technical College system.

C. The Postsecondary Education IT Council is authorized to establish an executive committee, which shall consist of the commissioner of higher education or his designee, the president of the Louisiana State University system or his designee, the president of the Southern University system or his designee, the president of the University of Louisiana system or his designee, and the president of the Louisiana Community and Technical College system or his designee. The Postsecondary Education IT Council may provide for additional membership and institutional representation on the executive committee and may authorize the executive committee to act on its behalf on any matters specified by the council.

D. The members of the Postsecondary Education IT Council, and their designees, shall not be compensated for their service on the council or on the executive committee."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 455 by Senator Michot

AMENDMENT NO. 1

In House Committee Amendment No. 9 proposed by the House Committee on Appropriations and adopted by the House on June 4, 2001, on line 30 of page 2, at the beginning of the line and before "Make" change "(3)" to "(4)"

AMENDMENT NO. 2

In House Committee Amendment No. 9 proposed by the House Committee on Appropriations and adopted by the House on June 4, 2001, on line 32 of page 2, at the beginning of the line and before "Adopt" change "(4)" to "(5)"

AMENDMENT NO. 3

On page 8, line 16, following "duties" and before "and" insert a comma ","

AMENDMENT NO. 4

On page 21, line 14, following "39:15.1-" and before "the" change "15.4" to "15.6"; and following "39:16.1-" change "16.4" to "16.5"

AMENDMENT NO. 5

On page 21, line 22, following "Louisiana" and before "Law" insert "State"

AMENDMENT NO. 6

On page 21, line 24, following "Statutes" and before "from" insert "of 1950"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Reengrossed Senate Bill No. 455 by Senator Michot

AMENDMENT NO. 1

In Amendment No. 4 proposed by the House Committee on Appropriations and adopted by the House on June 6, 2001, on page 1, delete lines 12 through 20 in their entirety and insert in lieu thereof the following: "system, or service for any agency under his jurisdiction, then he may implement an information technology plan, system or service of his own, upon finding just cause to do so and after giving notice of his actions and reason therefore at a meeting of the Joint Legislative Committee on the Budget. Prior to implementation, any such information technology plan, system or service adopted by a statewide elected official shall be as compatible as is practical under the circumstances with the state master technology plan."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 455 by Senator Michot

AMENDMENT NO. 1

On page 15, between lines 20 and 21, insert the following:

"C. Method for procuring maintenance services. Notwithstanding any other provisions of this Part, any agency may procure maintenance services for data processing equipment without the need for competitive bidding. Such procurement must have the written advance approval of the state central purchasing agency and shall not be for a price greater than the vendor's published price. The procurement support team shall develop and deliver to the office of state purchasing and the office of information technology proposed rules establishing guidelines for procurement activities under this Part. Upon approval of the office of information technology, the office of state purchasing shall promulgate rules in accordance with the Administrative Procedure Act.

D. Method for procuring software and software maintenance and support services. Notwithstanding any other provisions of this Part, any agency may procure data processing software, software maintenance, and support services without the need for competitive bidding. Such procurement must have the written advance approval of the state central purchasing agency and shall not be for a price greater than the vendor's published price. The procurement support team shall develop and deliver to the office of state purchasing and the office of information technology proposed rules establishing guidelines for procurement activities under this Part. Upon approval of the office of information technology, the office of state purchasing shall promulgate rules in accordance with the Administrative Procedure Act.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Lentini
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
Total—36		

NAYS

Total—0

ABSENT

Mr. President	Bean	Schedler
Total—3		

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

SENATE BILL NO. 500—

BY SENATORS W. FIELDS AND C. JONES
AN ACT

To enact R.S. 47:463.72(E), relative to special prestige license plates; to provide for the distribution of certain fees for the prestige license plate for Alpha Phi Alpha; 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 Transportation, Highways and Public Works to Reengrossed Senate Bill No. 500 by Senator W. Fields

AMENDMENT NO. 1

On page 1, line 2, between "To" and "enact" inset the following:

"amend and reenact R.S. 47:463.72(A) and (C) and to"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, insert the following: "provide relative to the fees for such plate; to"

AMENDMENT NO. 3

On page 1, at the end of line 8, insert a semicolon ";" and "Alpha Phi Alpha"

AMENDMENT NO. 4

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

"A. The secretary of the Department of Public Safety and Corrections shall establish a special prestige motor vehicle license plate for public service sororities and fraternities provided there are a minimum of one hundred applicants for such plate. The license plate shall be restricted to passenger cars, pickup trucks, vans, and recreational vehicles. The license plate shall be of a color and design selected by the various public service sororities and fraternities, provided that it is in compliance with R.S. 47:463(A)(3).

* * *

C. The charge for this special license plate shall be a one-time fee of twenty-five dollars for each plate and a handling fee of three dollars and fifty cents, which shall be in addition to the regular motor vehicle registration license fee charged under the provisions of R.S. 47:463. The handling fee shall be retained by the department to offset a portion of administrative costs."

AMENDMENT NO. 5

On page 1, line 12, between "dollars" and "special" delete "for the" and insert "upon the initial issuance of a"

AMENDMENT NO. 6

On page 1, at the end of line 12, insert the following: "and the department shall collect a fee of twenty-five dollars upon each renewal of a special prestige license plate for Alpha Phi Alpha,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Diez to Reengrossed Senate Bill No. 500 by Senators W. Fields and C. Jones

AMENDMENT NO. 1

In House Committee Amendment No. 4 proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House of Representatives on May 9, 2001, on page 1, line 14, after "one" and before "applicants" change "hundred" to "thousand"

Senator W. Fields moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean
Total—1

ABSENT

Mr. President
Total—2

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

SENATE BILL NO. 757—

BY SENATOR SCHEDLER

AN ACT

To enact Chapter 55 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2701 through 2702, relative to funding of Medicaid school-based administrative claiming; to create the Medicaid School-Based Administrative Claiming Trust Fund within the treasury; to provide for deposits of monies into the fund; to provide for investment and uses of monies in the fund; to provide for the intergovernmental transfer program; to provide for an effective date; 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 Appropriations to Reengrossed Senate Bill No. 757 by Senator Schedler

AMENDMENT NO. 1

On page 2, at the beginning of line 13, change "encumbered" to "unencumbered"

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AMENDMENT NO. 2

On page 2, line 18, after "shall" delete the remainder of the line and insert "retain,"

AMENDMENT NO. 3

On page 2, at the beginning of line 19, delete "up to fifteen percent"

AMENDMENT NO. 4

On page 2, line 22, after "program" change the period "." to a comma "," and delete the remainder of the line and insert "an amount not to exceed fifteen percent of the"

AMENDMENT NO. 5

On page 2, delete lines 24 and 25 in their entirety and insert "of funds by participating public entities."

AMENDMENT NO. 6

On page 2, line 23, after "gross" and before "generated" change "Federal Financial Participation" to "federal financial participation"

AMENDMENT NO. 7

On page 3, line 3, after "available for" and before "which is" change "appropriations" to "appropriation"

AMENDMENT NO. 8

On page 3, at the beginning of line 9, change "for" to "for certain costs which shall be based upon"

AMENDMENT NO. 9

On page 3, delete lines 13 through 15 in their entirety and at the beginning of line 16, delete "single provider organization," and insert

"D. The department shall be indemnified by either the subject school board, or by a single provider organization acting as agent for the school board, for any disallowances which are imposed by the Health Care Finance Administration related to school-based administrative claims of the school board. Each school board, and each single provider organization which acts on behalf of a school board as approved by the Health Care Finance Administration,

AMENDMENT NO. 10

On page 3, line 18, after "department" and the comma "," delete the remainder of the line and delete lines 19 through 21 in their entirety, and at the beginning of line 22, delete "organization" and insert "the school board or its single provider organization"

AMENDMENT NO. 11

On page 4, line 10, after "Subcommittee" delete the remainder of the line and delete line 11 in its entirety and insert "established pursuant to R.S. 46:2692(A)(2). The"

AMENDMENT NO. 12

On page 4, line 12, after "organization as" and before "requested" insert "may be"

AMENDMENT NO. 13

On page 4, line 13, after "school" and before "only if" change "board" to "boards"

AMENDMENT NO. 14

On page 4, delete lines 18 through 27 in their entirety, and on page 5, delete lines 1 through 3 in their entirety and at the beginning of line 4, change "C." to "B."

AMENDMENT NO. 15

On page 4, at the beginning of line 11, change "D." to "C."

AMENDMENT NO. 16

On page 5, line 13, after "intergovernmental" and before "program" insert "transfer"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean
Total—1

ABSENT

Mr. President	Bean
Total—2	

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

SENATE BILL NO. 779—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 47:463.83, relative to license plates; to establish a special prestige license plate for "Unlocking Autism"; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Diez to Engrossed Senate Bill No. 779 by Senator Fontenot

AMENDMENT NO. 1

On page 1, at the end of line 11, change "hundred" to "thousand"

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Lentini
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
Total—36		

NAYS

Total—0

ABSENT

Mr. President	Bean	Schedler
Total—3		

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

SENATE BILL NO. 807— BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 22:3077(A), relative to procedures for making medical necessity determinations; to prohibit denial of coverage of services on the basis of technical non-compliance with claims requirements when the order for such service meets certain criteria; 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 Insurance to Reengrossed Senate Bill No. 807 by Senator Lentini

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 22:3077(A)," and insert "enact R.S. 22:3077(H),"

AMENDMENT NO. 2

On page 1, line 3, after "prohibit" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert the following: "medical necessity review organizations from making adverse determinations solely on the basis of technical non-compliance with certain authorization or certification requirements; and"

AMENDMENT NO. 3

On page 1, line 8, after "1." delete "R.S. 22:3077(A) is hereby amended and reenacted" and insert "R.S. 22:3077(H) is hereby enacted"

AMENDMENT NO. 4

On page 1, delete lines 11 through 16 in their entirety

AMENDMENT NO. 5

On page 2, delete lines 1 through 14 in their entirety

AMENDMENT NO. 6

On page 2, after line 15, insert the following:

"H. A medical necessity review organization shall not make an adverse determination solely on the basis of technical non-compliance with an authorization or certification requirement that has no substantial effect on the underlying determination of medical necessity made when the service was rendered if the following criteria are met:

(1) The services provided were ordered by a health care professional who is an employee of or under contract as a participating provider for the medical necessity review organization or the health insurance issuer that contracts with the medical necessity review organization.

(2) The services provided are determined by the medical necessity review organization to have been medically necessary.

(3) The health care provider that rendered the services has met such technical requirements for at least eighty percent of other medical necessity determinations requested during the preceding twelve months."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Reengrossed Senate House Bill No. 807 by Senator Lentini

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 1 through 6 proposed by the House Committee on Insurance and adopted by the House of Representatives on May 29, 2001.

AMENDMENT NO. 2

On page 1, line 2, change "R.S. 22:3077(A)" to "R.S. 22:3077(C)(2) and (3)"

AMENDMENT NO. 3

On page 1, line 3, after "to" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert "provide relative to

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notification of such determinations by medical necessity review organizations; and"

AMENDMENT NO. 4

On page 1, line 8, after "1." delete "R.S. 22:3077(A) is" and insert "R.S. 22:3077(C)(2) and (3) are"

AMENDMENT NO. 5

On page 1, delete lines 11 through 16 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 14 in their entirety

AMENDMENT NO. 7

On page 2, after line 15, insert the following:

"C.(1)

* * *

(2) In the case of a determination to certify an extended stay or additional services, the MNRO shall notify the provider rendering the service, whether a health care professional or facility or both, and the covered person receiving the service within one working day of making the certification. A copy or telefacsimile of the certification delivered to the provider and addressed to the covered person shall be deemed full compliance with the requirement to notify the covered person. The MNRO shall also provide documented confirmation to the provider within two working days of the authorization. Such documented notification shall include the number of intended days or next review date and the new total number of days or services approved.

(3) In the case of an adverse determination, the MNRO shall notify the provider rendering the service, whether a health care professional or facility or both, and the covered person receiving the service within one working day of making the adverse determination. and A copy or telefacsimile of the adverse determination delivered to the provider and addressed to the covered person shall be deemed full compliance with the requirement to notify the covered person. The MNRO shall also provide documented notification to the provider within one work day of such notification. The service shall be authorized and payable by the health insurance issuer without liability, subject to the provisions of the policy or subscriber agreement, until the provider has been notified of the adverse determination. The covered person shall not be liable for the cost of any services delivered following documented notification to the provider unless notified of such liability in advance.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Fontenot Marionneaux
Barham 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 Bean

Total—2

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

SENATE BILL NO. 822—

BY SENATORS HAINKEL AND SCHEDLER
AN ACT

To amend and reenact R.S. 13:621.22, 719(D), (E), and (F) and 720(E) and to repeal R.S. 13:719(G) and R.S. 13:720(I), relative to the Twenty-Second Judicial District Court; to provide for an additional judgeship for the Twenty-Second Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; to provide for the office of commissioner for the Twenty- Second Judicial District Court in criminal matters; to provide relative to the duties and powers of the commissioner; to provide for conduct of proceedings by the commissioner upon consent of the parties; to provide for a written report of the commissioner's findings; to provide for delays to traverse the findings and to provide for hearings thereon; to provide for the authority of a judge to accept, reject, or modify the findings; to repeal termination provisions for the office of commissioner; and to provide for related matters.

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

SENATE BILL NO. 881—

BY SENATOR CHAISSON
AN ACT

To amend and reenact R.S. 14:32.1(A), 39.1(A), 39.2(A), and 98(A)(1)(c) and (2) and to enact R.S. 14:98(A)(1)(d) and (e), relative to offenses affecting the public safety; to provide relative to the offense of operating a vehicle while intoxicated; to provide relative to the offense of vehicular homicide; to provide relative to the offense of vehicular injuring; to provide relative to the offense of first degree vehicular injuring; to add the presence of a combination of alcohol and certain controlled dangerous substances to the determination of such offenses; to add the presence of any drug or combination of drugs obtainable without a prescription to the determination of such offenses; to provide that the legal entitlement to use alcohol, drugs or a combination

of both is not a defense against charges of such offenses; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gary Smith and DeWitt to Engrossed Senate Bill No. 881 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:32.1(A)," delete the remainder of the line and delete line 3 in its entirety and insert the following:

"32.8(A)(2)(b), 39.1(A), 39.2(A), 98(A)(1)(b) and (c) and (2), R.S. 23:1081(3)(b) and (c), R.S. 29:211(2), and R.S. 32:378.2(A)(2)(a)(iv), 661(C)(1)(c), 661.1(C)(1)(c), 662(A)(1)(b) and (c), the introductory paragraph of 667(A) and (A)(3) and (B)(1), 668(A)(4) and (B)(1)(b), 670, and 853(A)(1)(c)(i) and to enact R.S. 14:98(A)(1)(d) and (e), relative to offenses"

AMENDMENT NO. 2

On page 1, line 5, after "intoxicated;" insert the following: "to provide relative to levels of blood alcohol for purposes of certain driving offenses, implied consent law provisions, and applicable sanctions; to provide that a blood alcohol concentration of 0.08 percent or more is the applicable measure for purposes of the offenses of operating a vehicle while intoxicated, third degree feticide, and vehicular negligent injuring and for purposes of related driver's license sanctions, implied consent law provisions and motor vehicle operating records;"

AMENDMENT NO. 3

On page 1, line 16, after "R.S. 32:14:32.1(A)," delete the remainder of the line and insert the following:

"32.8(A)(2)(b), 39.1(A), 39.2(A), 98(A)(1)(b) and (c) and (2)"

AMENDMENT NO. 4

On page 3, between lines 6 and 7, insert the following:

"§32.8. Third degree feticide
A. Third degree feticide is:
* * *

(2) The killing of an unborn child caused proximately or caused directly by an offender engaged in the operation of, or in actual physical control of, any motor vehicle, aircraft, vessel, or other means of conveyance whether or not the offender had the intent to cause death or great bodily harm whenever any of the following conditions exist:

* * *

(b) The offender's blood alcohol concentration is ~~0.10~~ 0.08 percent or more by weight based upon grams of alcohol per one hundred cubic centimeters of blood.

* * *

AMENDMENT NO. 5

On page 3, at the end of line 15, change "0.10" to "0.08"

AMENDMENT NO. 6

On page 5, between lines 13 and 14, insert the following:

"(b) The operator's blood alcohol concentration is ~~0.10~~ 0.08 percent or more by weight based on grams of alcohol per one hundred cubic centimeters of blood; or"

AMENDMENT NO. 7

On page 6, after line 8, insert the following:

"Section 2. R.S. 23:1081(3)(b) and (c) are hereby amended and reenacted to read as follows:

§1081. Defenses

Defenses.

* * *

(3) For purposes of proving intoxication, the employer may avail himself of the following presumptions:

* * *

(b) If there was, at the time of the accident, in excess of 0.05 percent but less than ~~0.10~~ 0.08 percent by weight of alcohol in the employee's blood, such fact shall not give rise to any presumption that the employee was or was not intoxicated, but such fact may be considered with other competent evidence in determining whether the employee was intoxicated.

(c) If there was, at the time of the accident, ~~0.10~~ 0.08 percent or more by weight of alcohol in the employee's blood, it shall be presumed that the employee was intoxicated.

* * *

Section 3. R.S. 29:211(2) is hereby amended and reenacted to read as follows:

§211. Article 111. Drunken or reckless driving

Any person subject to this code who operates any motor vehicle, aircraft, watercraft, vessel, or other means of conveyance when:

* * *

(2) The operator's blood alcohol concentration is ~~0.10~~ 0.08 percent or more by weight based on grams of alcohol per one hundred cubic centimeters of blood; or

* * *

Section 4. R.S. 32:378.2(A)(2)(a)(iv), 661(C)(1)(c), 661.1(C)(1)(c), 662(A)(1)(b) and (c), the introductory paragraph of 667(A) and (A)(3) and (B)(1), 668(A)(4) and (B)(1)(b), 670, and 853(A)(1)(c)(i) are hereby amended and reenacted to read as follows:

§378.2. Ignition interlock devices; condition of probation for certain DWI offenders; restricted license

A.

* * *

(2)(a) Any person who has had his driver's license suspended, revoked, or canceled under any of the following conditions, shall, upon proof to the Department of Public Safety and Corrections that his motor vehicle has been equipped with a functioning ignition interlock device as provided in this Section, be issued a restricted driver's license:

* * *

(iv) For submitting to a chemical test to determine the alcohol content of blood where the test results showed over-~~10-grams~~ 0.08 percent by weight of alcohol in the blood, or where the results showed under-~~10-grams~~ 0.08 percent by weight of alcohol in the blood but the person was nevertheless convicted for a first or second

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offense of a law or ordinance which prohibits operating a vehicle while intoxicated.

* * *

§661. Operating a vehicle under the influence of alcoholic beverages or illegal substance or controlled dangerous substances; implied consent to chemical tests; administering of test and presumptions; effect of refusal to submit to tests; informing person of consequences of submission or refusal and his rights; furnishing information to person tested

* * *

C.(1) When a law enforcement officer requests that a person submit to a chemical test as provided for above, he shall first read to the person a standardized form approved by the Department of Public Safety and Corrections. The department is authorized to use such language in the form as it, in its sole discretion, deems proper, provided that the form does inform the person of the following:

* * *

(c) That his driving privileges can be suspended if he submits to the chemical test and such test results show a blood alcohol level of ~~0.10~~ **0.08** percent or above or, if he is under the age of twenty-one years, a blood alcohol level of 0.02 percent or above.

* * *

§661.1. Operating a watercraft under the influence of alcoholic beverages or controlled dangerous substances; implied consent to chemical tests; administering of test and presumptions

* * *

C.(1) When a law enforcement officer requests that a person submit to a chemical test as provided for in this Section, he shall first read to the person a standardized form approved by the Department of Public Safety and Corrections. The department is authorized to use such language in the form as it, in its sole discretion, deems proper, provided that the form does inform the person of the following:

* * *

(c) That his driving privileges can be suspended if he submits to the chemical test and such test results show a blood alcohol level of ~~0.10~~ **0.08** percent or above or, if he is under the age of twenty-one years, a blood alcohol level of 0.02 percent or above.

* * *

§662. Administering chemical tests; use of results as evidence

A. The chemical test or tests as provided for by this Part shall be subject to the following rules and shall be administered as provided for hereafter:

(1) Upon the trial of any criminal action or proceeding arising out of acts alleged to have been committed by any person while driving or in actual physical control of a vehicle while under the influence of alcoholic beverages the amount of alcohol in the person's blood at the time alleged as shown by chemical analysis of the person's blood, urine, breath, or other bodily substance shall give rise to the following presumptions:

* * *

(b) Except as provided in Subparagraph (d), if the person had a blood alcohol concentration at that time in excess of 0.05 percent but less than ~~0.10~~ **0.08** percent by weight, such fact shall not give rise to any presumption that the person was or was not under the influence of alcoholic beverages, but such fact may be considered with other competent evidence in determining whether the person was under the influence of alcoholic beverages.

(c) If the person had a blood alcohol concentration at that time of ~~0.10~~ **0.08** percent or more by weight, it shall be presumed that the person was under the influence of alcoholic beverages.

* * *

§667. Seizure of license; circumstances; temporary license

A. When a law enforcement officer places a person under arrest for a violation of R.S. 14:98, R.S. 14:98.1, or a violation of a parish or municipal ordinance that prohibits operating a vehicle while intoxicated, and the person either refuses to submit to an approved chemical test for intoxication, or submits to such test and such test results show a blood alcohol level of ~~0.10~~ **0.08** percent or above by weight or, if the person is under the age of twenty-one years, a blood alcohol level of 0.02 percent or above by weight, the following procedures shall apply:

* * *

(3) In a case where a person submits to an approved chemical test for intoxication, but the results of the test are not immediately available, the law enforcement officer shall comply with Paragraphs (1) and (2) of this Subsection, and the person shall have fifteen days from the date of arrest to make written request for an administrative hearing. If after thirty days from the date of arrest the test results have not been received or if the person was twenty-one years of age or older on the date of arrest and the test results show a blood alcohol level of less than ~~0.10~~ **0.08** percent by weight, then no hearing shall be held and the license shall be returned without the payment of a reinstatement fee. If the person was under the age of twenty-one years on the date of arrest and the test results show a blood alcohol level of less than 0.02 percent by weight, then no hearing shall be held and the license shall be returned without the payment of a reinstatement fee.

* * *

B. If such written request is not made by the end of the fifteen-day period, the person's license shall be suspended as follows:

(1) If the person submitted to the test and the test results show a blood alcohol level of ~~0.10~~ **0.08** percent or above by weight, his driving privileges shall be suspended for ninety days from the date of suspension on first offense violation, without eligibility for a hardship license for the first thirty days, and for three hundred sixty-five days from the date of suspension, without eligibility for a hardship license, on second and subsequent violations occurring within five years of the first offense. If the person was under the age of twenty-one years on the date of the test and the test results show a blood alcohol level of 0.02 percent or above by weight, his driving privileges shall be suspended for one hundred eighty days from the date of suspension.

* * *

§668. Procedure following revocation or denial of license; hearing; court review; review of final order; restricted licenses

A. Upon suspending the license or permit to drive or nonresident operating privilege of any person or upon determining that the issuance of a license or permit shall be denied to the person, the Department of Public Safety and Corrections shall immediately notify the person in writing and upon his request shall afford him an opportunity for a hearing based upon the department's records or other evidence admitted at the hearing, and in the same manner and under the same conditions as is provided in R.S. 32:414 for notification and hearings in the case of suspension of licenses, except that the scope of such a hearing for the purposes of this Part shall cover the following issues:

* * *

(4) Whether he voluntarily submitted to an approved chemical test and whether the test resulted in a blood alcohol reading of ~~0.10~~ **0.08** percent or above by weight, or of 0.02 percent or above if he was under the age of twenty-one years on the date of the test.

B.(1)

* * *

(b) No person who has refused a chemical test for intoxication is eligible for a restricted license for the first ninety days of the suspension. When a person submits to a chemical test and the results show a blood alcohol level of ~~0.10~~ **0.08** percent or above by weight, or of 0.02 percent or above if the person was under the age of twenty-one years on the date of the test, he is not eligible for a restricted license for the first thirty days of the suspension.

§670. Test results for persons under the age of twenty-one; exclusion from official driving record

The submission to a chemical test by any person under the age of twenty-one which indicates a blood alcohol level of at least 0.02 but less than ~~0.10~~ **0.08** percent shall not be included on his official driving record. However, this provision shall not prohibit the use of those results for administrative purposes or for obtaining a conviction, or the use of a conviction obtained based on those results for any purpose allowed by law.

§853. Commissioner to furnish operating records; other information; fees; withdrawal of forms or information

A.(1)

* * *

(c) The operating record of a person shall not include those arrests for a first or second violation of any ordinance or statute making criminal the driving of a motor vehicle while under the influence of alcoholic beverages nor shall it include any record of any civil sanction imposed, including the suspension of a license, as a result of such an arrest when any of the following occurs:

(i) The person submitted to an approved chemical test and the test resulted in a blood alcohol reading of less than ~~0.10~~ **0.08** percent by weight, or of less than 0.02 percent by weight, if the person was under the age of twenty-one years on the date of the test, and the person is found not guilty.

Section 5. This Act shall become effective on September 30, 2003; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on September 30, 2003, or on the day following such approval by the legislature, whichever is later.

Section 6. Notwithstanding the provisions of Section 5 of this Act, the provisions of this Act shall become null and of no effect if and when Section 351 of P.L. 106-346 regarding the withholding of federal highway funds for failure to enact a 0.08 percent blood alcohol level is repealed or invalidated for any reason."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Gary Smith and DeWitt to Engrossed Senate Bill No. 881 by Senator Chaisson

AMENDMENT NO. 1

On page 2, delete lines 21 through 26 and on page 3, delete line 1 and insert in lieu thereof the following:

"(e) The operator is under the influence of a combination of alcohol and one or more drugs which are not controlled dangerous substances and which are legally obtainable with or without a prescription and the label on the container of the prescription drug or the manufacturer's package of the drug contains a warning against combining the medication with alcohol.

(f) The operator is under the influence of one or more drugs which are not controlled dangerous substances and which are legally obtainable with or without a prescription and the influence is caused by the operator knowingly consuming quantities of the drug or drugs which substantially exceed the dosage prescribed by the physician or the dosage recommended by the manufacturer of the drug."

AMENDMENT NO. 2

On page 3, delete lines 21 through 26 in their entirety and on page 4, delete line 1 in its entirety and insert in lieu thereof the following:

"(d) The operator is under the influence of a combination of alcohol and one or more drugs which are not controlled dangerous substances and which are legally obtainable with or without a prescription and the label on the container of the prescription drug or the manufacturer's package of the drug contains a warning against combining the medication with alcohol.

(e) The operator is under the influence of one or more drugs which are not controlled dangerous substances and which are legally obtainable with or without a prescription and the influence is caused by the operator knowingly consuming quantities of the drug or drugs which substantially exceed the dosage prescribed by the physician or the dosage recommended by the manufacturer of the drug."

AMENDMENT NO. 3

On page 4, delete lines 22 through 26 in their entirety and on page 5, delete lines 1 through 3 in their entirety and insert in lieu thereof the following:

"(d) The operator is under the influence of a combination of alcohol and one or more drugs which are not controlled dangerous substances and which are legally obtainable with or without a prescription and the label on the container of the prescription drug or the manufacturer's package of the drug contains a warning against combining the medication with alcohol.

(e) The operator is under the influence of one or more drugs which are not controlled dangerous substances and which are legally obtainable with or without a prescription and the influence is caused by the operator knowingly consuming quantities of the drug or drugs which substantially exceed the dosage prescribed by the physician or the dosage recommended by the manufacturer of the drug."

AMENDMENT NO. 4

On page on page 5, delete lines 17 through 25 in their entirety and insert in lieu thereof the following:

"(d) The operator is under the influence of a combination of alcohol and one or more drugs which are not controlled dangerous substances and which are legally obtainable with or without a prescription and the label on the container of the prescription drug or

the manufacturer's package of the drug contains a warning against combining the medication with alcohol.

(e) The operator is under the influence of one or more drugs which are not controlled dangerous substances and which are legally obtainable with or without a prescription and the influence is caused by the operator knowingly consuming quantities of the drug or drugs which substantially exceed the dosage prescribed by the physician or the dosage recommended by the manufacturer of the drug."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Green to Engrossed Senate Bill No. 881 by Senator Chaisson

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "and"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "(2)"

AMENDMENT NO. 3

On page 1, line 11, after the semicolon ";" delete the remainder of the line and delete line 12 in its entirety

AMENDMENT NO. 4

On page 1, line 13, delete "is not a defense against charges of such offenses;"

AMENDMENT NO. 5

On page 1, at the end of line 16, delete "and (2)"

AMENDMENT NO. 6

On page 2, line 4, after "A." delete "(1)"

AMENDMENT NO. 7

On page 2, at the beginning of line 10, change "(a)" to "(1)"

AMENDMENT NO. 8

On page 2, at the beginning of line 13, change "(b)" to "(2)"

AMENDMENT NO. 9

On page 2, at the beginning of line 16, change "(c)" to "(3)"

AMENDMENT NO. 10

On page 2, at the beginning of line 19, change "(d)" to "(4)"

AMENDMENT NO. 11

On page 2, at the beginning of line 21, change "(e)" to "(5)"

AMENDMENT NO. 12

On page 2, at the beginning of line 25, change "(f)" to "(6)"

AMENDMENT NO. 13

On page 3, delete lines 2 through 5 in their entirety

AMENDMENT NO. 14

On page 3, line 8, after "A." delete "(1)"

AMENDMENT NO. 15

On page 3, at the beginning of line 13, change "(a)" to "(1)"

AMENDMENT NO. 16

On page 3, at the beginning of line 15, change "(b)" to "(2)"

AMENDMENT NO. 17

On page 3, at the beginning of line 18, change "(c)" to "(3)"

AMENDMENT NO. 18

On page 3, at the beginning of line 21, change "(d)" to "(4)"

AMENDMENT NO. 19

On page 3, at the beginning of line 25, change "(e)" to "(5)"

AMENDMENT NO. 20

On page 4, delete lines 2 through 5 in their entirety

AMENDMENT NO. 21

On page 4, line 8, after "A." delete "(1)"

AMENDMENT NO. 22

On page 4, at the beginning of line 14, change "(a)" to "(1)"

AMENDMENT NO. 23

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

AMENDMENT NO. 24

On page 4, at the beginning of line 19, change "(c)" to "(3)"

AMENDMENT NO. 25

On page 4, at the beginning of line 22, change "(d)" to "(4)"

AMENDMENT NO. 26

On page 5, at the beginning of line 1, change "(e)" to "(5)"

AMENDMENT NO. 27

On page 5, delete lines 4 through 7 in their entirety

AMENDMENT NO. 28

On page 5, delete line 26, and on page 6, delete lines 3 through 7 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Fields, W
Total—34

Malone

NAYS

Dean
Total—2

Gautreaux

ABSENT

Mr. President
Total—3

Bean
McPherson

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

SENATE BILL NO. 1046—
BY SENATORS ELLINGTON AND HINES
AN ACT

To amend and reenact R.S. 47:1856(D)(3), (E), and (F), 1857(B)(1)(c) and (2), 1998(A)(1)(b)(ii), and 2110(A)(2), (C), and (E), relative to the ad valorem property tax assessment of public service properties; to require full payment of all taxes as a condition of appeal; to eliminate refunds from escrow accounts and provide for certain credits against future taxes; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 1046 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 3, following "(E)," and before "relative" insert "and to enact R.S. 47:2110(F)"

AMENDMENT NO. 2

On page 1, line 11, following "reenacted" and before "to" insert "and R.S. 47:2110(F) is hereby enacted"

AMENDMENT NO. 3

On page 1, line 15, delete "D."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 1046 by Senators Ellington and Hines

AMENDMENT NO. 1

On page 7, after line 5, insert the following:

"Section 2. The provisions of this Act shall be effective until July 1, 2003; however, the provisions of this Act shall not apply to payments under protest made prior to July 1, 2001."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative L. Jackson to Reengrossed Senate Bill No. 1046 by Senators Ellington and Hines

AMENDMENT NO. 1

On page 2, at the end of line 10, add the following: "Any funds received as payment of taxes under the provisions of this Subsection shall be used only for non-recurring expenses."

AMENDMENT NO. 2

On page 4, at the end of line 15, add the following: "Any funds received as payment of taxes under the provisions of this Subsection shall be used only for non-recurring expenses."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFleur to Reengrossed Senate Bill No. 1046 by Senator Ellington

AMENDMENT NO. 1

On page 2, line 19, after "affected" insert "or a refund in cash from each jurisdiction affected"

AMENDMENT NO. 2

On page 2, line 21, after "determination" insert "If a company chooses a refund, that refund shall be paid by the tax collector of each affected jurisdiction from current tax collections. In no event shall that refund be paid later than ninety days from the date on which the judgment is rendered and becomes final."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 1046 by Senator Ellington

AMENDMENT NO. 1

In Amendment No. 1 of the set of two amendments proposed by Representative L. Jackson an adopted by the House on June 7, 2001, on line 5, after "expenses" and before the period "." insert the following: "except for any such funds pledged as security for any bonds or other evidences of indebtedness and for any such funds when the proposition approving the millage provides specifically for another intended purpose. The governing authority of any jurisdiction shall not use any such funds for nonrecurring expenses in a manner which will displace, replace, or supplant funds which were otherwise available for such nonrecurring expenses"

AMENDMENT NO. 2

In Amendment No. 2 of the set of two amendments proposed by Representative L. Jackson and adopted by the House on June 7, 2001, on line 10, after "expenses" and before the period "." insert the following: "except for any such funds pledged as security for any bonds or other evidences of indebtedness and for any such funds when the proposition approving the millage provides specifically for another intended purpose. The governing authority of any jurisdiction shall not use any such funds for nonrecurring expenses in a manner which will displace, replace, or supplant funds which were otherwise available for such nonrecurring expenses"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Mr. President	Bean	Lambert
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Total—3

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

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

BY SENATOR SCHEDLER

AN ACT

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

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 Labor and Industrial Relations to Reengrossed Senate Bill No. 1105 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 3, after "1139," insert "and Part XII of Chapter 11 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:1761 through 1768,"

AMENDMENT NO. 2

On page 1, line 8, after "exemptions;" insert the following: "to provide for definitions; to provide for the rights and responsibilities of professional employer organizations and their clients relative to each other and their covered employees; to provide for registration requirements and conditions; to provide for renewal and revocation of registration;"

AMENDMENT NO. 3

On page 3, line 20, after "agreement." delete the remainder of the line and delete lines 22 through 27 in their entirety

AMENDMENT NO. 4

On page 4, delete lines 1 through 15 in their entirety

AMENDMENT NO. 5

On page 4, between lines 22 and 23, insert the following:

"§1132.1. Professional employer services agreement requirements Every professional employer services agreement (of "PEO agreement") shall comply with the following requirements:

(1) The agreement shall be in writing and executed by both the PEO and the client.

(2) The agreement shall have an initial term of at least one year or, in the absence of an initial term of one year, the agreement shall clearly indicate that the intent is for the agreement to be on-going rather than temporary.

(3) The agreement shall provide that the client retains control over its business enterprise and exercises direction and control over the covered employees as to the manner and method of work done in furtherance of the client's business, but that authority and responsibility as to other employment matters, including but not limited to, hiring, firing, discipline and compensation are allocated to and shall be between the PEO and the client.

(4) The agreement shall specifically provide for and allocate responsibility between the PEO and the client company with regard to the procurement and maintenance of workers' compensation insurance covering their liability for workers' compensation benefits and group health insurance to or with respect to the employees covered by the professional services agreement and with regard to liability for workers' compensation benefits to the employees covered by the professional services agreement.

(5) The agreement shall state specifically that the agreement is executed between the parties subject to the provisions of this Part and Part XII of Chapter 11 of Title 23 of the Louisiana Revised Statutes of 1950."

AMENDMENT NO. 6

On page 10, between lines 1 and 2, insert the following:

"Section 2. Part XII of Chapter 11 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:1761 through 1768, is hereby enacted to read as follows:

PART XII. PROFESSIONAL EMPLOYER ORGANIZATIONS

§1761. Definitions

As used in this Chapter, the following terms shall have the meanings hereinafter ascribed to them:

(1) "Client" means an employer who obtains services on all or a majority of its work force or labor from a professional employer organization.

(2) "Covered employee" means a person having a co-employment relationship with both a PEO and the PEO's client pursuant to an executed PEO service agreement.

(3) "Co-employment relationship" means an employment relationship whereby both the client and the PEO have an employer/employee relationship with the covered employee and the direction and control of the covered employee is shared by or allocated between the client and the PEO pursuant to a PEO service agreement.

(4) "Experience rating" shall have the meaning assigned to it under the Employment Security Law.

(5) "Independent contractor" means a person who, for the purposes of the Employment Security Law, satisfies the exception provided in R.S. 23:1472(12)(E).

(6) "Person" means an individual, association, partnership, corporation, limited liability company, or other entity.

(7) "Professional Employer Organization" or "PEO" means any person that offers professional employer services pursuant to a professional employer services agreement with a client, including but not limited to administrative services organizations and employee leasing organizations that provide services pursuant to a PEO agreement. Such PEO shall be considered an employer for purposes of this Chapter.

(8) "Professional employer services agreement" or "PEO services agreement" means an agreement between a professional employer organization and a client pursuant to which the professional employer organization will upon execution of the agreement co-employ a substantial part of a client's workforce and undertake specified responsibilities as an employer for all covered employees that are co-employed by the agreement between the professional employer organization and the client.

(9) "Staffing service" means any person, other than a professional employer organization, that hires its own employees and assigns them to a client to support or supplement the client's workforce. It includes temporary staffing services and leasing companies that supply employees to clients in special work situations such as employee absences, temporary skill shortages, seasonal workloads, and special assignments and projects.

(10) "Temporary employee" is an employee, whether called temporary employee or leased employee, who is recruited by a staffing service or employee leasing company, is assigned to a client by such service or company, and is expected to return to the staffing service or leasing company for reassignment at the end of duties at the client company.

(11) "UI tax account" means a state unemployment tax account.

§1762. Exemptions and exceptions

A. This Part shall not apply to the following:

- (1) Labor organizations as defined by the National Labor Relations Act.
- (2) Staffing services.
- (3) Temporary employment arrangements.
- (4) Independent contractors.
- (5) Political subdivisions of the state or the United States and any of their programs or agencies.

B.(1) This Part shall not prohibit a client who is party to a collective bargaining agreement from contracting with a PEO, if the union consents to such agreement.

(2) A PEO arrangement shall have no effect on collective bargaining agreements that are in existence prior to the PEO arrangement.

C. This Part shall not apply to contracts for services where no co-employment relationship exists and neither party represents such services as being PEO services.

D.(1) This Part does not exempt a client of a registered PEO or a covered employee from any other license requirements imposed under local, state, or federal law.

(2) A covered employee who is licensed, registered, or certified under law is considered to be an employee of the client for purposes of that license, registration, or certification.

(3) A registered PEO is not engaged in the unauthorized practice of an occupation, trade, or profession that is licensed, certified, or otherwise regulated by a governmental entity solely by entering into a professional employer services agreement with a client or co-employing an employee of such a client.

§1763. Rights and responsibilities

A. For purposes of this Chapter, as long as the professional employer services agreement between the PEO and the client remains in force, a PEO shall be deemed an employer of the covered employees to the extent and for the purposes enumerated in the professional employer services agreement. However, the PEO shall have the following employer rights and responsibilities with regard to such covered employees in any case:

(1) It shall pay the wages of covered employees from its own accounts.

(2) It shall have the responsibility for the withholding and remittance of payroll-related taxes of the covered employees from its own accounts.

(3) It shall pay federal unemployment taxes as required by federal unemployment laws.

(4) It shall have the right to sponsor and maintain fully insured employee benefit and welfare plans for covered employees. Nothing in this Part shall prevent a client from including covered employees in a client benefit program or plan or shall prevent covered employees from participating in such a program or plan.

B. (1) A PEO shall be liable for state unemployment taxes for wages paid by the PEO to covered employees but only for the duration of the PEO services agreement applicable to such employees. The PEO shall collect federal and state unemployment taxes. The PEO shall remit all collected federal unemployment taxes to the United States Department of Treasury, Internal Revenue Service and shall remit all collected state unemployment taxes to the Department of Labor. A PEO shall be required to provide a client with an invoice detailing the services provided which shall include an itemization of the actual federal and state unemployment taxes owed and paid on behalf of the covered employees, as well as any amount the PEO charges for such service.

(2) A PEO shall keep separate records and submit separate quarterly contribution and wage reports for each of its client entities using the client's account number, and unemployment contribution rate.

(3) The PEO and the client shall be jointly and severally liable for any unpaid contributions, interest, and penalties due for Louisiana

unemployment taxes attributable to wages for services performed for the client by covered employees.

(4) A PEO client shall be released from joint and several liability under Paragraph (B)(2) and the client shall be released from the separate reporting and contribution rate requirements imposed under Paragraph (B)(3) upon the posting and continued maintenance by the PEO of a surety bond issued by a corporate surety authorized to do business in the state in the amount of one hundred thousand dollars to ensure prompt payment of contributions, interest, and penalties for which the PEO is or may become liable. After three years the bond shall be adjusted in accordance with rules promulgated by the Department of Labor.

(5) The PEO shall designate and identify each client and covered employees thereof for each calendar quarter with the filing of quarterly wage reports with the Department of Labor.

(6)(a) No transfer of experience rating will be approved between any client and the PEO unless it is determined by the administrator that an acquisition of assets has occurred. Co-employment of a client's employees without an acquisition of the business and its other assets will not of itself constitute an acquisition for purposes of the transfer of experience rating.

(b) However, the experience rating will transfer between one PEO to another when it is determined by the administrator that an acquisition of assets has occurred, even if such acquisition is only of a clearly segregable and identifiable or a substantial portion of the first PEO's labor force.

(7) If a professional employer services agreement is terminated and, within thirty days, the client engages the services of another PEO, both the terminated or terminating PEO and the new PEO will notify the unemployment insurance tax section of the Department of Labor directly within thirty days, and no other action need be taken.

(8) If a professional employer service agreement is terminated and the client resumes sole employment of previously covered employees, any inactive unemployment insurance account previously held by the client will be reopened under its previously existing experience rating. No transfer of experience rating shall be made from the PEO. If there is no previous account number or the account lies dormant for seven years, a new account will be established in accordance with law. If there is no existing experience rating, one will be established pursuant to state law for new businesses.

§1764. Registration

A. Except as provided in R.S. 23:1762(D), no person shall engage in the business of or act as a PEO or provide, or offer to provide, PEO services, unless it is validly registered as is provided for in this Part.

B. No person shall be validly registered if he fails to provide to the administrator all of the information required by this Part, or if he provides false or misleading information.

C. The administrator may bring an action to enjoin or restrain any person who is in violation of the provisions of this Section.

§1765. Application for registration

A. Every applicant for an initial and a renewal PEO registration shall file with the administrator a completed application on a form prescribed by rules and regulations of the administrator and shall remit an annual registration fee. Renewal applications and fees remitted later than thirty days after the PEO's anniversary date may be subject to a penalty not to exceed five hundred dollars.

B. The contents of a PEO application shall include:

(1) Identification of applicant:

(a) If an individual, the name and address of the individual. Any such applicant shall have reached the full age of majority.

(b) If a partnership, the applicant shall state the names and home addresses of all controlling persons in the partnership. If a limited partnership, the partnership shall also produce a certified copy of its certificate of limited partnership.

(c) If a corporation, the applicant shall state the names and home addresses of all officers and directors and of all other controlling persons of the corporation. The applicant shall include a certified copy of its articles of incorporation.

(d) If a limited liability company, the applicant shall state the names and home addresses of all members and indicate which members are managers or controlling persons of the company. The applicant shall include a copy of the articles of organization and any operating agreement of the type defined in R.S. 12:1301(16). The limited liability company shall also produce a certified copy of its certificate of organization.

(2) The address of its principal place of business in this state and the addresses of any other offices within this state through which the applicant intends to conduct business as a PEO.

(3) Such other information which the administrator deems necessary and requires by rule or regulation to establish that the applicant or the controlling persons thereof are of good moral character, business integrity, and financial responsibility.

(4) A verification of the information contained in the application by an officer or authorized representative of the applicant in a form prescribed by the administrator.

C. The administrator shall promulgate rules and regulations for registration and renewal fees not to exceed those reasonably necessary to administer the registration and renewal requirements of this Part.

§1766. Rejection of application for registration

A. The administrator may reject an application for registration under any of the following conditions:

(1) The application is not fully completed, properly executed, or is otherwise deficient on its face.

(2) The documents required to supplement the application are not included in the application packet.

(3) The applicant, or any person named in the application, has made a material misrepresentation in the application.

B. The administrator shall furnish the applicant with a written statement of the reason for rejecting or revoking an application. The applicant may request a hearing before the administrator within thirty days of receipt of the written statement.

§1767. Terms of registration; renewal; revocation

A. Any registration issued hereunder shall remain in force for one year from the date of the issuance of registration unless revoked by the administrator for good cause.

B. Thirty days prior to the expiration of its registration, any registrant desiring to continue to offer or provide PEO services may submit an application for renewal of registration on a form and with such supplemental material as may be prescribed by the administrator.

C. A registration may be revoked or an application for renewal of registration may be rejected by the administrator for any of the

grounds enumerated in R.S. 23:1766(A) or for a willful failure of the PEO to comply with the provisions of this Chapter.

D. A PEO shall have a right to an administrative hearing before an objective party prior to the cancellation or nonrenewal of its registration. The administrator shall furnish the applicant with a written statement of the reason for revoking a registration or rejecting an application. The applicant may request a hearing before the administrator within thirty days of receipt of the written statement.

§1768. Professional employer services agreement requirements

Every professional employer services agreement (of "PEO agreement") shall comply with the following requirements:

(1) The agreement shall be in writing and executed by both the PEO and the client.

(2) The agreement shall have an initial term of at least one year or, in the absence of an initial term of one year, the agreement shall clearly indicate that the intent is for the agreement to be on-going rather than temporary.

(3) The agreement shall provide that the client retains control over its business enterprise and exercises direction and control over the covered employees as to the manner and method of work done in furtherance of the client's business, but that authority and responsibility as to other employment matters, including but not limited to, hiring, firing, discipline and compensation are allocated to and shall be between the PEO and the client.

(4) The agreement shall specifically provide for and allocate responsibility between the PEO and the client company with regard to the procurement and maintenance of workers' compensation insurance covering their liability for workers' compensation benefits and group health insurance to or with respect to the employees covered by the professional services agreement.

(5) The agreement shall state specifically that the agreement is executed between the parties subject to the provisions of this Part."

AMENDMENT NO. 7

On page 10, delete lines 2 through 9 in their entirety and insert in lieu thereof the following:

"Section 3. A. Each PEO operating in the state prior to or on September 1, 2001, shall submit a registration form to the Department of Insurance by October 30, 2001, and to the Department of Labor by January 31, 2002, or within thirty days after the registration form is made available by the respective departments, whichever is later.

B. Any PEO which commences operations after September 1, 2001, shall submit a completed registration form to the Department of Insurance and the Department of Labor in advance of commencing operation in this state or within thirty days after such form is made available by the respective departments, whichever is later."

AMENDMENT NO. 8

On page 10, after line 15, insert "D. The provisions of Section 2 shall become effective on January 1, 2002."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 1105 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 12, before "majority" insert "a"

AMENDMENT NO. 2

In House Committee Amendment No. 3 proposed by the House Committee on Labor and Industrial Relations and adopted on June 1, 2001, on line 15 following "lines" and before "through" change "22" to "21"

AMENDMENT NO. 3

In House Committee Amendment No. 5 proposed by the House Committee on Labor and Industrial Relations and adopted on June 1, 2001, on line 23 of page 1, following the open parenthesis "(" and before ""PEO" delete "of"

AMENDMENT NO. 4

In House Committee Amendment No. 5 proposed by the House Committee on Labor and Industrial Relations and adopted on June 1, 2001, on line 3 of page 2, following "to" and before "hiring" delete the comma "," and following "discipline" and before "and" insert a comma ","

AMENDMENT NO. 5

In House Committee Amendment No. 6 proposed by the House Committee on Labor and Industrial Relations and adopted on June 1, 2001, on line 5 of page 5, following "number" at the end of the line delete the comma ","

AMENDMENT NO. 6

In House Committee Amendment No. 6 proposed by the House Committee on Labor and Industrial Relations and adopted on June 1, 2001, on line 13 of page 5, change "(B)(2)" to "(B)(3)"

AMENDMENT NO. 7

In House Committee Amendment No. 6 proposed by the House Committee on Labor and Industrial Relations and adopted on June 1, 2001, on line 16 of page 5, change "(B)(3)" to "(B)(2)"

AMENDMENT NO. 8

In House Committee Amendment No. 6 proposed by the House Committee on Labor and Industrial Relations and adopted on June 1, 2001, on line 6 of page 8, following the open parenthesis "(" and before ""PEO" delete "of"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Stelly to Reengrossed Senate Bill No. 1105 by Senator Schedler

AMENDMENT NO. 1

On page 7, line 5, after "(3)" delete the remainder of the line and delete line 6 and insert in lieu thereof "All policies shall be written by an admitted insurer and shall be coordinated and have a common expiration date."

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Marionneaux
Barham	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	Bean
Total—2	

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

Rules Suspended

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

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 were taken up and acted upon as follows:

Called from the Calendar

Senator Hainkel asked that Senate Bill No. 822 be called from the Calendar at this time.

SENATE BILL NO. 822— BY SENATORS HAINKEL AND SCHEDLER AN ACT

To amend and reenact R.S. 13:621.22, 719(D), (E), and (F) and 720(E) and to repeal R.S. 13:719(G) and R.S. 13:720(I), relative to the Twenty-Second Judicial District Court; to provide for an additional judgeship for the Twenty-Second Judicial District

Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; to provide for the office of commissioner for the Twenty- Second Judicial District Court in criminal matters; to provide relative to the duties and powers of the commissioner; to provide for conduct of proceedings by the commissioner upon consent of the parties; to provide for a written report of the commissioner's findings; to provide for delays to traverse the findings and to provide for hearings thereon; to provide for the authority of a judge to accept, reject, or modify the findings; to repeal termination provisions for the office of commissioner; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 822 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 13:621.22," delete the remainder of the line

AMENDMENT NO. 2

On page 1, line 3, before "relative" delete "repeal R.S. 13:719(G) and R.S. 13:720(I),"

AMENDMENT NO. 3

On page 1, line 7, after "office;" delete the remainder of the line

AMENDMENT NO. 4

On page 1, delete lines 8 through 14 in their entirety

AMENDMENT NO. 5

On page 1, at the beginning of line 15, before "and to" delete "termination provisions for the office of commissioner;"

AMENDMENT NO. 6

On page 2, line 3, after "Section 1." delete the remainder of the line in its entirety and insert in lieu thereof "R.S. 13:621.22 is hereby"

AMENDMENT NO. 7

On page 2, delete lines 8 through 26 in their entirety

AMENDMENT NO. 8

On pages 3, 4, and 5, delete lines 1 through 26 in their entirety

AMENDMENT NO. 9

On page 6, delete lines 1 through 4 in their entirety

AMENDMENT NO. 10

On page 6, delete lines 23 through 27 in their entirety and insert in lieu thereof the following:

"Section 3. This Act shall become effective on January 1, 2002."

AMENDMENT NO. 11

On page 7, delete lines 1 through 5 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Marionneaux
Bajoie	Gautreaux	McPherson
Barham	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
Fields, C	Lentini	
Fields, W	Malone	
Total—37		

NAYS

Total—0

ABSENT

Bean	Ellington
Total—2	

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

Called from the Calendar

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

SENATE BILL NO. 865—
BY SENATOR THOMAS

AN ACT

To enact R.S. 22:230.5, relative to health insurance coverage; to provide with respect to health insurance benefits and options mandated by law; to provide for actuarial cost analysis and periodic reevaluations of statutory mandates; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 865 by Senator Thomas

AMENDMENT NO. 1

On page 2, line 15, following "this" and before "shall" change "Subsection" to "Section"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Reengrossed Senate Bill No. 865 by Senator Thomas

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 22:2018(A), (B), (C), (E), (F), and (G) and to"

AMENDMENT NO. 2

On page 1, line 2, after "R.S. 22:230.5" delete the comma "," and insert "and 2018(H), (I), (J), and (K),"

AMENDMENT NO. 3

On page 1, line 5, after the semicolon ";" insert the following: "to provide with respect to requirements of provider contracts and billing of enrollees and insureds by health care providers and their agents;"

AMENDMENT NO. 4

On page 1, line 7, after "1." insert "R.S. 22:2018(A), (B), (C), (E), (F), and (G) are hereby amended and reenacted and"

AMENDMENT NO. 5

On page 1, line 7, after "R.S. 22:230.5" delete "is" and insert "and 2018(H), (I), (J), and (K) are"

AMENDMENT NO. 6

On page 3, after line 1, insert a line of asterisks "* * *" and the following:

"§2018. Requirements of provider contracts; billing of enrollees and insureds; prohibited incentives; definitions

A.(1) Every contract between a health maintenance managed care organization and a provider of health care services shall be in writing and shall set forth:

(1) ~~That in the event the health maintenance organization fails to pay for covered health care services as set forth in the evidence of coverage, the subscriber or enrollee shall not be liable to the provider for any sums owed by the health maintenance organization.~~

(2) (a) The methodology by which payment will be made.

(3) ~~The procedure for processing and resolving grievances as required under R.S. 22:2022. Such information shall include the location and telephone number where grievances may be submitted.~~

(b) The procedure for processing and resolving disputes with contracted health care providers in a similar manner as is provided under R.S. 22:2022 for processing and resolving grievances from enrollees. Such information shall include the location and telephone number where notice of such a dispute may be submitted.

(c) A provision against billing an enrollee or insured for contracted health care services which are the legal liabilities of the managed care organization.

(2) Every contract between a health maintenance organization and a provider of health care services shall additionally set forth that in the event the health maintenance organization fails to pay for contracted health care services as set forth in the evidence of

coverage, the enrollee shall not be liable to the provider for amounts which are the legal liabilities of the health maintenance organization.

B. In the event that the contract has not been reduced to writing as required by this Section or that the contract fails to contain the required prohibition against billing for contracted health care services, the contracting provider shall not collect or attempt to collect from the subscriber or enrollee sums owed by or insured amounts which are the legal liabilities of the health maintenance managed care organization.

C. No contracting provider, or agent, trustee, or assignee thereof, may maintain any action at law against a subscriber or an enrollee to collect sums owed by the health maintenance or insured for payment for contracted health care services which are the legal liabilities of a managed care organization.

* * *

E.(1) Any contracted health care provider who submits a claim to the managed care organization for reimbursement of contracted services rendered to an enrollee or insured of the managed care organization shall be prohibited from billing the enrollee or insured for services that are the legal liability of the managed care organization. No contracted health care provider or his agent shall bill or collect from an enrollee or insured any amounts other than those representing coinsurance, deductibles, or copayments or payments for non-covered services as specifically provided in the contract which obligates a managed care organization to pay for contracted health care services for an enrollee or insured.

(2) Any statement sent to an enrollee or insured by a contracted health care provider shall clearly state the amounts billed to the managed care organization and shall contain the following language conspicuously displayed on the front of such statement in at least ten-point boldface capital letters:

"NOTICE: THIS IS NOT A BILL. DO NOT PAY."

(3) Any bill sent to an enrollee or insured by a contracted health care provider shall clearly state any amount due that is the legal liability of the enrollee or insured and shall contain the following language conspicuously displayed at the bottom of such bill in at least ten-point boldface capital letters:

"NOTICE: YOU ARE NOT RESPONSIBLE FOR ANY AMOUNTS OWED BY YOUR HEALTH INSURANCE COMPANY."

F. Any violation of the provisions of this Section shall constitute an unfair trade practice pursuant to R.S. 22:1214 and shall subject a health care provider to the monetary penalties of R.S. 22:1217.

G. A health care provider or his agent who demands or receives payment from an enrollee or insured for any amount which he is prohibited from billing or collecting by Paragraph (E)(1) of this Section shall correct his billings and refund any such amount paid within twenty-five days of service of a cease and desist order by the commissioner.

H. Any health care provider or his agent who files a report with a credit reporting agency for non-payment by an enrollee or insured of any amount which he is prohibited from billing or collecting by Paragraph (E)(1) of this Section shall be legally liable for the provision of any required documentation and for all costs, including attorney fees and court costs, associated with correcting such erroneous credit report.

E: I. A health maintenance organization, managed care organization or their contracting entities shall not include provisions

in their contracts with health care providers which include an incentive or specific payment made directly, in any form, to a health care provider or health care provider group as an inducement to deny, reduce, limit, or delay specific, medically necessary, and appropriate services provided with respect to a specific insured or groups of insureds with similar medical conditions.

F: J. Nothing in this Section shall be construed to prohibit contracts that contain incentive plans that involve general payments, such as capitation payments, or shared-risk arrangements that are not tied to specific medical decisions involving a specific insured or groups of insureds with similar medical conditions. The payments rendered or to be rendered to physicians, physician groups, or other licensed health care practitioners under these arrangements shall be deemed confidential information.

G: K. As used in Subsections E and F of this Section: the following definitions shall apply:

(1) "Managed care organization" means a licensed insurance company, hospital or medical benefit plan or program, health maintenance organization, integrated health care delivery system, an employer or employee organization, or a managed care contractor which operates a managed care plan. A managed care entity may include but it is not limited to a preferred provider organization, health maintenance organization, exclusive provider organization, independent practice association, clinic without walls, management services organization, managed care services organization, physician hospital organization, and hospital physician organization: the State Employees Group Benefits Program, or a licensed self-insurer.

(2) "Managed care plan" means a plan operated by a managed care organization which provides for the financing and delivery of health care and treatment services to individuals enrolled in such plan through its own employed health care providers or contracting with selected specific providers that conform to explicit selection, standards, or both. A managed care plan shall also mean a plan that has a formal organizational structure for continual quality assurance, a certified utilization review program, dispute resolution, and financial incentives for individual enrollees to use the plan's participating providers and procedures:

(2) "Bill" means any written communication that requires payment of an amount owed by an enrollee or insured.

(3) "Statement" means any written communication which advises an enrollee or insured of covered benefits that have been billed to a managed care organization.

Section 2. This Act shall become effective on January 1, 2002."

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Marionneaux
Barham	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	Bean
Total—2	

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

Rules Suspended

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

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:

Mr. President in the Chair

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.

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

HOUSE BILL NO. 1917—
BY REPRESENTATIVES QUEZAIRES 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.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed House Bill No. 1917 by Representative Quezairé

AMENDMENT NO. 1

On page 2, delete lines 11 through 13 and insert the following:

"(b) For purposes of the limitation of liability afforded to parks pursuant hereto, "land" does not include buildings, structures, machinery, or equipment regardless of whether attached to the realty."

Senator Marionneaux moved adoption of the amendments.

Senator Dardenne objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, C	Jones, C
Boissiere	Fields, W	Lentini
Cain	Gautreaux	Marionneaux
Campbell	Heitmeier	McPherson
Chaisson	Hines	Michot
Dupre	Irons	Tarver
Ellington	Johnson	Thomas
Total—21		

NAYS

Mr. President	Hollis	Romero
Barham	Hoyt	Schedler
Dardenne	Jones, B	Smith
Dean	Malone	Theunissen
Fontenot	Mount	Ullo
Total—15		

ABSENT

Bean	Cravins	Lambert
Total—3		

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

NAYS

Total—0

ABSENT

Mr. President	Cravins
Bean	Thomas
Total—4	

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Cravins	Irons
Bean	Hines	Lambert
Total—6		

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. 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.

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	Fields, C	Marionneaux
Bajoie	Fields, W	McPherson
Boissiere	Gautreaux	Michot
Cain	Heitmeier	Mount
Campbell	Hollis	Romero
Chaisson	Johnson	Schedler
Dardenne	Jones, B	Smith
Dean	Jones, C	Tarver
Dupre	Lentini	Ullo
Ellington	Malone	
Total—29		

NAYS

Total—0

ABSENT

Barham	Hines	Theunissen
Bean	Hoyt	Thomas
Cravins	Irons	
Fontenot	Lambert	
Total—10		

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. 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.

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

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

NAYS

Total—0

ABSENT

Table with 2 columns: Bean, Thomas

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

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.

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

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

Total—37

NAYS

Total—0

ABSENT

Table with 2 columns: Mr. President, Bean

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. 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.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 1960 by Representative Futrell

AMENDMENT NO. 1

On page 1, line 2, delete "and 389(D)" and insert ", 389(C)(2) and (D), and 392(A), and to repeal R.S. 32:392(C)"

AMENDMENT NO. 2

On page 1, line 7, after "scales;" insert "to prohibit the detainment or impoundment of certain vehicles for certain violations;"

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AMENDMENT NO. 3

On page 1, line 10, delete "and 389(D)" and insert ", 389(C)(2) and (D), and 392(A)"

AMENDMENT NO. 4

On page 2, between lines 9 and 10, insert the following:

"C. * * *

(2) Upon issuance of the ~~violation ticket citation~~, the owner or driver shall receive notification from the weights and standards stationary scale police officer that the penalty shall be paid within thirty days of issuance of the citation or that the owner or driver may request an agency review of the penalty within thirty days of issuance of the citation. The owner or driver shall pay ~~forthwith~~ the penalty assessed with certified check, cashier's check, money order or department approved credit card ~~to the weights and standard police officer or state policeman.~~ The secretary may establish credit accounts for violators, if each violator provides the department a cash deposit in the minimum amount of five thousand dollars or any amount in excess thereof fixed by the secretary to guarantee payment of said account. ~~However, any driver of any vehicle registered in Louisiana, who is lawfully possessed of a valid Louisiana driver's license, as provided in Subsection A of R.S. 32:411, in lieu of immediate payment may deposit said license with the state policeman or the weights and standards police officer, who shall issue said driver a receipt for the license on a form approved or provided by the department. The receipt shall notify the owner and driver in writing to appear at a time and place to pay the penalty assessed and secure the return of the driver's license. This receipt shall be considered as a valid driver's license for a period not to exceed thirty days. An owner or driver who is a resident of Louisiana or who has a domicile in Louisiana shall be required to, within thirty days of the date of the citation, either pay the penalty or request an agency review. An owner or driver who is not a resident of Louisiana or who does not have a domicile in Louisiana shall be required to either pay the penalty at the time the citation is issued or post a bond equal to the amount of the penalty, which bond shall be forfeited if, within thirty days of the date of the citation, the penalty has not been paid or an agency review has not been requested. The department shall not detain or impound any vehicle issued a citation for any violation of the provisions of R.S. 32:380 through 387 prior to the final disposition of the citation if the owner or driver is a resident of Louisiana or has a domicile in Louisiana, or has paid the penalty or posted the bond in accordance with this Section. For purposes of this Section, "final disposition" shall be defined as a final conviction, not capable of appeal or review.~~

* * *

AMENDMENT NO. 5

On page 3, after line 10, insert the following:

"§392. Impounding of vehicles authorized; prohibitions

A.(1) Upon discovery of any vehicle operated in violation of this Chapter, ~~except in any case in which the offense is a minor traffic violation only, the vehicle may be impounded forthwith by any state policeman, any authorized representative of the commissioner, any peace officer, or weights and standards police officer of the department except that any overweight or oversize vehicle registered in Louisiana and carrying perishable products or products once loaded which become indivisible shall not be impounded but shall be directed~~

to and followed by the weights and standards police officer or state policeman to the nearest appropriate place suitable for unloading to its licensed gross weight or maximum size requirements as provided in this Chapter and storage of said product to preserve it for its intended use in commerce and in either case shall be detained or unloaded at the expense and responsibility of the owner or driver. The department shall not detain or impound any vehicle issued a citation for any violation of the provisions of R.S. 32:380 through 387 prior to the final disposition of the citation if the owner or driver is a resident of Louisiana or has a domicile in Louisiana, or has paid the penalty or posted the bond in accordance with this Section. For purposes of this Section, "final disposition" shall be defined as a final conviction, not capable of appeal or review.

(2) When used in this Subsection, the ~~following words and phrases have the following meanings:~~

~~(a) "Minor traffic violation" means phrase "minor traffic violation" shall mean any violation of the Highway Regulatory Act as provided for in Title 32 of the Louisiana Revised Statutes of 1950. However, R.S. 32:380 through 387, inclusively, are exempted from this definition.~~

(b) "Perishable products" means products which are subject to lose their commercial value or decay in a short period of time, including but not limited to agricultural or seafood products and concrete.

(c) "Products once loaded which become indivisible" means products divisible by nature, but which become indivisible once loaded upon a vehicle because the required manner or method of unloading would be such that the entire load or portion of the load required to be unloaded could not be preserved for its intended use in commerce, or which endangers the public safety, including but not limited to forest products in their natural state.

* * *

Section 2. R.S. 32:392(C) is hereby repealed."

On motion of Senator McPherson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Marionneau
Barham	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

Bajoie
Total—2

Bean

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

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.

Floor Amendments Sent Up

Senator Ellington sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 1964 by Representative Montgomery

AMENDMENT NO. 1
On page 2, at the end of line 3, after "salvaged" insert "; however, such vehicles shall be issued a branded title indicating the vehicle has sustained hail damage"

On motion of Senator Ellington, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Marionneaux
Barham	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

Bajoie
Total—2

Bean

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Mr. President	Dean
Total—2	
	ABSENT
Bajoie	Fontenot
Bean	Hoyt
Total—4	

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

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.

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

NAYS

Total—0

ABSENT

Bajoie	Boissiere	Hoyt
Bean	Fontenot	
Total—5		

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

HOUSE BILL NO. 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.

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

HOUSE BILL NO. 2000—

BY REPRESENTATIVE CLARKSON

AN ACT

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

Floor Amendments Sent Up

Senator Bajoie sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Engrossed House Bill No. 2000 by Representative Clarkson

AMENDMENT NO. 1

On page 1, line 2, after "enact" insert "R.S. 22:215.11(A)(5) and"

AMENDMENT NO. 2

On page 1, line 7, after the semicolon ";" insert the following: "to provide for direct access without any requirement for specialty referral for minimum mammography examinations covered by health coverage plans,"

AMENDMENT NO. 3

On page 1, between line 9 and 10, insert the following:

"Section 1. R.S. 22:215.11(A)(5) is hereby enacted to read as follows:

§215.11. Early screening and detection requirements; examination; coverage

A.

* * *

(5) No health coverage plan which is delivered or issued for delivery in this state shall prevent any insured, beneficiary, enrollee, or subscriber from having direct access, without any requirement for specialty referral, to the minimum mammography examination required to be covered by this Subsection.

* * *

AMENDMENT NO. 4

On page 1, line 10, after "Section" change "1" to "2"

On motion of Senator Bajoie, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Barham	Bean	Ellington
Total—3		

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

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.

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

Mr. President	Fontenot	Marionneaux
Bajoie	Gautreaux	McPherson
Barham	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
Fields, C	Lentini	
Fields, W	Malone	
Total—37		

NAYS

Total—0

ABSENT

Bean	Ellington
Total—2	

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. 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.

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

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.

Floor Amendments Sent Up

Senator Boissiere sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Reengrossed House Bill No. 2025 by Representative Landrieu

AMENDMENT NO. 1

On page 1, at the beginning of line 11, insert "A."

AMENDMENT NO. 2

On page 2, between lines 16 and 17, insert the following:

"B. When a municipal governing authority or parish donates abandoned or blighted property to a not-for-profit organization and cancels all conventional and judicial mortgages, and waives the collection of the outstanding taxes, paving and other assessments, and related penalty and interest charges collectively (the "Waived Delinquent Revenues"), the not-for-profit organization must fulfill the following re-sale requirements:

(1) If the not-for-profit organization serves as a developer on single family homes with the intent to re-sell, the re-sale of the property must be to a purchaser who will be a primary resident and the purchaser must own the home for two years.

(2) If the not-for-profit organization serves as a developer on multifamily units, the not-for-profit organization must own property for two years.

C. If the re-sale requirements as set forth in Subparagraphs (B)(1) and (2) are not met, the purchaser shall refund the full amount of the Waived Delinquent Revenues."

June 14, 2001

On motion of Senator Boissiere, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Barham, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Fields, C, Fields, W, Total—36.

NAYS

Total—0

ABSENT

Table with 3 columns of names: Bajoie, Bean, Ellington, Total—3.

The Chair declared the amended 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.

Personal Privilege

Senator Bajoie asked for and obtained the floor of the Senate on a point of personal privilege, and stated she appeared as absent on the vote on House Bill No. 2025. She had intended to vote yea on the bill. She asked that the Official Journal so state.

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.

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

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Fields, C, Total—38.

NAYS

Total—0

ABSENT

Mr. President Total—1

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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Malone, Marionneaux, McPherson, Michot, Mount, Schedler, Smith, Tarver, Theunissen.

Dupre	Jones, C	Thomas
Fields, C	Lambert	Ullo
Fields, W	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Ellington
Bean	Romero
Total—4	

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

HOUSE BILL NO. 96—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 43:202(B) and to enact R.S. 43:202(C), relative to the publication of judicial advertisements and legal notices in the parish of Orleans; to provide for additional advertisements for the sale of immovable property; to provide for certain exceptions; to provide for validity of the sale; 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	Lentini
Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Boissiere	Gautreaux	Michot
Cain	Heitmeier	Mount
Campbell	Hines	Schedler
Chaisson	Hollis	Smith
Cravins	Hoyt	Tarver
Dardenne	Irons	Theunissen
Dean	Johnson	Thomas
Dupre	Jones, B	Ullo
Ellington	Lambert	
Total—35		

NAYS

Total—0

ABSENT

Bean	McPherson
Jones, C	Romero
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. 231—

BY REPRESENTATIVE MCCALLUM
AN ACT

To amend and reenact R.S. 13:4366(A)(1) and (2), relative to judicial sales; to increase the fees fixed by the sheriff for the appraisal of property; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Heitmeier	Marionneaux
Barham	Hines	McPherson
Boissiere	Hollis	Michot
Cain	Hoyt	Mount
Campbell	Irons	Romero
Chaisson	Johnson	Smith
Cravins	Jones, B	Tarver
Dardenne	Jones, C	Theunissen
Dupre	Lambert	Thomas
Fields, W	Lentini	Ullo
Gautreaux	Malone	
Total—32		

NAYS

Dean
Total—1

ABSENT

Mr. President	Ellington	Fontenot
Bean	Fields, C	Schedler
Total—6		

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

HOUSE BILL NO. 435—

BY REPRESENTATIVES NEVERS AND MURRAY
AN ACT

To amend and reenact R.S. 23:1210, relative to workers' compensation; to provide for an increase in the maximum burial expenses paid by employers for work-related deaths; and to provide for related matters.

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

June 14, 2001

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators who voted 'YEAS' in three columns: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dupre, 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

Mr. President Dean Total—2 ABESENT

Ellington Total—1

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. 458—

BY REPRESENTATIVES CRANE AND DOWNER AN ACT

To amend and reenact R.S. 17:154.1(A)(1) and (B) and 154.3(A), relative to the length of the school year; to increase the minimum number of instructional days per school year in public elementary and secondary schools; 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 listing names of senators who voted 'YEAS' in three columns: Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne; Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B; Malone, Marionneaux, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen.

Dean Jones, C Thomas
Dupre Lambert Ullo
Fields, C Lentini
Total—38

NAYS

Total—0

ABSENT

Ellington Total—1

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. 510—

BY REPRESENTATIVE MONTGOMERY AN ACT

To amend and reenact R.S. 11:2221(A), relative to the Municipal Police Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan, including but not limited to the age and service criteria used for determining eligibility for participation; to provide an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Boissiere sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed House Bill No. 510 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:" insert "2214(A)(2)(a) and" and after "2221(A)" insert "and to enact R.S. 11:2221(N)"

AMENDMENT NO. 2

On page 1, line 3, after "System;" insert "to provide with respect to membership eligibility;"

AMENDMENT NO. 3

On page 1, line 5, after "participation;" insert "to authorize the recalculation of the retirement benefit under certain situations;"

AMENDMENT NO. 4

On page 1, line 11, change "R.S. 11: 2221(A) is" to "R.S. 11:2214(A)(2)(a) and 2221(A) are" and after "reenacted" insert "and R.S. 11:2221(N) is hereby enacted"

AMENDMENT NO. 5

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

§2214. Membership
A. The membership of the retirement system shall be composed as follows:

* * *

(2)(a) Except as provided further in this Paragraph, any person who becomes an employee as defined in R.S. 11:2213 on and after September 9, 1977, shall become a member as a condition of his employment, provided he is under fifty years of age at the date of employment regardless of age.

* * *

AMENDMENT NO. 6

On page 2, between lines 4 and 5, insert the following:

"N. Any member who has terminated participation in the plan and is continuing employment may enter into an agreement to terminate employment on a date not more than three years after termination of participation in the plan and to not again become employed in a position of employment eligible for membership in the system. If the member complies with the agreement and terminates employment, the member's retirement benefit shall be recalculated for all years of credited services at the new final average compensation established during the period of employment after termination of participation in the deferred retirement option plan. After the recalculation of the member's benefit, should the member become employed in a position of employment eligible for membership in this system, the retirement benefit being paid shall cease. Upon subsequent termination of employment, the member's benefit shall revert to the benefit being paid at the time of DROP entry, plus a supplemental benefit based upon the years of service credit and salary earned after DROP participation.

Section 2. Any member who has terminated participation in the plan and continued employment prior to the effective date of this Act, shall have until September 30, 2001 to sign an agreement to terminate employment on a date not more than three years after completion of DROP or on September 30, 2001, whichever is longer, as specified under this Act.

Section 3. The actuarial cost associated with the recalculation of benefits authorized by this Act shall be funded by direct payment from the Insurance Premium Tax Fund, established in R.S. 22:1419.

Section 4. The provisions of R.S. 11:2221(N) as set forth in Section 1 of this Act and the provisions of Sections 2 and 3 shall become effective on July 1, 2001.

Section 5. The authority to establish a new average final compensation pursuant to R.S. 11:2221(N) and other related provisions shall cease on July 1, 2003, thereafter Public Retirement Systems Actuarial Committee shall study the actuarial impact and report its findings to the legislature."

AMENDMENT NO. 8

On page 2, line 5, after "Section" change "2" to "6" and delete "This" and insert "The provisions of R.S. 2221(A) as set forth in Section 1 of this"

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Fontenot Marionneaux

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

NAYS

Mr. President Dean
Total—2

ABSENT

Total—0

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

HOUSE BILL NO. 598—

BY REPRESENTATIVES CROWE AND STRAIN
AN ACT

To amend and reenact R.S. 30:2180(D)(1) and R.S. 40:4(A)(2)(b) and to enact R.S. 30:2180(D)(2)(i), to require the Department of Environmental Quality to clean up spills or discharges of infectious wastes; to provide for recovery of the costs of cleanup; to provide for transportation of infectious medical wastes by transporters permitted by the Department of Health and Hospitals; 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 Malone
Bajoie Fontenot Marionneaux
Barham Gautreaux McPherson
Bean Heitmeier Michot
Boissiere Hines Mount
Cain Hollis Romero
Campbell Hoyt Schedler
Chaisson Irons Smith
Cravins Johnson Tarver
Dardenne Jones, B Theunissen
Dupre Jones, C Thomas
Ellington Lambert Ullo
Fields, C Lentini
Total—38

NAYS

June 14, 2001

Dean
Total—1

ABSENT

Total—0

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.

**Appointment of Conference Committee
on House Bill No. 389**

The President of the Senate appointed on the Conference Committee on House Bill No. 389 the following members of the Senate: Senators Hollis, Theunissen and Mount.

**Appointment of Conference Committee
on House Bill No. 1721**

The President of the Senate appointed on the Conference Committee on House Bill No. 1721 the following members of the Senate: Senators Boissiere, Tarver and Schedler.

**Appointment of Conference Committee
on House Bill No. 1565**

The President of the Senate appointed on the Conference Committee on House Bill No. 1565 the following members of the Senate: Senators Dardenne, Hainkel and Hines.

Rules Suspended

Senator Ellington 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

NATURAL RESOURCES

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

June 14, 2001

To the President and Members of the Senate:

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

**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.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 233—
BY REPRESENTATIVE FRITH
A CONCURRENT RESOLUTION**

To urge and request the Department of Wildlife and Fisheries to study the feasibility of a recreational cast netting license and the use of the fees collected for such license to construct and maintain restroom facilities near certain waterways.

Reported favorably.

Respectfully submitted,
CRAIG F. ROMERO
Chairman

Recess

On motion of Senator Lambert, the Senate took a recess until 1:15 o'clock P.M.

After Recess

The Senate was called to order at 1:15 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Fields, C	Lentini
Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Total—39		

ABSENT

Total—0

The President of the Senate announced there were 39 Senators present and a quorum.

Senate Business Resumed

Bagneris Rule

Senator Ellington 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, 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. 387—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 39:1305(A), 1306(A), and 1309(A), relative to the annual budgets of the parish governing authorities; to change the time for completion and adoption of such budgets by the Jefferson Davis Parish governing authority; to authorize the Jefferson Davis Parish governing authority to adopt its annual budget within thirty days after the fiscal year begins; 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	Ellington	McPherson
Barham	Fields, C	Michot
Bean	Gautreaux	Mount
Cain	Hines	Romero
Chaisson	Hollis	Schedler
Dardenne	Hoyt	Smith
Dean	Irons	Theunissen
Dupre	Jones, C	
Total—23		

NAYS

Total—0

ABSENT

Bajoie	Heitmeier	Marionneaux
Boissiere	Johnson	Tarver
Campbell	Jones, B	Thomas
Cravins	Lambert	Ullo
Fields, W	Lentini	
Fontenot	Malone	
Total—16		

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. 471—

BY REPRESENTATIVE GALLOT

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Bajoie	Ellington	McPherson
Barham	Fields, C	Michot
Bean	Hines	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Jones, C	Theunissen
Total—24		

NAYS

Total—0

ABSENT

Boissiere	Gautreaux	Malone
Campbell	Heitmeier	Marionneaux
Cravins	Johnson	Tarver
Fields, W	Jones, B	Thomas
Fontenot	Lambert	Ullo
Total—15		

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

HOUSE BILL NO. 556—

BY REPRESENTATIVE PINAC

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2000-2001 to be used to pay the settlement in the suit entitled "Gordon P. Jeansonne v. Louisiana Department of Health and Human Resources, et al."; and to provide for related matters.

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

June 14, 2001

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Lentini
Bajoie	Gautreaux	McPherson
Barham	Heitmeier	Michot
Bean	Hines	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Jones, B	Theunissen
Dupre	Jones, C	
Ellington	Lambert	
Total—28		

NAYS

Total—0

ABSENT

Boissiere	Fontenot	Tarver
Campbell	Johnson	Thomas
Cravins	Malone	Ullo
Fields, W	Marionneau	
Total—11		

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. 579—

BY REPRESENTATIVE WADDELL

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the recommendation for payment rendered by the Board of Tax Appeals in the claim against the state entitled "Gannett River States Publishing Corporation v. State of Louisiana"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, C	Lentini
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Cain	Hines	Mount
Chaisson	Hollis	Romero
Dardenne	Hoyt	Schedler
Dean	Jones, B	Smith
Dupre	Jones, C	Theunissen
Ellington	Lambert	
Total—26		

NAYS

Total—0

ABSENT

Mr. President	Fontenot	Tarver
Boissiere	Irons	Thomas
Campbell	Johnson	Ullo
Cravins	Malone	
Fields, W	Marionneau	
Total—13		

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. 647—

BY REPRESENTATIVE DIEZ

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the recommendation for payment rendered by the Board of Tax Appeals in the claim against the state entitled "Alloy Piping Products v. State of Louisiana"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, C	Lentini
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Cain	Hines	Mount
Chaisson	Hoyt	Romero
Dardenne	Irons	Schedler
Dean	Jones, B	Smith
Dupre	Jones, C	Theunissen
Ellington	Lambert	
Total—26		

NAYS

Total—0

ABSENT

Mr. President	Fontenot	Tarver
Boissiere	Hollis	Thomas
Campbell	Johnson	Ullo
Cravins	Malone	
Fields, W	Marionneau	
Total—13		

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. 765—

BY REPRESENTATIVES SALTER AND DOWNER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgment in the suit entitled "Natchitoches Parish Port Commission v. Deblieux & Kelley, Inc."; to provide for interest and other costs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lambert
Bajoie	Ellington	Lentini
Barham	Fields, C	Michot
Bean	Gautreaux	Mount
Cain	Hines	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Jones, B	Theunissen
Dean	Jones, C	
Total—26		

NAYS

Total—0

ABSENT

Boissiere	Hollis	Tarver
Campbell	Johnson	Thomas
Fields, W	Malone	Ullo
Fontenot	Marionneaux	
Heitmeier	McPherson	
Total—13		

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. 894—

BY REPRESENTATIVE STRAIN
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 2000-2001 to the estate of Nathan King and to Stephen McLain to compensate them for injuries suffered as victims of violent crimes, pursuant to judgment by the Board of Review of the Department of Employment Security, as affirmed and revived by the Nineteenth Judicial District Court for the parish of East Baton Rouge, state of Louisiana; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Bajoie	Fields, C	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Cain	Hines	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Jones, B	Theunissen
Dean	Jones, C	Thomas
Dupre	Lambert	
Total—29		

NAYS

Total—0

ABSENT

Boissiere	Hollis	Tarver
Campbell	Johnson	Ullo
Fields, W	Malone	
Fontenot	Marionneaux	
Total—10		

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. 895—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the certain judgments and recommendations for payment rendered by the Board of Tax Appeals and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lambert
Bajoie	Fields, C	Lentini
Barham	Fields, W	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Chaisson	Hollis	Schedler
Cravins	Hoyt	Smith
Dardenne	Irons	Theunissen
Dean	Jones, B	Thomas
Dupre	Jones, C	

June 14, 2001

Total—32

NAYS

Total—0

ABSENT

Campbell	Malone	Ullo
Fontenot	Marionneau	
Johnson	Tarver	
Total—7		

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. 909—

BY REPRESENTATIVE MCMAINS

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the recommendation for payment rendered by the Board of Tax Appeals in the claim against the state entitled "Louisiana Health Service and Indemnity Company d.b.a. Blue Cross and Blue Shield of Louisiana v. Secretary, Department of Revenue and Taxation, State of Louisiana"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Jones, B
Bajoie	Ellington	Jones, C
Barham	Fields, C	Lentini
Bean	Fields, W	McPherson
Boissiere	Gautreaux	Michot
Cain	Heitmeier	Mount
Chaisson	Hines	Romero
Cravins	Hollis	Schedler
Dardenne	Hoyt	Smith
Dean	Irons	Theunissen
Total—30		

NAYS

Total—0

ABSENT

Campbell	Lambert	Tarver
Fontenot	Malone	Thomas
Johnson	Marionneau	Ullo
Total—9		

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. 1015—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 47:322.35(B), relative to the disposition of certain sales tax collections in LaSalle Parish; to provide for use of monies in the LaSalle Economic Development District Fund; and to provide for related matters.

Floor Amendments Sent Up

Senator Thomas sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thomas to Engrossed House Bill No. 1015 by Representative Wright

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 47:322.35(B)" to "R.S. 47:322.6(B) and 322.35(B)"

AMENDMENT NO. 2

On page 1, line 3, between "in" and "LaSalle" insert "certain parishes, including Washington Parish and"

AMENDMENT NO. 3

On page 1, line 3, between "Parish;" and "to" insert "to provide for the use of monies in the Washington Parish Economic Development and Tourism Fund;"

AMENDMENT NO. 4

On page 1, line 7, change "R.S. 47:322.35(B) is" to "R.S. 47:322.6(B) and 322.35(B) are"

AMENDMENT NO. 5

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

"§322.6. Disposition of certain collections in Washington Parish

* * *

B. The monies in the Washington Parish Economic Development and Tourism Fund shall be subject to an annual appropriation by the legislature. The monies in the fund shall be utilized exclusively for economic development and tourism in Washington Parish. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited in the state general fund."

On motion of Senator Thomas, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean
Total—1

ABSENT

Campbell	Johnson
Fontenot	Marionneaux
Total—4	

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

HOUSE BILL NO. 1256—
BY REPRESENTATIVE BRUNEAU
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgment in the suit entitled "Steelcase, Inc. v. John Neely Kennedy, Secretary, Department of Revenue, State of Louisiana", and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Mount
Barham	Gautreaux	Romero
Bean	Heitmeier	Schedler
Cain	Hollis	Smith
Chaisson	Irons	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lentini	Ullo
Dupre	Malone	
Ellington	McPherson	
Total—28		

NAYS

Total—0

ABSENT

Bajoie	Fontenot	Lambert
Boissiere	Hines	Marionneaux
Campbell	Hoyt	Michot
Fields, W	Johnson	
Total—11		

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. 1275—
BY REPRESENTATIVE WALSWORTH
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the recommendation for payment rendered by the Board of Tax Appeals in the claim against the state entitled "Ouachita Coca-Cola Bottling Company, Inc. v. State of Louisiana"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Campbell	Johnson	Thomas
Fontenot	Marionneaux	
Total—5		

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. 1433—
BY REPRESENTATIVE HOLDEN
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgment in the suit entitled "Missouri Pacific Railroad Company v. The Greater Baton Rouge Port Commission and the State of Louisiana

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through the Department of Transportation and Development"; to provide for costs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Campbell	Johnson
Fontenot	Marionneau
Total—4	

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

HOUSE BILL NO. 1821—

BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 11:1755(E), relative to the Municipal Employees' Retirement System; to provide with respect to service credit, including but not limited to the conversion of certain unused earned annual and sick leave to retirement credit on the basis of an established conversion formula; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Bajoie	Fields, C	Michot
Barham	Fields, W	Mount

Bean	Gautreaux	Romero
Boissiere	Heitmeier	Schedler
Cain	Hines	Smith
Chaisson	Hoyt	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	
Total—32		

NAYS

Total—0

ABSENT

Campbell	Irons	McPherson
Fontenot	Johnson	
Hollis	Marionneau	
Total—7		

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

HOUSE BILL NO. 542—

BY REPRESENTATIVE MONTGOMERY

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Lentini
Bajoie	Fields, W	Michot
Barham	Gautreaux	Mount
Bean	Heitmeier	Schedler
Boissiere	Hines	Smith
Cain	Hollis	Tarver
Chaisson	Hoyt	Theunissen
Cravins	Irons	Thomas
Dardenne	Johnson	Ullo
Dupre	Jones, C	
Ellington	Lambert	
Total—31		

NAYS

Dean
Total—1

ABSENT

Campbell	Malone	Romero
Fontenot	Marionneaux	
Jones, B	McPherson	
Total—7		

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

HOUSE BILL NO. 543—

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

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Lentini
Bajoie	Fields, W	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Total—33		

NAYS

Dean
Total—1

ABSENT

Campbell	Jones, B	Marionneaux
Fontenot	Malone	
Total—5		

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

HOUSE BILL NO. 648—

BY REPRESENTATIVE DOWNER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay certain claims against the state recommended for payment by the Board of Tax Appeals; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie	Fontenot
Campbell	Jones, B
Total—4	

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

HOUSE BILL NO. 696—

BY REPRESENTATIVES MCDONALD, HAMMETT, AND THOMPSON AND SENATOR JONES

AN ACT

To enact R.S. 13:961(F)(1)(l), relative to court reporter fees in the Sixth Judicial District; to authorize an increase in transcription fees in civil and criminal cases; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Dardenne	Jones, C	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fields, C	Malone	
Total—35		

NAYS

Dean
Total—1

ABSENT

Campbell	Fontenot	Jones, B
Total—3		

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

HOUSE BILL NO. 790—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 11:1821(C), relative to the Municipal Employees' Retirement System; to provide with respect to the board of trustees, including the length of the terms of office of certain board members; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Campbell	Irons
Fontenot	Jones, B
Total—4	

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

HOUSE BILL NO. 1069—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 11:1801(1), 1802, 1804(1), and 1805(A), relative to the Municipal Employees' Retirement System; to provide with respect to the eligibility for Plan B normal retirement benefits; to provide with respect to the computation of Plan B normal and disability retirement benefits; to provide with respect to the computation of and eligibility for Plan B survivor benefits; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Hollis
Total—1

ABSENT

Mr. President	Fontenot	Jones, B
Campbell	Irons	
Total—5		

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

Appointment of Conference Committee on House Concurrent Resolution No. 180

The President of the Senate appointed on the Conference Committee on House Concurrent Resolution No. 180 the following members of the Senate: Senators Schedler, Heitmeier and Dardenne.

Appointment of Conference Committee on Senate Bill No. 616

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 616: Senators Heitmeier, Chaisson and Lentini.

Appointment of Conference Committee on Senate Bill No. 1011

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 1011: Senators Lentini, Cravins and Chaisson.

Appointment of Conference Committee on Senate Bill No. 1017

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 1017: Senators Lentini, Heitmeier and Chaisson.

Appointment of Conference Committee on House Bill No. 776

The President of the Senate appointed on the Conference Committee on House Bill No. 776 the following members of the Senate: Senators Cravins, Campbell and Malone.

Appointment of Conference Committee on House Bill No. 1140

The President of the Senate appointed on the Conference Committee on House Bill No. 1140 the following members of the Senate: Senators Bajoie, Hainkel and Schedler.

Rules Suspended

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

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. 718—
BY REPRESENTATIVE MCMAINS AND SENATOR MOUNT
AN ACT

To amend and reenact R.S. 37:213 and 219(B) and to enact R.S. 37:219(C), relative to attorneys; to provide for increased penalties for the solicitation of employment for an attorney; to provide for increased penalties for certain unlawful payments by attorneys; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—35

NAYS

Total—0

ABSENT

Campbell	Irons
Fontenot	Jones, B

Total—4

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

HOUSE BILL NO. 740—
BY REPRESENTATIVE SNEED
AN ACT

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

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, C	Malone
Bajoie	Fields, W	Marionneau
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Chaisson	Hollis	Schedler
Cravins	Hoyt	Smith

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Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Total—36		

NAYS

Total—0

ABSENT

Campbell	Jones, B	Jones, C
Total—3		

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

HOUSE BILL NO. 758—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 15:574.10, relative to conviction of a felony while on parole; to remove potential liability of the state for lost income due to improper revocation of parole; and to provide for related matters.

Motion

Senator C. Jones moved to return the bill to the Involuntary Calendar.

Senator Dupre objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Hines	Romero
Chaisson	Johnson	Tarver
Dean	Jones, C	Thomas
Fields, C	Lentini	
Fields, W	Marionneau	
Total—13		

NAYS

Mr. President	Ellington	Michot
Barham	Gautreaux	Mount
Bean	Hollis	Smith
Cain	Hoyt	Theunissen
Dardenne	Jones, B	Ullo
Dupre	Malone	
Total—17		

ABSENT

Boissiere	Fontenot	Lambert
Campbell	Heitmeier	McPherson
Cravins	Irons	Schedler
Total—9		

The Chair declared the Senate refused to return the bill to the Involuntary Calendar.

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

HOUSE BILL NO. 781—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact Code of Criminal Procedure Article 271, relative to bail in extradition cases; to provide that a person named in a governor's warrant for extradition shall not be eligible for release on bail; to provide for exceptions; 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
Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneau
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Total—39		

NAYS

Total—0

ABSENT

Total—0

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. 1081—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 15:85(7), (10), and (11)(a), (b)(iv), (v), and (vi), relative to satisfaction of judgment of bond forfeiture; to provide a period of one year for the surety to satisfy a judgment of bond forfeiture for certain bail obligations; to provide for enforcement and collection of judgments; to provide for failure to satisfy judgments of bond forfeiture; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Malone	Tarver
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. 1245—

BY REPRESENTATIVE DONELON

AN ACT

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

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

Dean	Jones, B	Ullo
Dupre	Jones, C	
Fields, C	Lambert	
Total—34		

NAYS

Total—0

ABSENT

Campbell	Mount	Thomas
Ellington	Tarver	
Total—5		

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. 1267—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To enact Chapter 1-B of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2262.1 through 2262.4, relative to trusts; to provide for foreign trusts; to provide for the law applicable to trusts; to provide for the transfer of property held in trust under the law of a foreign jurisdiction; to provide for the authority of certain trustees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Tarver	
Total—1	

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

HOUSE BILL NO. 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.

Floor Amendments Sent Up

Senator Ellington sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 1398 by Representative Clarkson

AMENDMENT NO. 1

On page 19, line 9, change "R.S. 9:315.9(B)" to "R.S. 9:315.9"

AMENDMENT NO. 2

On page 29, line 4, delete ", 315.9(A)"

AMENDMENT NO. 3

On page 30, line 13, delete "(B)"

AMENDMENT NO. 4

On page 30, line 36, delete "(B)"

AMENDMENT NO. 5

On page 31, line 6, delete "(B)"

AMENDMENT NO. 6

On page 31, line 23, delete "(B)"

AMENDMENT NO. 7

On page 31, line 28, change "(B)(5)" to "(4)"

AMENDMENT NO. 8

On page 31, line 35, delete "(B)"

On motion of Senator Ellington, the amendments were adopted.

Floor Amendments Sent Up

Senator Ellington sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 1398 by Representative Clarkson

AMENDMENT NO. 1

On page 4, line 9, after "cause" and before the comma "," insert "based upon the expenditure of child support for the six months immediately prior to the filing of the motion"

AMENDMENT NO. 2

Page 4, line 10, after "accounting" insert a period "." and delete the remainder of the line and delete lines 11 and 12 in their entirety

AMENDMENT NO. 3

page 4, line 13, change "by the recipient of child support" to "ordered by the court after the hearing"

AMENDMENT NO. 4

Page 12, line 7, after "party" and before the period "." insert "provided such request is filed in a reasonable time prior to the hearing. Failure to timely file the request shall not be grounds for a continuance"

On motion of Senator Ellington, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Hoyt	Marionneaux	Tarver
Irons	McPherson	
Total—5		

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. 1408—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:2269(B)(1), relative to the Firefighters' Retirement System; to provide with respect to military service credit, including but not limited to changing the dates during which certain military service must have occurred in order to purchase credit for such service; to provide an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Boissiere sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed House Bill No. 1408 by Representative Schneider

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 1 through 6 proposed by the Senate Committee on Retirement and adopted by the Senate on June 6, 2001.

AMENDMENT NO. 2

On page 1, line 2, between "reenact" and "relative" delete "R.S. 11:2269(B)(1)," and insert in lieu thereof "R.S. 11:1307(A) and 2269(B)(1) and to enact R.S. 22:1419(A)(3),"

AMENDMENT NO. 3

On page 1, at the end of line 2, add "Retirement System and the State Police Pension and"

AMENDMENT NO. 4

On page 1, line 3, between "System;" and "to" insert "to provide with respect to benefits, including but not limited to the benefit accrual rate used for calculation of benefits, the age, service, and date of employment criteria used for determining eligibility for benefits, and the use of funds derived from assessments against insurers for the payment of actuarial costs related to increasing the benefit accrual rate and survivor benefits;"

AMENDMENT NO. 5

On page 1, line 11, between "Section 1." and "hereby" delete "R.S. 11:2269(B)(1) is" and insert "R.S. 11:1307(A) and 2269(B)(1) are"

AMENDMENT NO. 6

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

"§1307. Persons eligible to retire on basis of service and age; retirement salaries

A. Upon application to the board as provided in R.S. 11:1306, members of this system shall be retired by the board at salaries fixed as follows:

(1) Any member of the system whose initial date of employment was prior to July 1, 1999, and who has attained age fifty and who has credit for at least ten years of service shall be paid a monthly salary equal to twenty-five percent of his average salary, which monthly salary shall be increased by one percent of average salary for each additional three months of service to his credit beyond the tenth year and extending through the end of the fourteenth year of service; the sum of three and one-third percent multiplied by the member's monthly average salary, and further multiplied by the number of years of service credited to the member's account, but the total annual benefit shall not exceed one hundred percent of the member's final average annual salary.

(2) Any member of the system whose initial date of employment was prior to July 1, 1999, and who has attained age fifty and who has credit for fifteen years of service shall be paid a monthly salary equal to forty-five percent of his average salary, which monthly salary shall be increased by one percent of average salary for each additional four months of service to his credit beyond the fifteenth year and extending through the end of the nineteenth year of service.

(3) (2)(a) Any member of the system whose initial date of employment was prior to September 8, 1978, regardless of age, who has credit for at least twenty years of service shall be paid a monthly salary equal to sixty percent of his average salary, which monthly salary shall be increased by one percent of average salary for each additional four months of service to his credit beyond the twentieth year up to a maximum of one hundred percent; the sum of three and one-third percent multiplied by the member's monthly average salary, and further multiplied by the number of years of service credited to the member's account, but the total annual benefit shall not exceed one hundred percent of the member's final average annual salary.

(b) Any member of the system whose initial date of employment occurred on or after September 8, 1978, but on or prior to June 30, 1999, regardless of age, who has credit for twenty at least twenty-five years of service shall be paid, commencing upon retirement if he has attained age fifty at such time, or upon attaining age fifty if he is less than age fifty at the time of retirement, a monthly salary equal to sixty percent of his average salary, which monthly salary shall be increased by one percent of average salary for each additional four months of service to his credit beyond the twentieth year up to a maximum of one hundred percent; the sum of three and one-third percent multiplied by the member's monthly average salary, and further multiplied by the number of years of service credited to the member's account, but the total annual benefit shall not exceed one hundred percent of the member's final average annual salary.

(4) Any member of the system whose initial date of employment is on or after July 1, 1999, who has attained age fifty and who has credit for ten or more years of service shall be paid a monthly salary equal to the sum of three and one-third percent, multiplied by his average salary, and further multiplied by the number of years of service credited to his account, but his total

~~annual benefit shall not exceed one hundred percent of his average salary:~~

* * *

AMENDMENT NO. 7

On page 2, delete lines 6 and 7 in their entirety, and insert in lieu thereof:

"Section 2. R.S. 22:1419(A)(3) and (4) are hereby amended and reenacted to read as follows:

§1419. Assessments against insurers; dedications

A.

* * *

(3) Regardless of the percentage assessed by the commission, an amount equal to seven-tenths of one percent of the gross direct premiums received in this state, in the preceding year, by insurers doing business in this state and subject to this Part, less returned premiums shall be deposited by the commission with the state treasurer ~~to the account on behalf of~~ the Municipal Police Employees' Retirement System, the Sheriffs' Pension and Relief Fund, and the Firefighters' Retirement System for the exclusive use of these retirement systems ~~or funds~~, and allocated as follows:

(a)(i) First, the assessment shall be used for funding of mergers of local retirement systems with these statewide retirement systems, such mergers to be funded over a period of thirty years, unless the Public Retirement Systems' Actuarial Committee deems a shorter period appropriate. Such shorter period shall not use more than five percent of the total assessment in any one year, nor shall the aggregate of all mergers being funded in any one year use more than twenty-five percent of the total assessment in any one year.

(ii) One million five hundred thousand dollars of the twenty-five percent of the total assessment which is allocated for the purpose of mergers shall be expended first to fund the annual actuarial cost incurred by the State Police Pension and Retirement System with regard to implementation of the Act which originated as House Bill No. 495 of the 2001 Regular Session of the Legislature, and this one million five hundred thousand dollars shall be expended prior to the funding of any mergers.

(b)(i) ~~First, Second, any funds that remain after the allocations provided for in Subparagraph (a) of this Paragraph shall be used as provided for in Item (ii) of this Subparagraph,~~ in meeting the remaining portion of the actuarially required contributions after receipt of the employee contributions at the rate established in R.S. 11:62(3), (6), and (9), after receipt of the employer contributions at the rate established in R.S. 11:103(C), and after receipt of all dedicated funds and taxes referred to in R.S. 11:103(C)(2)(a), in the amounts determined by the Public Retirement Systems' Actuarial Committee. ~~Second, the assessment shall be used for funding of mergers of local retirement systems or funds with these statewide systems or funds, such mergers to be funded over a period of thirty years, unless the Public Retirement Systems' Actuarial Committee deems a shorter period appropriate. Such shorter period shall not use more than five percent of the total assessment in any one year, nor shall the aggregate of all mergers being funded in any one year use more than twenty-five percent of the total assessment in any one year.~~

(ii)(aa) Any funds that remain after the allocations provided for in Subparagraph (3)(a) of this Paragraph shall be divided into three thirds and, then, a one-third portion shall be allocated separately to

each of the three systems. Except as otherwise provided in this Item, each such system shall not receive a greater portion than one-third.

(bb) It is hereby acknowledged that any one system may not need the entire one-third portion that it receives each year to meet the remaining portion of its actuarially required contributions. In that event, any unused allocated funds shall be reallocated to such other system or systems of the three systems that have a need for additional funds to meet the remaining portion of the actuarially required contributions.

(cc) If one system does not need its total annual allocated portion, but two other systems do use their total annual allocated portions to meet the remaining portion of the actuarially required contributions and need additional funds for that purpose, then the unused allocated portion of the system that did not use its total annual allocated portion shall be divided equally between the two systems that need additional funds to meet the remaining portion of their actuarially required contributions, except that any funds not needed by either such system shall be reallocated to the other such system to meet the remaining portion of the actuarially required contributions.

(dd) Funds that are reallocated to a system pursuant to Subitems (bb) or (cc) of this Item shall be limited to the amount that is necessary to meet the remaining portion of the actuarially required contributions of the receiving system.

(d) The phrase "retirement system" or "system" as used in Paragraphs (3), (4), and (5) of this Subsection shall include the Sheriffs' Pension and Retirement Fund, as applicable, notwithstanding that it is technically a retirement fund and not a retirement system.

(4) After payment of the amounts established by the Public Retirement Systems' Actuarial Committee to the retirement systems as provided for in Paragraph (3) of this Subsection, all remaining funds shall be remitted to the state general fund.

* * *

Section 3.(A) The provisions of R.S. 11:1307(A) as set forth in Section 1 of this Act shall not be applicable to those persons who retired from or became beneficiaries of the Louisiana State Police Pension and Retirement System on or before June 30, 2001. The provisions of R.S. 11:1307(A) shall apply to any such person as R.S. 11:1307(A) was in effect at the time of such person's retirement.

(B)(1) However, notwithstanding any other provision of law to the contrary, with regard to any person who participated in the Deferred Retirement Option Plan on or before June 30, 2001, and who continued in employment after participation in the Deferred Retirement Option Plan without a break in service and who remains in such continuous employment on July 1, 2001, the monthly retirement benefit payable to such person shall be the sum of three and one-third percent, multiplied by his monthly average salary, and further multiplied by the years of service credited to his account prior to the effective date of his participation in the Deferred Retirement Option Plan, but his total annual benefit shall not exceed one hundred percent of his average annual salary.

(2)(a) Notwithstanding any other provision of law to the contrary and specifically the provisions of R.S. 11:1310, the phrase "average salary" as used in this Subsection for the purpose of computing the regular retirement benefits of any member who entered the Deferred Retirement Option Plan based on less than twenty-five years of service shall mean the average salary including any pay or salary provided by the legislature in addition to that pay or salary that is set by either the Civil Service Commission or the State Police

Civil Service Commission for any twelve month period of service occurring while a member of this system, but limited to the first twenty-five years of state trooper service, regardless of whether such state trooper service occurred before, during, or after participation in the Deferred Retirement Option Plan. The phrase "average salary" as defined by this Subparagraph shall be used for purposes of computing the regular retirement benefit that is payable based on all service occurring prior the member's effective date of participation in the Deferred Retirement Option Plan.

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

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

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

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

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

Section 4.(A) The provisions of R.S. 11:1307(A) as set forth in Section 1 of this Act and R.S. 22:1419(A)(3) as set forth in Section 2 of this Act and the provisions of Section 3 of this Act shall all become effective on July 1, 2001; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2001, or on the day following such approval by the legislature, whichever is later.

(B) The provisions of R.S. 11:2269(B)(1) as set forth in Section 1 of this Act shall be applied retroactively to August 15, 1999."

On motion of Senator Boissiere, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—37

NAYS

Jones, B
Total—1

ABSENT

Bajoie
Total—1

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

HOUSE BILL NO. 1447—

BY REPRESENTATIVES CROWE AND HOLDEN
AN ACT

To repeal R.S. 17:154.3(B), (C), and (D), relative to staff development days; to repeal the provisions requiring teachers to work three additional days for staff development; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

June 14, 2001

Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Total—38		
	NAYS	
Total—0		
	ABSENT	
Mr. President		
Total—1		

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. 1537—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 13:1000(A), (B), and (C), relative to legal assistance programs in civil and family matters; to authorize the judges of district and family courts, by rule, to establish certain legal services programs which would qualify for specified funds generated by the clerk of court's office; to provide for an additional fee to the costs of docketing each civil suit; to delete requirements for apportionment of funds collected; to require submission of reports and audits; and to provide for related matters.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Engrossed House Bill No. 1537 by Representative Pierre

AMENDMENT NO. 1

On page 2, line 16, after "C." insert the following: "The court shall apportion the funds collected pursuant to Subsection B of this Section among the qualified pro bono projects in the district on an annual basis. The apportionment shall be based upon an application process that assures that each qualified pro bono project in a district receives a percentage of the funds approximating the percentage of legal services provided by that project out of the total legal services provided by all qualified pro bono projects in the district."

On motion of Senator Cravins, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Bajoie	Fields, C	Lentini

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

NAYS

Malone
Total—1

ABSENT

Mr. President
Total—2
Lambert

The Chair declared the amended 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. 1740—

BY REPRESENTATIVE SCALISE

AN ACT

To amend and reenact R.S. 23:984, relative to contracts; to provide that contracts made in violation of this Subpart are not enforceable; to provide for state policy on labor relations matters and employee freedom of choice; to prohibit any interference with employers' and employees' full exercise of their rights as provided under the federal labor laws; and to provide appropriate remedies for any infringement on those rights; and to provide for related matters.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 1740 by Representative Scalise

AMENDMENT NO. 1

On page 1, line 7, between "laws;" and "and to provide" insert "to provide exceptions,"

AMENDMENT NO. 2

On page 4, delete line 18 and insert the following:

"Section 3. Notwithstanding any other provision of this law, the provisions of this Section shall not apply to any political subdivision which adopted a home rule charter or plan of government prior to the effective date of the 1974 Constitution of the State of Louisiana unless and until a majority of the electors in any such political subdivision has voted at an election held for that purpose approving adoption of this law.

Section 4. If any provision or item of this Act or the application thereof is held invalid, such invalidity shall cause the entire Act to be invalid, and to this end the provisions of this Act are declared non-severable."

AMENDMENT NO. 3

On page 4, at the beginning of line 19, change "4" to "5"

Senator Cravins moved adoption of the amendments.

Senator Michot objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Includes Bajoie, Boissiere, Campbell, Cravins, Fields, C, Total—15.

NAYS

Table with 3 columns: Name, Yeas, Nays. Includes Mr. President, Barham, Cain, Chaisson, Dardenne, Dean, Dupre, Ellington, Total—22.

ABSENT

Table with 3 columns: Name, Yeas, Nays. Includes Bean, Irons, Total—2.

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. Jones to Reengrossed House Bill No. 1740 by Representative Scalise

AMENDMENT NO. 1

On page 4, between lines 17 and 18, insert the following:

"E. Nothing contained in this Section shall prohibit a governmental body from requiring diversity in employment contracts and from complying with federal equal employment laws pursuant to Title VII of the 1964 Civil Rights Act, as amended."

Senator C. Jones moved adoption of the amendments.

Senator Michot objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Includes Bajoie, Boissiere, Campbell, Cravins, Total—12.

NAYS

Table with 3 columns: Name, Yeas, Nays. Includes Mr. President, Barham, Bean, Cain, Chaisson, Dardenne, Dean, Dupre, Ellington, Total—26.

ABSENT

Irons Total—1

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. Jones to Reengrossed House Bill No. 1740 by Representative Scalise

AMENDMENT NO. 1

On page 4, between lines 17 and 18, insert the following:

"E. Nothing contained in this Section shall prohibit a governmental body from requiring a preference for the hiring of residents within the jurisdiction of the governmental body or of this state."

Motion

Senator Hollis moved the previous question on the entire subject matter.

Without objection, so ordered.

Senator C. Jones moved adoption of the amendments.

Senator Michot objected.

June 14, 2001

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Lambert
Boissiere	Heitmeier	Marionneaux
Campbell	Hines	McPherson
Cravins	Johnson	Mount
Fields, C	Jones, C	Ullo
Total—15		

NAYS

Mr. President	Ellington	Michot
Barham	Fontenot	Romero
Bean	Gautreaux	Schedler
Cain	Hollis	Smith
Chaisson	Hoyt	Theunissen
Dardenne	Jones, B	Thomas
Dean	Lentini	
Dupre	Malone	
Total—22		

ABSENT

Irons	Tarver
Total—2	

The Chair declared the amendments were rejected.

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	Romero
Barham	Gautreaux	Schedler
Bean	Hollis	Smith
Chaisson	Hoyt	Theunissen
Dardenne	Jones, B	Thomas
Dean	Lentini	Ullo
Dupre	Malone	
Ellington	Michot	
Total—22		

NAYS

Bajoie	Fields, C	Jones, C
Boissiere	Fields, W	Lambert
Cain	Heitmeier	Marionneaux
Campbell	Hines	McPherson
Cravins	Johnson	Mount
Total—15		

ABSENT

Irons	Tarver
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. 1761—

BY REPRESENTATIVES POWELL, PITRE, AND BOWLER
AN ACT

To amend and reenact R.S. 23:1161(B)(introductory paragraph), 1168(A)(1), 1174.1(A), 1200.3(A) and (B) and R.S. 39:1549, relative to group self-insurance funds; to clarify references to group self-insurance funds as insurers or providers of insurance coverage; to provide proper citations to group self-insurance within the workers' compensation act and other statutes; 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	Fields, C	Marionneaux
Bajoie	Fields, W	McPherson
Barham	Fontenot	Michot
Bean	Gautreaux	Mount
Boissiere	Heitmeier	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Johnson	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	
Ellington	Malone	
Total—37		

NAYS

Total—0

ABSENT

Hines	Irons
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. 1807—

BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 39:98.6, relative to tobacco settlement proceeds; to provide for the amount of security to be furnished for appeal of certain matters relating to the tobacco settlement proceeds to be received by the state pursuant to the Master Settlement Agreement; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Hoyt	Irons	Michot
Total—3		

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

HOUSE BILL NO. 1856—

BY REPRESENTATIVE DEVILLIER

AN ACT

To enact Code of Criminal Procedure Article 822(C), relative to amending or modifying sentences; to provide that the amendment or modification of a criminal sentence shall be conducted pursuant to procedures contained in present law; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

NAYS

Total—0

ABSENT

Irons	Romero
Total—2	

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. 1905—

BY REPRESENTATIVES LANDRIEU AND RIDDLE

AN ACT

To enact R.S. 27:403, relative to elected public officials doing business with certain gaming establishments; to prohibit elected public officials from engaging in any business activity except as a patron or as a performing musician with any owner or operator of a facility which is subject to an Indian gaming compact; to provide for exceptions; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Bajoie	Fields, C	Malone
Barham	Fontenot	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
Total—36		

NAYS

Total—0

ABSENT

Fields, W	Gautreaux	Marionneaux
Total—3		

June 14, 2001

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. 1940—

BY REPRESENTATIVE R. ALEXANDER
AN ACT

To amend and reenact R.S. 13:1894 and 2493(C), R.S. 14:143, and Code of Criminal Procedure Article 843 and to repeal R.S. 14:34.2(C), 67(D), 67.10(C), 69(D), 71(H), 82(F), and 285(E), relative to the enactment, enforcement, and prosecution of certain municipal or parochial ordinances; to provide that governing authorities of political subdivisions may adopt ordinances which define certain conduct as a criminal offense; to provide limitations on and requirements for those ordinances; and to repeal provisions which allow the adoption of municipal ordinances defining certain crimes; to provide for the enforcement of certain ordinances; to provide for the applicable procedure in court; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Irons
Total—1

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

HOUSE BILL NO. 2018—

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

To amend and reenact Children's Code Article 1121(C) and to enact R.S. 14:125.2 and Children's Code Article 1122(B)(10), relative to giving false statements concerning paternity; to create the

crime of giving false statements concerning paternity; to provide for penalties; to provide for certain recitations in an act of surrender; to provide for recitations in the affidavit of counsel in a private surrender; 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, C	Malone
Bajoie	Fields, W	Marionneau
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dean	Jones, C	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—38		

NAYS

Total—0

ABSENT

Irons
Total—1

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. 2033—

BY REPRESENTATIVES HUNTER AND CURTIS
AN ACT

To amend and reenact Code of Criminal Procedure Article 738, relative to the number of witnesses a defendant is allowed to subpoena in felony cases; to increase the number to twenty; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Marionneau
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot

Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dean	Jones, C	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Fields, C	Malone	

Total—37

NAYS

Total—0

ABSENT

Mr. President
Total—2

Irons

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

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.

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

Total—30

NAYS

Campbell Fields, W

Fields, C
Total—4

Marionneaux

ABSENT

Bajoie	Irons	Mount
Cravins	McPherson	

Total—5

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. 2066 (Substitute for House Bill No. 755 by Representative Landrien)—
BY REPRESENTATIVES LANDRIEU AND PERKINS
AN ACT

To enact R.S. 27:27.1, 27.2, 27.3, and 27.4 and to repeal R.S. 27:60 and 265, relative to compulsive gambling; to provide for a uniform compulsive and problem gambling program; to provide with respect to excluded persons; to provide for the adoption of rules by the Louisiana Gaming Control Board; to provide for the ejection of persons; to provide with respect to print advertising; to provide for criminal penalties for attempting to enter a gaming establishment after exclusion; to provide for the imposition of sanctions on a licensee, permittee, or the casino gaming operator for willful failure to exclude persons placed on the list; to provide for revocation of a gaming license for a pattern of willful failure to exclude individuals placed on the exclusion list; to provide with respect to advertising; to provide for applicability; to provide with respect to liability; and to provide for related matters.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Jones to Reengrossed House Bill No. 2066 by Representative Landrieu

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 6 and 7 as proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 6, 2001.

AMENDMENT NO. 2

On page 8, between lines 11 and 12 insert the following:

"N. Notwithstanding the provisions of this Section to the contrary, the Louisiana Gaming Control Board shall adopt rules to provide for a uniform compulsive and problem gambling program for persons licensed pursuant to the provisions of the Video Draw Poker Devices Control Law as provided in Chapter 6 of this Title. All rules shall be adopted pursuant to the provisions of the Administrative Procedure Act and R.S. 27:15(B)(8) and shall be subject to legislative oversight and review in accordance with R.S. 49:968. Notwithstanding any provision of law to the contrary, the legislative oversight committees shall have the power to make substantive changes to the rules in addition to approving or rejecting the rules."

June 14, 2001

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cravins
Total—1

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

HOUSE BILL NO. 2069 (Substitute for House Bill No. 565 by Representative Hammett)—
BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields, C Lentini
Bajoie 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
Total—38

NAYS

Total—0

ABSENT

Michot
Total—1

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

HOUSE BILL NO. 2071 (Substitute for House Bill No. 1298 by Representative McMains)—

BY REPRESENTATIVE MCMAINS

AN ACT

To enact Chapter 24 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1501 and 1502, relative to business organizations; to provide for filing of actions against persons who control business organizations; to provide for prescription; to provide for applicability; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields, W Marionneaux
Bajoie Gautreaux Michot
Barham Heitmeier Mount
Boissiere Hines Romero
Cain Hollis Schedler
Cravins Hoyt Smith
Dean Irons Tarver
Dupre Johnson Theunissen
Ellington Jones, C Thomas
Fields, C Malone Ullo
Total—30

NAYS

Bean Chaisson Lentini
Campbell Jones, B McPherson
Total—6

ABSENT

Dardenne	Fontenot	Lambert
Total—3		

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

**Appointment of Conference Committee
on House Bill No. 1**

The President of the Senate appointed on the Conference Committee on House Bill No. 1 the following members of the Senate: Senators Hainkel, Dardenne and Tarver.

**Appointment of Conference Committee
on House Concurrent Resolution No. 111**

The President of the Senate appointed on the Conference Committee on House Concurrent Resolution No. 111 the following members of the Senate: Senators Thomas, Theunissen and Mount.

**Appointment of Conference Committee
on Senate Bill No. 865**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 865: Senators Thomas, Tarver and Hines.

**Appointment of Conference Committee
on House Bill No. 461**

The President of the Senate appointed on the Conference Committee on House Bill No. 461 the following members of the Senate: Senators Irons, Tarver and Thomas.

**Appointment of Conference Committee
on House Bill No. 855**

The President of the Senate appointed on the Conference Committee on House Bill No. 855 the following members of the Senate: Senators Cravins, Chaisson and Lentini.

**Appointment of Conference Committee
on House Bill No. 914**

The President of the Senate appointed on the Conference Committee on House Bill No. 914 the following members of the Senate: Senators Boissiere, Hoyt and Gautreaux.

**Appointment of Conference Committee
on House Bill No. 1712**

The President of the Senate appointed on the Conference Committee on House Bill No. 1712 the following members of the Senate: Senators Thomas, Heitmeier and Marionneaux.

Messages from the House

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

Message from the House

**RECOMMITT OF
CONFERENCE COMMITTEE REPORT**

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has recommitted Senate Bill No. 123 back to Conference Committee.

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

**RECOMMITT OF
CONFERENCE COMMITTEE REPORT**

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has recommitted Senate Bill No. 221 back to Conference Committee.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 81.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 590.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 987.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1216.

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 110—
BY SENATOR JOHNSON**

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to assign Louisiana State Police to provide patrols and conduct traffic accident investigations between Elysian Fields Avenue and the I-10 Interstate system in New Orleans and the I-10 Interstate Twin Spans in New Orleans East.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 126—
BY SENATORS W. FIELDS, HOYT, MOUNT AND THEUNISSEN**

A CONCURRENT RESOLUTION

To establish a special committee to study service-learning and the feasibility and advisability of requiring service-learning as a requirement for high school graduation, and to provide recommendations to the Senate and House committees on education.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 94—
BY SENATOR SCHEDLER**

A CONCURRENT RESOLUTION

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

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 68—
BY SENATORS B. JONES AND JOHNSON**

A CONCURRENT RESOLUTION

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

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 19—
BY SENATOR SCHEDLER**

A CONCURRENT RESOLUTION

To create the Louisiana Child Visitation Center Review Commission to study the feasibility of establishing child visitation centers in the state to provide safe, supervised settings for noncustodial parents to meet and visit with their children.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 105—
BY SENATOR SMITH**

A CONCURRENT RESOLUTION

To establish a special committee to study all aspects of sportsmanship at youth sporting events and to provide recommendations to the legislature on the feasibility of establishing a policy or program for parents or legal guardians who have children who participate in youth sports activities.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 124—

BY SENATOR JOHNSON

A CONCURRENT RESOLUTION

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

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 131—

BY SENATOR W. FIELDS

A CONCURRENT RESOLUTION

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

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 57—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

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

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 118—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

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

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 121—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To establish a special committee to study the merits of and need for tenure as a benefit for public elementary and secondary classroom teachers and other public school employees and to

make any recommendations to the Senate and House committees on education.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 130—

BY SENATOR CAIN

A CONCURRENT RESOLUTION

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

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 20—

BY SENATORS HINES, SCHEDLER, MCPHERSON AND THOMAS AND REPRESENTATIVE PRATT

A CONCURRENT RESOLUTION

To create the Louisiana Stroke Treatment Task Force to study the feasibility of developing and implementing a comprehensive statewide education program on stroke prevention targeted to high-risk populations and to geographic areas where there is a high incidence of stroke.

Reported with amendments.

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 with amendments.

SENATE CONCURRENT RESOLUTION NO. 156—

BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To establish the Louisiana Adoption Study Committee to study the adoption proceedings in the state.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 128—

BY SENATOR SCHEDLER AND REPRESENTATIVE R. ALEXANDER

A CONCURRENT RESOLUTION

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

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 148—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To establish and provide for a special commission to study court costs imposed in civil, traffic, and criminal matters in the state, parish, and city courts of the state and the uses of such court costs and other fees.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 74—

BY SENATOR CAIN

A CONCURRENT RESOLUTION

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

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 99—

BY SENATOR HOYT

A CONCURRENT RESOLUTION

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

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 31—

BY SENATOR C. FIELDS

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to study the availability of programs and resources for inmate rehabilitation and development and make a comparison among institutions.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 23—

BY SENATOR C. FIELDS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education together with the Department of Education, the Louisiana Community and Technical College System, and the Department of Public Safety and Corrections to collectively conduct a study of education programs for both adult and juvenile inmates who are incarcerated in both state and local penal institutions.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 129—

BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the importance of international education as economic development and the feasibility of establishing a state international education policy

to further economic competitiveness and to promote the international exchange of scholars through mutual understanding and cooperation among other countries.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 103—

BY SENATOR DEAN

A CONCURRENT RESOLUTION

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

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 54—

BY SENATOR C. FIELDS

A CONCURRENT RESOLUTION

To urge and request a comprehensive study of the African American population in the state of Louisiana by Southern University's Nelson Mandela School of Public Policy and Urban Affairs.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 25—

BY SENATOR ULLO

A CONCURRENT RESOLUTION

To urge and request the division of administration to review and update the state bid specifications under "General Requirements for Fish and Fishery Products (Class 14)".

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 92—

BY SENATOR HINES

A CONCURRENT RESOLUTION

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

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 100—

BY SENATOR C. JONES

A CONCURRENT RESOLUTION

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

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 29—

BY SENATOR IRONS

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to address the problem of sexual trafficking.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 4—

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

A CONCURRENT RESOLUTION

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

Reported without amendments.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

Regular Order of the Day

Senator Lambert in the Chair

Special Order of the Day

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

HOUSE BILL NO. 18—

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

AN ACT

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

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Dardenne and Campbell to Engrossed House Bill No. 18 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 7, after "36:" and before "744(R)" insert "742.1 and"

AMENDMENT NO. 2

On page 1, line 13, after "elections;" insert "to provide for prohibitions against political activities;"

AMENDMENT NO. 3

On page 16, line 11, after "36:" and before "744(R)" insert "742.1 and"

AMENDMENT NO. 4

On page 16, line 11, change "is" to "are"

AMENDMENT NO. 5

On page 16, between lines 18 and 19, insert the following:

"§742.1 Prohibitions against political activities: elections

A. Neither the secretary of state nor the commissioner of elections nor any other employee who is in the unclassified state service under the secretary's supervision shall participate or engage in any political activity, make or solicit any contributions for any political party, faction, or candidate, or take active part in the management of the affairs of a political party, faction, candidate, or any political campaign in any election that is supervised, regulated or conducted by the office of the secretary of state. Nothing in this Section shall be construed to prohibit the secretary of state from being a candidate for nomination or election to any public office not otherwise prohibited by the Constitution of Louisiana of 1974, and engaging in political activity in the conduct of such candidacy, exercising his right as a citizen to express his opinion privately, or casting his vote as he desires. As used in this Section, "political activity" shall have the meaning ascribed to it in Article X, Section 9(C) of the Constitution of Louisiana of 1974.

B. All other employees of the secretary of state who are in the classified state service shall be subject to the constitution and laws, and the regulations adopted pursuant thereto, affecting political activities by persons in the classified state service.

* * *

Senator Dardenne moved adoption of the amendments.

Senator Johnson objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham
Beau

Fontenot
Gautreaux

McPherson
Michot

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Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Jones, C	Tarver
Dardenne	Lambert	Theunissen
Dean	Lentini	Thomas
Dupre	Malone	Ullo
Ellington	Marionneaux	
Total—32		

NAYS

Bajoie	Heitmeier
Fields, W	Johnson
Total—4	

ABSENT

Mr. President	Fields, C	Jones, B
Total—3		

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Gautreaux	Marionneaux
Bean	Hines	McPherson
Boissiere	Hollis	Mount
Cain	Hoyt	Romero
Campbell	Irons	Schedler
Chaisson	Jones, B	Smith
Dardenne	Jones, C	Tarver
Dean	Lambert	Theunissen
Ellington	Lentini	Thomas
Fontenot	Malone	Ullo
Total—30		

NAYS

Bajoie	Fields, C	Heitmeier
Cravins	Fields, W	Johnson
Total—6		

ABSENT

Mr. President	Dupre	Michot
Total—3		

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

Personal Privilege

Senator Michot asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the

vote on House Bill No. 18. He had intended to vote yea on the bill. He asked that the Official Journal so state.

Rules Suspended

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

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

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

Called from the Calendar

Senator Romero asked that House Bill No. 336 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 336—

BY REPRESENTATIVE DANIEL

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Michot	Tarver
---------------	--------	--------

Total—3

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

Called from the Calendar

Senator Romero asked that House Bill No. 337 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 337—

BY REPRESENTATIVE DANIEL

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Names (Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Total—36), Fields, C, Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Jones, C, Lambert, Lentini, Malone, Marionneaux, McPherson, Mount, Romero, Schedler, Smith, Theunissen, Thomas, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Michot, Tarver, Total—3

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

Called from the Calendar

Senator Romero asked that House Bill No. 1427 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1427—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 56:302.1(C)(2)(c), relative to charter fishing licenses; to make charter passenger fishing trip licenses available to residents; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Names (Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Total—36), Fields, C, Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Jones, C, Lambert, Lentini, Malone, Marionneaux, McPherson, Mount, Romero, Schedler, Smith, Theunissen, Thomas, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Michot, Tarver, Total—3

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

Called from the Calendar

Senator Romero asked that House Bill No. 1429 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1429—

BY REPRESENTATIVE FLAVIN

AN ACT

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

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

June 14, 2001

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean
Total—1

ABSENT

Mr. President
Hollis
Total—4
McPherson
Tarver

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.

Called from the Calendar

Senator Romero asked that House Bill No. 1420 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1420—
BY REPRESENTATIVES PIERRE AND DANIEL
AN ACT

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

Floor Amendments Sent Up

Senator Romero sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Reengrossed House Bill No. 1420 by Representative Pierre

AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete the remainder of the line and insert the following:

"56:302.1 (B)(1), (C)(2)(a) and to enact R.S. 56:649.8, relative to"

AMENDMENT NO. 2

On page 1, line 6, after "licenses;" insert "to provide for nonresident four-day freshwater and saltwater fishing licenses; to provide for a senior combination lifetime hunting and fishing license for persons sixty years of age and older"

AMENDMENT NO. 3

On page 1, line 10, between "reenacted" and "to" insert "and R.S. 56:649.8 is hereby enacted"

AMENDMENT NO. 4

On page 1, line 14, between "B.(1)" and "In" insert "(a)"

AMENDMENT NO. 5

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

"(b) In lieu of the basic recreational fishing license, and the temporary basic recreational freshwater fishing license, nonresidents may purchase a four-day basic license for a fee of fifteen dollars. This license shall be valid for four consecutive days."

AMENDMENT NO. 6

On page 2, line 6, between "(2)(a)" and "The" insert "(i)"

AMENDMENT NO. 7

On page 2, line 7, change "fifty" to "thirty"

AMENDMENT NO. 8

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

"(ii) In lieu of the saltwater license and the temporary saltwater license, nonresidents may purchase a four-day saltwater license for a fee of forty-five dollars. This license shall be valid for four consecutive days."

AMENDMENT NO. 9

On page 2, between lines 14 and 15 insert the following:

"§649.8 Senior combination lifetime hunting and fishing license

The department shall make available for persons sixty years old or older who were born in Louisiana a senior combination lifetime hunting and fishing license which shall entitle the licensee to all of the privileges of both lifetime hunting and lifetime sports fishing licenses provided in R.S. 56:649.1 and 649.2. The fee for the senior combination lifetime hunting and fishing license shall be fifty dollars."

On motion of Senator Romero, the amendments were adopted.

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

Called from the Calendar

Senator Cravins asked that House Bill No. 2044 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 2044 (Substitute for House Bill No. 1646 by Representative Martiny)—

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

AN ACT

To amend and reenact R.S. 27:3(4) through (8), 27(A)(introductory paragraph) and (C), 44(6), (7), (18), (19), and (20), 47, 58(9), 68(A), 70(A), 72(A), 74, 75(A), (B), (C), (D), and (E), 81, 91(A), 205(9), (10), (27), (28), and (33), 250, 251, 301(B)(6) and (11), 353(3) and (9), 363(B)(1), and 364(A)(1)(b)(iv), to enact R.S. 27:3(9) through (23), 27(D), 28 through 30.2, and 365(5), and to repeal R.S. 27:44(8), 70(B) and (C), 75(F), 76, 77, 78, 82, 83, 89, 91(D) and (E), 99, 205(11) and (19), 230(A) and (B), 238, 255, 263, 305(B), 311(A)(1) and (F), 361(B)(2), 362, 363(B)(2), (C), and (E), and 375(A), relative to the Louisiana Gaming Control Law; to revise certain statutory provisions regarding the regulation of gaming; to provide for definitions; to provide for suitability standards for certain gaming licensees; to provide for exceptions; to establish fees; to provide for the collection and disposition of fees; to provide for criteria for the issuance of manufacturers, gaming suppliers, and employee permits; to repeal certain duplicative language; to create the crime of false statements related to gaming; to create the crime of unlawful use of state issued identification to gain access to gaming facilities; to provide for penalties; to repeal existing provisions regarding appeals of decisions of the casino gaming corporation board and riverboat gaming commission; to provide for penalties for failure to renew a permit timely; to create the crime of unlawful use of an expired permit; to repeal obsolete local option provisions regarding riverboat gaming in Calcasieu and Ouachita Parishes; to repeal the provision of law requiring not more than sixty percent of video draw poker devices sold or distributed in the state were manufactured by the same manufacturer; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2044 by Representative Martiny

AMENDMENT NO. 1

On page 3, line 2, change "provision" to "provisions"

AMENDMENT NO. 2

On page 22, line 19, after "licensee" and before "or" insert a comma "," and insert "the casino gaming operator,"

On motion of Senator Cravins, the amendments were adopted.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2044 by Representative Martiny

AMENDMENT NO. 1

Delete the Senate Committee Amendments proposed by the Senate Committee on Judiciary B and adopted by the Senate on May 7, 2001

AMENDMENT NO. 2

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

AMENDMENT NO. 3

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

" (2)(a) A lessor of immovable property forming any part of the complex of a licensed gaming operation is required to submit to suitability.

(b) Notwithstanding anything contained in this Chapter to the contrary, the obligations to the division of the real estate lessor of a licensee who receives less than two percent of the net gaming revenue of a licensee and who is not involved in the day to day operations of the licensee shall be to provide such financial information, documentation, and necessary release forms for the division to make a determination that no person who fails to meet suitability requirements is receiving any funds received by the lessor from the licensee, or is participating in the management of the affairs or business operations of the lessor. An individual who is an officer, director or has five percent or more economic interest in a lessor who receives less than two percent of the net gaming revenue of a licensee shall provide only the information required of a person permitted as in R.S. 27:29.4(B)."

On motion of Senator Cravins, the amendments were adopted.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2044 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 7, following "30.2," and before "and 365(5)" insert "353(14),"

AMENDMENT NO. 2

On page 1, line 9, following "(F)" and before "361(B)(2)" insert "353(11),"

AMENDMENT NO. 3

On page 2, line 19, following "30.2," and before "and 365(5)" insert "353(14),"

AMENDMENT NO. 4

On page 3, line 2, change "provision" to "provisions"

AMENDMENT NO. 5

June 14, 2001

On page 22, line 19, after "licensee" and before "or" insert a comma "," and insert "the casino gaming operator."

AMENDMENT NO. 6

On page 36, between lines 4 and 5, insert the following:

"(14) "Slot machine" means any mechanical, electrical, or other device, contrivance, or machine which, upon insertion of a coin, token, or similar object therein or upon payment of any consideration whatsoever, is available to play or operate, the play or operation of which, whether by reason of the skill of the operator or application of the element of chance, or both, may deliver or entitle the person playing or operating the machine to receive cash, premiums, merchandise, tokens, or anything of value, whether the payoff is made automatically from the machine or in any other manner.

* * *

AMENDMENT NO. 7

On page 37, line 10, following "(F)" and before "361(B)(2)" insert "353(11)."

On motion of Senator Cravins, the amendments were adopted.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2044 by Representative Martiny, et al

AMENDMENT NO. 1

On page 1, at the end of line 5, delete "and"

AMENDMENT NO. 2

On page 1, line 6, after "364(A)(1)(b)(iv)," and before "to enact" insert "and 392(B)(2)(a) and (b), (3)(introductory paragraph), (4), and (5)."

AMENDMENT NO. 3

On page 2, line 17, after "363(B)(1)," delete the remainder of the line and insert "364(A)(1)(b)(iv), and 392(B)(2)(a) and (b), (3)(introductory paragraph), (4), and (5) are"

AMENDMENT NO. 4

On page 37, between lines 7 and 8, insert the following:

§392. Collection and disposition of fees and taxes

* * *

B.

* * *

(2)(a) After complying with the provisions of this Subsection, the state treasurer shall, each fiscal year, credit all taxes generated pursuant to R.S. 27:393(A) and all fines and other monies collected by the division to a special fund which is hereby created in the state treasury and entitled the "Pari-mutuel Live Racing Facility Gaming Control Fund", hereinafter referred to as the "Gaming Control Fund."

(b) Monies in the Gaming Control Fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely for the expenses of the board, the Department of Justice, and the division which are necessary to carry out the provisions of this Chapter. Monies in the fund remaining after appropriation for expenses of the board, the Department of Justice, and the division shall be deposited and credited as provided in Paragraph (6) (4) of this Subsection.

* * *

(3) After complying with the provisions of Paragraph (1) Paragraphs (1) and (2) of this Subsection, the state treasurer shall, each fiscal year, credit five percent of the state portion of taxable net slot machine proceeds collected from each licensed eligible facility to the following special funds:

* * *

(4) After complying with the provisions of Paragraph (1) Paragraphs (1) and (2) of this Subsection, the state treasurer shall, each fiscal year, credit a total of twelve million dollars from the combined taxable net slot machine proceeds collected by the state from each licensed eligible facility, as defined herein, to the fund previously established by R.S. 3:277. These proceeds shall be expended, utilizing any or all powers granted to the Louisiana Agricultural Finance Authority, including the funding or securing of revenue bonds, exclusively for meeting the needs of the Boll Weevil Eradication program and other agricultural, agronomic, horticultural, silvicultural or aquacultural industrial or economic development programs.

(5) After complying with the provisions of Paragraph (1) Paragraphs (1) and (2) of this Subsection, the state treasurer shall, each fiscal year, credit a total of one million dollars from the combined taxable net slot machine proceeds collected by the state from each licensed eligible facility, as defined herein, to the "Rehabilitation for the Blind and Visually Impaired Fund", for the purposes of this Subparagraph, the "fund", hereby created in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely to fund, through a cooperative endeavor agreement between the Department of Social Services and the Affiliated Blind of Louisiana and the Louisiana Center for the Blind at Ruston, rehabilitation services for the blind, deaf-blind, and visually impaired and for training the older visually impaired. Appropriations for this purpose shall be allocated fifty percent each to the Affiliated Blind of Louisiana and the Louisiana Center for the Blind at Ruston. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of such monies shall be credited to the state general fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

* * *

On motion of Senator Cravins, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President
Total—2

Lambert

The Chair declared the amended 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.

Called from the Calendar

Senator B. Jones asked that House Bill No. 1103 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1103—

BY REPRESENTATIVES LEBLANC AND DEWITT
AN ACT

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

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Jones to Engrossed House Bill No. 1103 by Representative LeBlanc

AMENDMENT NO. 1

On page 2, at the bottom of the page, insert:

"(3) The provisions of this Subsection shall only apply to use tax returns when the amount due exceeds five hundred dollars for the tax levied."

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

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Jones to Engrossed House Bill No. 1103 by Representatives LeBlanc and DeWitt

AMENDMENT NO. 1

On page 1, line 2, after "(C)" insert "and to enact R.S. 47:1523"

AMENDMENT NO. 2

On page 1, line 3, after "period for" insert ", and controversies concerning the" and after "payment of" insert a comma ","

AMENDMENT NO. 3

On page 1, line 7, after "return" insert: "to provide for creation of a tax settlement oversight committee; to provide for powers, duties and membership of the committee;"

AMENDMENT NO. 4

On page 1, line 11, after "reenacted" insert "and R.S. 47:1523 is hereby enacted"

AMENDMENT NO. 5

On page 1, between lines 11 and 12, insert the following:

"§1523. Settlement to be approved by settlement oversight committee

R.S. 47:1523 is all proposed new law.

A. When the secretary of the Department of Revenue and a taxpayer have agreed to the terms of a proposed settlement of a matter concerning money owed the state or money which has been paid under protest and placed into an escrow account as provided by law which is either in litigation or is in dispute after a notice of assessment has been sent in accordance with R.S. 47:1565(A), and the amount in controversy, including interest and penalties, is two million dollars or more, the secretary of the Department of Revenue may settle the tax dispute only upon the approval of the tax settlement oversight committee.

B. The tax settlement oversight committee shall consist of:

- (1) The president of the Senate, or his designee.
- (2) The state attorney general, or his designee.
- (3) The speaker of the House of Representatives, or his designee.

C. Settlement oversight committee procedures

(1) The secretary shall send a notice of the proposed settlement by certified mail, return receipt requested, to all members of the settlement oversight committee. The notice shall include the identity of the taxpayer, the amount in controversy, the amount of the settlement, and the reasons for the settlement. The secretary shall also send an approval form that each member shall complete and return to the secretary within thirty days of the date of mailing.

(2)(a) If the secretary receives forms approving the settlement from a majority of the members of the committee, the secretary may settle the tax dispute in accordance with the terms of the proposed settlement. However, if two members of the committee provide a written request for a meeting of the committee to the secretary within thirty days of the mailing of the notice provided for in Paragraph (1)

of this Subsection, the secretary shall issue a written call for such meeting to the members of the committee within thirty days of receipt of the request and the mail ballots shall be disregarded.

(b) If the secretary does not receive forms in which a majority of the committee either approves or disapproves the proposed settlement by the thirtieth day after the mailing of the notice provided for in Paragraph (1) of this Subsection, the secretary shall issue a written call for a meeting to the members of the committee within thirty days of that date.

(3) A majority of the members of the committee shall constitute a quorum. All decisions of the settlement oversight committee shall be by a majority vote of the members. In the event there is a failure to make a quorum on the meeting date or a failure to come to a decision on the part of the committee at a meeting, the secretary shall issue a written call for a second meeting within thirty days. At the second meeting, should there be a failure to reach a quorum or a decision, the proposed settlement shall be deemed disapproved.

D. The confidentiality of all records, files, and documents of the secretary and the committee shall be preserved and maintained in accordance with R.S. 47:1508 and 1508.1, and R.S. 44:425, and all meetings of the committee shall be considered strategy sessions concerning prospective litigation, the public discussion of which would have a detrimental effect on the bargaining or litigating position of the secretary.

E. The committee is authorized to adopt rules and regulations to administer this Section.

* * *

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—0

ABSENT

Mr. President Total—1

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

Called from the Calendar

Senator Hollis asked that House Bill No. 438 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 438—

BY REPRESENTATIVE PINAC

AN ACT

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

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

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

Total—38

NAYS

Total—0

ABSENT

Mr. President

Total—1

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.

Called from the Calendar

Senator Barham asked that House Bill No. 574 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 574—

BY REPRESENTATIVES MCDONALD AND WALSWORTH
AN ACT

To enact R.S. 33:1448(I), relative to retired sheriffs and retired sheriffs' deputies; to provide that in Ouachita Parish the sheriff shall pay for hospital, surgical, and medical insurance for certain retired sheriffs and deputy sheriffs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President
Total—1

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

Called from the Calendar

Senator Fontenot asked that House Bill No. 1897 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1897—

BY REPRESENTATIVE PERKINS
AN ACT

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

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Reengrossed House Bill No. 1897 by Representative Perkins

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 1 and 2 proposed by the Senate Committee on Environmental Quality and adopted by the Senate on May 16, 2001.

AMENDMENT NO. 2

On page 1, line 13, change "B." to "B.(1)"

AMENDMENT NO. 3

On page 1, line 15, after "monthly." insert "(2)(a)"

AMENDMENT NO. 4

On page 1, line 18, after "list." insert the following:

"(b) The list shall be published on the department's web site and shall also include any proposed beneficial environmental projects which have been submitted to the department for approval. The list and the proposed beneficial projects shall reflect a cumulative year's record."

AMENDMENT NO. 5

On page 2, line 8, delete "informal" and after "resolution" insert "discussions"

AMENDMENT NO. 6

On page 2, line 26, delete "informal"

AMENDMENT NO. 7

On page 3, line 1, after "resolution" insert "discussions"

AMENDMENT NO. 8

On page 3, line 9, delete "informal" and after "resolution" insert "discussions"

AMENDMENT NO. 9

On page 3, line 12, delete "informal" and after "resolution" insert "discussions"

AMENDMENT NO. 10

On page 3, line 15, delete "informal" and change "may" to "shall"

On motion of Senator Fontenot, the amendments were adopted.

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

June 14, 2001

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President
Total—1

The Chair declared the amended 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.

Called from the Calendar

Senator C. Fields asked that House Bill No. 947 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Malone
Bajoie	Fields, W	Marionneaux

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

Total—37

NAYS

Hoyt
Total—1

ABSENT

Michot
Total—1

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

Called from the Calendar

Senator Ullo asked that House Bill No. 268 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 268—

BY REPRESENTATIVE LANCASTER

AN ACT

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

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed House Bill No. 268 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 17, change "eighty" to "fifty"

AMENDMENT NO. 2

On page 2, line 1, change "sixty" to "forty-eight"

AMENDMENT NO. 3

On page 2, line 9, change "twenty" to "ten"

Senator Marionneaux moved adoption of the amendments.

Senator Cain objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Dupre	Lambert
Bean	Fields, C	Lentini
Campbell	Fields, W	Marionneaux
Cravins	Gautreaux	McPherson
Dean	Jones, B	
Total—14		

NAYS

Mr. President	Hines	Romero
Barham	Hollis	Schedler
Boissiere	Hoyt	Smith
Cain	Irons	Tarver
Chaisson	Johnson	Theunissen
Dardenne	Jones, C	Thomas
Ellington	Malone	Ullo
Fontenot	Michot	
Heitmeier	Mount	
Total—25		

ABSENT

Total—0

The Chair declared the amendments were rejected.

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	Heitmeier	Mount
Bajoie	Hines	Romero
Barham	Hollis	Schedler
Bean	Hoyt	Smith
Boissiere	Irons	Tarver
Cain	Johnson	Theunissen
Chaisson	Jones, C	Thomas
Dardenne	Lambert	Ullo
Dupre	Malone	
Ellington	Michot	
Total—28		

NAYS

Campbell	Fields, W	Marionneaux
Cravins	Fontenot	McPherson
Dean	Gautreaux	
Fields, C	Lentini	
Total—10		

ABSENT

Jones, B

Total—1

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.

Messages from the House

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1565.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 20 by Senator Romero:

Representatives Donelon, Diez and Murray.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like

committee from the Senate, on the disagreement to Senate Bill No. 616 by Senator Heitmeier:

Representatives Diez, Pitre and Hutter.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 865 by Senator Thomas:

Representatives Morrish, Donelon and Hebert.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1391 by Representative Daniel, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 456 by Representative Alario, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and

to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Alario, Broome and Damico.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1584 by Representative K. Carter, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives K. Carter, Bruneau and Landrieu.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 2047 by Representative Martiny, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Martiny, Fauchaux and Perkins.

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

Mr. President in the Chair

Rules Suspended

Senator Lambert 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:

CONFERENCE COMMITTEE REPORT

House Concurrent Resolution No. 111 By Representative Nevers

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Concurrent Resolution No. 111 by Representative Nevers, Kenney, and Thompson, recommend the following concerning the reengrossed resolution:

1. That the Senate Floor Amendments proposed by Senator Thomas and adopted by the Senate on June 7, 2001, be rejected.
2. That the following amendments to the reengrossed resolution be adopted:

AMENDMENT NO. 1

On page 2, line 14, after "should" delete the remainder of the line and delete lines 15 and 16 and insert in lieu thereof: "meet all Board of Elementary and Secondary Education standards for district-approved electives."

Representatives:	Respectfully submitted,
Ben W. Nevers	Senators
Carl N. Crane	Willie L. Mount
Jane H. Smith	Gerald J. Theunissen
	Jerry A. Thomas

Rules Suspended

Senator Thomas asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Thomas, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneau
Bajoie	Fontenot	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones, C	Thomas

Dean	Lambert	Ullo
Dupre	Malone	
Total—35		
	NAYS	
Total—0		
	ABSENT	
Fields, C	Jones, B	
Fields, W	Lentini	
Total—4		

The Chair declared the Conference Committee Report was adopted. Senator Thomas moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 389 By Representative Scalise

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 389 by Representative Scalise, recommend the following concerning the engrossed bill:

1. That the set of Senate Floor Amendments proposed by Senator Hainkel and adopted by the Senate on June 12, 2001, be rejected.

Respectfully submitted,

Representatives:	Senators:
Steve Scalise	Ken Hollis
Carl Crane	Gerald J. Theunissen
Gill Pratt	Willie Mount

Rules Suspended

Senator Theunissen asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Theunissen, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Malone
Bajoie	Fields, W	Marionneau
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot

June 14, 2001

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	
Total—38		

NAYS

Total—0

ABSENT

Jones, B
Total—1

The Chair declared the Conference Committee Report was adopted. Senator Theunissen moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT
House Bill No. 987 By Representative Hammett

June 13, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 987 by Representative Hammett, recommend the following concerning the engrossed bill:

1. That Senate Committee Amendments Nos. 1 through 10 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 1, 2001, be adopted.
2. That Senate Committee Amendment No. 11 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 1, 2001, be rejected.
3. That the following amendment to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 6, after "secretary." insert the following:

"C. The only interest which may be assessed and collected on recovered rebates is interest at a rate three percentage points above the rate provided in Civil Code Article 2924(B)(1), which shall be computed beginning on the date one year after the date of issuance of the rebate to the date payment is received by the secretary.

D."

Representatives:

Respectfully submitted,
Senators:

Bryant O. Hammett, Jr.	Bill Jones
John A. Alario, Jr.	Robert J. Barham
T. Taylor Townsend	John L. "Jay" Dardenne

Rules Suspended

Senator B. Jones asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator B. Jones, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cravins	Fields, C
Total—2	

The Chair declared the Conference Committee Report was adopted. Senator B. Jones moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT
House Bill No. 1216 By Representative Frith

June 13, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1216 by Representative Frith, recommend the following concerning the engrossed bill:

1. That the Senate Floor Amendment proposed by Senator Campbell and adopted by the Senate on June 11, 2001, be rejected.

2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "(iv)" delete "and (v)," and insert a comma "," and "(v), and (vi),"

AMENDMENT NO. 2

On page 1, line 6, "(iv)" delete "and (v)" and insert a comma "," and "(v), and (vi)"

AMENDMENT NO. 3

On page 2, between lines 3 and 4, insert the following:

"(vi) Was a hospital facility licensed by the department that had no more than sixty hospital beds as of July 1, 1994, which hospital facility has been in continuous operations since July 1, 1994, is currently operating under a license issued by the department, and is located in a parish with a population, as measured by the 1990 census, of less than fifty thousand."

Representatives: Mickey Frith, Emma Devillier, Rodney Alexander; Senators: Fred Hoyt, Tom Schedler

Motion

Senator Hoyt moved that the Conference Committee Report be adopted.

Senator Campbell moved as a substitute motion that the Conference Committee Report be recommitted to the Conference Committee.

Senator Hoyt objected.

ROLL CALL

The roll was called with the following result:

YEAS

Yeas: Bajoie, Bean, Campbell, Chaisson, Cravins, Dean, Fields, C, Fields, W, Hines, Irons, Johnson, Jones, C, Lentini, Malone, Marionneaux, Thomas

NAYS

Nays: Mr. President, Barham, Boissiere, Cain, Gautreaux, Heitmeier, Hollis, Hoyt, Mount, Schedler, Smith, Tarver

Dardenne, Ellington, Fontenot, Jones, B, McPherson, Michot, Theunissen, Ullo, Total—20

ABSENT

Dupre, Total—3, Lambert, Romero

The Chair declared the Senate refused to recommit the Conference Committee Report.

ROLL CALL

The roll was called on the original motion to adopt the Conference Committee Report with the following result:

YEAS

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

NAYS

Nays: Campbell, Cravins, Dean, Fields, C, Fields, W, Irons, Malone, Total—7

ABSENT

Lambert, Total—2, Schedler

The Chair declared the Conference Committee Report was adopted. Senator Hoyt moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 1565 By Representative LeBlanc

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1565 by Representative LeBlanc, recommend the following concerning the reengrossed bill:

June 14, 2001

1. That Senate Committee Amendments 1 through 15, 17, and 18 proposed by the Senate Committee on Finance and adopted by the Senate on June 11, 2001 be adopted.
2. That Senate Committee Amendments 16 and 19 proposed by the Senate Committee on Finance and adopted by the Senate on June 11, 2001 be rejected.
3. That the set of 13 Senate Floor Amendments proposed by Senator Dardenne and adopted by the Senate on June 13, 2001, be adopted.
4. That the set of two Senate Floor Amendments proposed by Senator Dardenne and adopted by the Senate on June 13, 2001, be adopted.
5. That the set of four Senate Floor Amendments proposed by Senator Hines and adopted by the Senate on June 13, 2001, be rejected.

AMENDMENT NO. 1

In amendment No. 2 of the set of two Senate Floor Amendments proposed by Senator Dardenne and adopted by the Senate on June 13, 2001, on page 1, line 12, change "Section 5" to "Sections 5 and 21"

AMENDMENT NO. 2

In amendment No. 2 of the set of two Senate Floor Amendments proposed by Senator Dardenne and adopted by the Senate on June 13, 2001, on page 1, delete lines 16 and 17 and insert:

"Section 22. Sections 13, 17 and 22 of this Act shall become effective July 1, 2002."

AMENDMENT NO. 3

In amendment No. 2 of the set of two Senate Floor Amendments proposed by Senator Dardenne and adopted by the Senate on June 13, 2001, on page 1, line 18, between "16," and "19," insert "18,"

AMENDMENT NO. 4

In amendment No. 2 the set of two Senate Floor Amendments proposed by Senator Dardenne and adopted by the Senate on June 13, 2001, on page 1, line 21, between "16," and "19," insert "18,"

AMENDMENT NO. 5

On page 10, line 18, change "Act " to "Section"

AMENDMENT NO. 6

On page 10, line 25, after "Section" and before "of this" change "8" to "9"

AMENDMENT NO. 7

On page 11, line 6, after "Section" and before "of this Act" change "10" to "11"

AMENDMENT NO. 8

On page 11, line 11, change "10" to "13"

AMENDMENT NO. 9

On page 11, delete line 12 and insert:

"Section 18. Effective July 1, 2001, the treasurer is authorized and"

Representatives:
Charlie DeWitt
Jerry Luke LeBlanc
John A. Alario, Jr.

Respectfully submitted,
Senators:
John Hainkel
John L. "Jay" Dardenne

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dardenne, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Cravins	Hines	McPherson
Fields, W	Marionneau	
Total—5		

ABSENT

Thomas
Total—1

The Chair declared the Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

**CONFERENCE COMMITTEE REPORT
House Bill No. 1796 By Representative Fruge**

June 12, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1796 by Representative Fruge, recommend the following concerning the engrossed bill:

1. That the Senate Committee Amendments proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 10, 2001 be rejected.

Representatives:	Respectfully submitted,
Gregory L. Fruge	Senators:
Charles D. Lancaster, Jr.	John Hainkel
Dan W. Morrish	Chris Ullo
	Fred Hoyt

Rules Suspended

Senator Hainkel asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hainkel, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	Malone
Bajoie	Fontenot	Marionneau
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	
Total—38		

NAYS

Total—0

ABSENT

Fields, C
Total—1

The Chair declared the Conference Committee Report was adopted. Senator Hainkel moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 438 by Senator Dardenne

June 14, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 438 by Senator Dardenne recommend the following concerning the Reengrossed bill:

1. That House Committee Amendments Nos. 1 through 7 proposed by the House Committee on Education and adopted by the House of Representatives on June 4, 2001 be adopted.
2. That House Floor Amendments Nos. 1 through 6 proposed by Representative Crane and adopted by the House of Representatives on June 12, 2001 be adopted.
3. That House Floor Amendments Nos. 1 through 4 proposed by Representative K. Carter and adopted by the House of Representatives on June 12, 2001 be rejected.
4. That the following amendment to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 4 line 17, between "Survey" and "or" insert "(one unit)"

Senators:	Respectfully submitted,
John L. "Jay" Dardenne	Representatives:
Gerald J. Theunissen	Carl Crane
John Hainkel	

Motion

Senator Dardenne moved that the Conference Committee Report be adopted.

Senator W. Fields moved as a substitute motion that the Conference Committee Report be recommitted to the Conference Committee.

Senator Dardenne objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, C	Marionneau
Cain	Fields, W	McPherson
Campbell	Heitmeier	Tarver
Chaisson	Johnson	
Cravins	Jones, C	
Total—13		

NAYS

Mr. President	Fontenot	Mount
Barham	Gautreaux	Romero
Bean	Hollis	Schedler
Boissiere	Hoyt	Smith
Dardenne	Jones, B	Theunissen
Dean	Lentini	Thomas
Dupre	Malone	Ullo

June 14, 2001

Ellington	Michot	
Total—23		
	ABSENT	
Hines	Irons	Lambert
Total—3		

The Chair declared the Senate refused to recommit the bill to the Conference Committee.

ROLL CALL

The roll was called on the original motion to adopt the Conference Committee Report with the following result:

YEAS

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

NAYS

Campbell	Fields, C	Marionneaux
Cravins	Fields, W	McPherson
Total—6		

ABSENT

Total—0

The Chair declared the Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 511 by Senator Lentini

June 12, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 511 by Senator Lentini recommend the following concerning the Reengrossed bill:

1. That House Committee Amendments No. 1 through 9 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on May 24, 2001 be adopted.

2. That House Committee Amendment No. 10 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on May 24, 2001 be rejected.
3. That House Floor Amendment No. 1 proposed by Representative Murray and adopted by the House of Representatives on June 7, 2001 be adopted.
4. That House Floor Amendment Nos. 1, 2, 3, 6, and 7 proposed by Representative Martiny and adopted by the House of Representatives on June 7, 2001 be adopted.
5. That House Floor Amendment Nos. 4, 5, and 8 proposed by Representative Martiny and adopted by the House of Representatives on June 7, 2001 be rejected.
6. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 11, after the semicolon ";" insert "to provide for a limitation of liability relative to preservation of certain evidence;"

AMENDMENT NO. 2

On page 3, line 14, after "the" and before "innocence" delete "guilt or"

AMENDMENT NO. 3

On page 4, line 2, after "the" and before "innocence" delete "guilt or"

AMENDMENT NO. 4

On page 4, line 12, after "F." and before "If" insert the following: "Once an application has been filed and the court determines the location of the evidence sought to be tested, the court shall serve a copy of the application on the district attorney and the law enforcement agency which has possession of the evidence to be tested, including but not limited to sheriffs, the office of state police, local police agencies, and crime laboratories."

AMENDMENT NO. 5

On page 4, at the end of line 21, change "one-half" to "a sufficient portion"

AMENDMENT NO. 6

On page 4, at the end of line 26, delete "at least"

AMENDMENT NO. 7

On page 4, at the beginning of line 27, change "one-half" to "a sufficient portion"

AMENDMENT NO. 8

On page 5, between lines 23 and 24, add the following:

"(4) In all cases in which the defendant has been sentenced to death prior to the effective date of this Act, the clerks of court of each parish and all law enforcement agencies, including but not limited to district attorneys, sheriffs, the office of state police, local police agencies, and crime laboratories shall preserve, until the execution of sentence is completed, all items of evidence in their possession which are known to contain biological material that can be subjected to DNA testing.

(5) Notwithstanding the provisions of Paragraphs (H)(3) and (4), after service of the application on the district attorney and the law enforcement agency in possession of the evidence, the clerks of court of each parish and all law enforcement agencies, including but not limited to district attorneys, sheriffs, the office of state police, local police agencies, and crime laboratories may forward for proper storage and preservation all items of evidence described in Paragraph (H)(3) to a laboratory accredited in forensic DNA analysis by the American Society of Crime Laboratory Directors/Laboratory Accreditation Board (ASCLD/LAB).

(6) Except in the case of willful or wanton misconduct or gross negligence, no clerk of court or law enforcement officer or law enforcement agency, including but not limited to any district attorney, sheriff, the office of state police, local police agency, or crime laboratory which is responsible for the storage or preservation of any item of evidence in compliance with the requirements of Paragraph (H)(3) shall be held civilly or criminally liable for the unavailability or deterioration of any such evidence to the extent that adequate or proper testing cannot be performed on the evidence."

Respectfully submitted,

Senators:
Arthur J. "Art" Lentini
Heulette "Clo" Fontenot
Joel T. Chaisson, II

Representatives:
Daniel R. Martiny
Edwin R. Murray
Hunt Downer

Rules Suspended

Senator Lentini asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Lentini, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Fields, W

Total—1

The Chair declared the Conference Committee Report was adopted. Senator Lentini moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 665 by Senator Bill Jones

June 5, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 665 by Senator Bill Jones recommend the following concerning the Engrossed bill:

1. That House Floor Amendment Nos. 1 through 3 proposed by Representative Alario and adopted by the House of Representatives on May 23, 2001, be rejected.
2. That all Legislative Bureau Amendments proposed by the Legislative Bureau and adopted by the House of Representatives on May 21, 2001, be adopted.

Respectfully submitted,

Senators:
Bill Jones
Robert J. Barham
Arthur J. "Art" Lentini

Representatives:
Emma Devillier
Daniel R. Martiny

Rules Suspended

Senator B. Jones asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator B. Jones, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—39

June 14, 2001

NAYS

Total—0

ABSENT

Total—0

The Chair declared the Conference Committee Report was adopted. Senator B. Jones moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Senator Barham in the Chair

CONFERENCE COMMITTEE REPORT

Senate Bill No. 892 by Senator Cravins

June 12, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 892 by Senator Cravins recommend the following concerning the engrossed bill:

- 1. That all House Floor Amendments proposed by Representative Romero and adopted by the House of Representatives on May 23, 2001, be rejected.

Respectfully submitted,

Senators: Donald R. "Don" Cravins, Craig F. Romero, Kenneth Michael "Mike" Smith

Representatives: Charles I. Hudson

Rules Suspended

Senator Romero asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Romero, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Dupre, Ellington, Total—38

Lambert, Lentini

Ullo

NAYS

Total—0

ABSENT

Fields, W, Total—1

The Chair declared the Conference Committee Report was adopted. Senator Romero moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 1041 by Senator Schedler

June 14, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1041 by Senator Schedler recommend the following concerning the Engrossed bill:

- 1. That House Floor Amendment No. 2 proposed by Representative Daniel and adopted by the House of Representatives on June 11, 2001 be adopted.
2. That House Floor Amendment No.1 proposed by Representatives Downer and Schneider and adopted by the House of Representatives on June 11, 2001 be adopted.
3. That House Floor Amendment No. 1 proposed by Representative Daniel and adopted by the House of Representatives on June 11, 2001 be rejected.
4. That House Floor Amendment Nos. 1, 2, 3, 4, and 5 proposed by Representatives Montgomery and Waddell and adopted by the House of Representatives on June 11, 2001 be rejected.
5. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, lines 2 and 3, change "the Municipal Police Employees' Retirement System" to "retirement credit"

AMENDMENT NO. 2

On page 1, line 3, between "members" and "with", insert "of the Municipal Police Employees' Retirement System and of the Sheriffs' Pension and Relief Fund"

Respectfully submitted,

Senators: Tom Schedler, Lambert Boissiere, Jr., Arthur J. Lentini

Representatives: Pete Schneider, III, William B. Daniel

Rules Suspended

Senator Schedler asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Schedler, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Irons
Total—1

The Chair declared the Conference Committee Report was adopted. Senator Schedler moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Rules Suspended

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

**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. 722 be called from the Calendar at this time.

SENATE BILL NO. 722—

BY SENATORS HAINKEL AND SCHEDLER
AN ACT

To enact R.S. 40:1058.3(C), relative to certification of substance abuse/addiction treatment facilities; to declare a moratorium on the certification of methadone maintenance clinics; to prohibit such certification during the moratorium; to authorize certification of such clinics approved prior to the effective date of the moratorium; to require the Department of Health and Hospitals to study the need for and the criteria for such clinics during the moratorium; to provide an effective date; 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 Health and Welfare to Engrossed Senate Bill No. 722 by Senator Hainkel

AMENDMENT NO. 1

On page 2, line 7, change "State Methadone Authority" to "state"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative L. Jackson to Engrossed Senate Bill No. 722 by Senator Hainkel

AMENDMENT NO. 1

On page 2, line 3, after "2001" insert a comma ",."

AMENDMENT NO. 2

On page 2, line 6, after "completed" and before "not" insert the following: "and a report thereon submitted to to the House Committee on Health and Welfare and to the Senate Committee on Health and Welfare"

AMENDMENT NO. 3

On page 2, line 7, change "July 1," to "January 15,"

AMENDMENT NO. 4

On page 2, lines 8 and 9, delete "pending the completion of such study"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Malone
Bajoie	Fields, W	Marionneaux
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero

June 14, 2001

Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dean	Jones, C	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—38		

NAYS

Total—0

ABSENT

Irons
Total—1

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

Rules Suspended

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

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

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

Called from the Calendar

Senator Chaisson asked that House Bill No. 665 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 665—
BY REPRESENTATIVES ODINET AND WOOTON
AN ACT

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

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 665 by Representative Odinet

AMENDMENT NO. 1

On page 1, line 3, after "14:" delete "98" and insert "32.1(A), 39.1(A), 39.2(A), 98(A)(1)(b), (c) and (2), and"

AMENDMENT NO. 2

On page 1, line 4, after "14:98" and before "(D)(3)" insert "(A)(1)(d) and (e), and"

AMENDMENT NO. 3

On page 1, line 8, after "offenders;" insert the following: "to provide relative to the offense of vehicular homicide; to provide relative to the offense of vehicular injuring; to provide relative to the offense of first degree vehicular injuring; to add the presence of a combination of alcohol and certain controlled dangerous substances to the determination of such offenses; to add the presence of any drug or combination of drugs obtainable without a prescription to the determination of such offenses; to provide that the legal entitlement to use alcohol, drugs or a combination of both is not a defense against charges of such offenses;"

AMENDMENT NO. 4

On page 2, line 15, after "14:" delete "98" and insert "32.1(A), 39.1(A), 39.2(A), 98(A)(1)(b), (c) and (2), and"

AMENDMENT NO. 5

On page 2, line 16, after "14:98" and before "(D)(3)" insert "(A)(1)(d) and (e), and"

AMENDMENT NO. 6

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

"§32.1. Vehicular homicide

A.(1) Vehicular homicide is the killing of a human being caused proximately or caused directly by an offender engaged in the operation of, or in actual physical control of, any motor vehicle, aircraft, watercraft, or other means of conveyance, whether or not the offender had the intent to cause death or great bodily harm, whenever any of the following conditions exists:

(1)(a) The operator is under the influence of alcoholic beverages as determined by chemical tests administered under the provisions of R.S. 32:662.

(2)(b) The operator's blood alcohol concentration is 0.08 percent or more by weight based upon grams of alcohol per one hundred cubic centimeters of blood.

(3)(c) The operator is under the influence of any controlled dangerous substance listed in Schedule I, II, III, IV, or V as set forth in R.S. 40:964.

(4)(d) The operator is under the influence of alcoholic beverages and has fled the scene of the accident.

(e) The operator is under the combined influence of alcohol and any other drug or drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription, to a degree that renders the person incapable of safely driving.

(f) The operator is under the influence of any drug or combination of drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription.

(2) The fact that any person charged with violating this Section is or has been legally entitled to use alcohol or drugs or any combination of both shall not constitute a defense against any charge of violating this Section.

* * *

§39.1. Vehicular negligent injuring

A.(1) Vehicular negligent injuring is the inflicting of any injury upon the person of a human being when caused proximately or caused directly by an offender engaged in the operation of, or in actual physical control of, any motor vehicle, aircraft, watercraft, or other means of conveyance whenever any of the following conditions exists:

(1)(a) The offender is under the influence of alcoholic beverages.

(2)(b) The offender's blood alcohol concentration is ~~0.10~~ **0.08** percent or more by weight based upon grams of alcohol per one hundred cubic centimeters of blood.

(3)(c) The offender is under the influence of any controlled dangerous substance listed in Schedule I, II, III, IV, or V as set forth in R.S. 40:964.

(d) The operator is under the combined influence of alcohol and any drug or drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription, to a degree that renders the person incapable of safely driving.

(e) The operator is under the influence of any drug or combination of drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription.

(2) The fact that any person charged with violating this Section is or has been legally entitled to use alcohol or drugs or any combination of both shall not constitute a defense against any charge of violating this Section.

* * *

§39.2. First degree vehicular negligent injuring

A.(1) First degree vehicular negligent injuring is the inflicting of serious bodily injury upon the person of a human being when caused proximately or caused directly by an offender engaged in the operation of, or in actual physical control of, any motor vehicle, aircraft, watercraft, or other means of conveyance whenever any of the following conditions exists:

(1)(a) The offender is under the influence of alcoholic beverages.

(2)(b) The offender's blood alcohol concentration is 0.08 percent or more by weight based upon grams of alcohol per one hundred cubic centimeters of blood.

(3)(c) The offender is under the influence of any controlled dangerous substance listed in Schedule I, II, III, IV, or V as set forth in R.S. 40:964, or any abused substance.

(d) The operator is under the combined influence of any alcohol and any other drug or drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription, to the degree that renders the person incapable of safely driving.

(e) The operator is under the influence of any drug or combination of drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription.

(2) The fact that any person charged with violating this Section is or has been legally entitled to use alcohol or drugs or any combination of both shall not constitute a defense against any charge of violating this Section.

* * *

§98. Operating a vehicle while intoxicated

A.(1) The crime of operating a vehicle while intoxicated is the operating of any motor vehicle, aircraft, watercraft, vessel, or other means of conveyance when:

* * *

(b) The operator's blood alcohol concentration is ~~0.10~~ **0.08** percent or more by weight based on grams of alcohol per one hundred cubic centimeters of blood; or

(c) The operator is under the influence of any controlled dangerous substance listed in Schedule I, II, III, IV, or V as set forth in R.S. 40:964; or

(d) The operator is under the combined influence of alcohol and any drug or drugs whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription to a degree that renders the person incapable of safely driving; or

(e) The operator is under the influence of any drug or combination of drugs whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription.

(2)(a) A valid driver's license shall not be an element of the offense, and the lack thereof shall not be a defense to a prosecution for operating a vehicle while intoxicated.

(b) The fact that any person charged with violating this Section is or has been legally entitled to use alcohol or drugs or any combination of both shall not constitute a defense against any charge of violating this Section.

On motion of Senator Chaisson, the amendments were adopted.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No.665 by Representative Odinet

AMENDMENT NO. 1

On page 2, line 23, after "be" insert the following: "imprisoned with or without hard labor for not less than one year nor more than five years and shall be fined two thousand dollars. At least thirty days of the sentence of imprisonment imposed shall be without benefit of probation, parole, or suspension of sentence. The balance of the sentence of imprisonment shall be suspended and the offender shall be"

AMENDMENT NO. 2

On page 2, line 26, change "follow-up" to "out-patient"

AMENDMENT NO. 3

On page 3, line 5, after "less than", delete the remainder of the line, and insert "the period of time remaining on the offender's suspended sentence as"

AMENDMENT NO. 4

On page 3, line 6, after "Subsection" delete the remainder of the line and insert a period "."

AMENDMENT NO. 5

June 14, 2001

On page 3, line 7, delete "thousand dollars."

AMENDMENT NO. 6

On page 3, line 9, change "with or without" to "for the original term of his suspended sentence with no credit for time served under home incarceration."

AMENDMENT NO. 7

On page 3, delete lines 10 through 16 in their entirety

AMENDMENT NO. 8

On page 4, delete lines 7 through 11 in their entirety

AMENDMENT NO. 9

On page 4, line 12, change "(d)" to "(c)"

AMENDMENT NO. 10

On page 4, line 19, after "be" insert the following: "imprisoned with or without hard labor for not less than ten years nor more than thirty years and shall be fined five thousand dollars. At least sixty days of the sentence of imprisonment imposed shall be without benefit of probation, parole, or suspension of sentence. The balance of the sentence of imprisonment shall be suspended and the offender shall be"

AMENDMENT NO. 11

On page 5, line 2, change "one" to "two"

AMENDMENT NO. 12

On page 5, line 6, delete "in accordance with" and line 7, in its entirety and insert the following: "for the original term of his suspended sentence with no credit for time served under home incarceration."

AMENDMENT NO. 13

On page 5, delete lines 23 through 25 and on page 6, delete lines 1 and 2

AMENDMENT NO. 14

On page 6, line 3, change "(d)" to "(c)"

AMENDMENT NO. 15

On page 6, delete lines 6 through 20

AMENDMENT NO. 16

On page 6, line 21, change "(b)" to "(4)(a)"

AMENDMENT NO. 17

On page 7, line 8, change "(c)" to "(b)"

On motion of Senator Chaisson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Fields, C
Total—1

The Chair declared the amended 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.

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

Mr. President	Fields, C	Lentini
Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Total—39		

ABSENT

Total—0

The President of the Senate announced there were 39 Senators present and a quorum.

Senate Business Resumed

Mr. President in the Chair

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 Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs submitted the following report:

Senate Chamber
State Capitol
State of Louisiana

June 13, 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 notaries be confirmed:

ACADIA

Wanda S. Abshire 125 Cowboy Lane Rayne, LA 70578	Brad Thomas Andrus P.O. Box 3602 Lafayette, LA 70502
--	--

Shane Bertrand 2315 Heritage Rd. Rayne, LA 70578	280 E. Hoyt Ave. Crowley, LA 70526
--	---------------------------------------

Ryan Broussard 711 S. Ave. G. Crowley, LA 70526	Mark Jon Cullen 415 E. 4th Street Crowley, LA 70526
---	---

Pamela C. Canino 3407 Heritage Road Rayne, LA 70578	Rachel Young Daigle 2432 Higginbotham Hwy. Church Point, LA 70525
---	---

Angie M. Comeaux 918 Hilda Street Rayne, LA 70578	Nicole Hayes 1830 Linden Grove Rd. Church Point, LA 70525
---	---

Dardean H. Cook	Carolyn Higginbotham 338 Leonie St.
-----------------	--

Church Point, LA 70525

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June 14, 2001

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Jodie P. Breaux
301 Laurel Drive
Houma, LA 70360

Troy D. Cancienne
515 Barrow St.
Houma, LA 70360

Lisa M. Fanguy
601 Goode Street
Houma, LA 70360

Ronald J. Guillot, Jr.
8026 Main St., Ste. 520
Houma, LA 70360

Kathy O. Hamner
601 Goode Street
Houma, LA 70360

Nedra R. Porche
P.O. Box 944
Bourg, LA 70343

Brent J. Rhodes
407 Roussell Street
Houma, LA 70364

Kathryn W. Richard
189 Aubrey Drive
Houma, LA 70360

Lesla D. Stewart
277 S. Hollywood Rd.
Houma, LA 70360

Stephen Stipelcovich
7836 Park Ave.
Houma, LA 70364

Laura H. Theriot
409 Lake Crescent Circle
Houma, LA 70360

UNION
Tammy Alvis
305 Smith Street
Farmerville, LA 71241

Sherri A. Banks
305 Smith Street
Farmerville, LA 71241

Patricia N. Bankston
145 Dogwood Lane
Farmerville, LA 71241

Tanya Bryan
493 Wells Road
Downsville, LA 71234

Deborah J. Duty
1060 Stewart Road
Farmerville, LA 71241

Robert C. Earle
P.O. Drawer 518
Farmerville, LA 71241

Dawn D. Frasier
2046 Hicks Frazier Road
Farmerville, LA 71241

Monica L. Nale
1888 Phillips Ferry Road
Sterlington, LA 71280

Albert J. Peters, Jr.
1323 Stansbury Road
Farmerville, LA 71241

Lois Thomas
170 Masonic Road
Farmerville, LA 71241

Eva M. Townsend
2897 Cranford Road

Farmerville, LA 71241

VERMILION
Julie G. Alleman
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Abbeville, LA 70510

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Abbeville, LA 70510

Claire Broussard
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Abbeville, LA 70510

Lisa D. Broussard
20608 Pine Island Rd.
Abbeville, LA 70510

Michael Couvillon
115 South State Street
Abbeville, LA 70510

David B. Foster
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Abbeville, LA 70510

Mary Elizabeth Fox
2609 Johnston St.
Lafayette, LA 70503

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P.O. Box 64
Erath, LA 70533

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Abbeville, LA 70510

Barbara G. Hebert
15425 La Hwy 92
Rayne, LA 70578

Nancy Heitman-Landry
5632 La Hwy 700

Kaplan, LA 70548

Jennifer Hoffpauir
101 West Vermilion
Lafayette, LA 70501

John Derek Hollier
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Lafayette, LA 70506

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212 North La St.
Abbeville, LA 70510

Katherine S. Knott
1704 Michael Street
Abbeville, LA 70510

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118 N. Hospital Drive
Abbeville, LA 70510

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Abbeville, LA 70510

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Delcambre, LA 70528

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P.O. Box 848
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205 East Oak Street
Abbeville, LA 70510

Ron Sonnier
115 South State Street
Abbeville, LA 70510

Leah M. Stelly
1709 Michael St.
Abbeville, LA 70510

Sarah A. Trahan
709 Francois Street
Delcambre, LA 70528

Betty Lou Vincent
15135 La Hwy. 331 S.
Erath, LA 70533

VERNON

Andrea D. Acey
1003 N. Ermine St.
Leesville, LA 71446

Carmen Alexander
147 Curtis Road
Hornbeck, LA 71439

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313 Stanton Street
New Llano, LA 71461

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Evans, LA 70639

Jennie Davis
P.O. Box 306
New Llano, LA 71461

Sheila A. Fowler
2674 Hwy. 394
Deridder, LA 70634

Brenda V. Freeman
1002 Washington Street
Franklinton, LA 70438

Annette L. Griffin
1006 Nolan Trace
Leesville, LA 71446

Martha C. Hall
12260 Hall Road
Bogalusa, LA 70427

Leesville, LA 71446

Robert J. Hickey
7320 Highway 465
Simpson, LA 71474

Tom Hollenshead
9220 Hwy 8
Leesville, LA 71446

John M. Holliday
733 Churchman Rd.
Deridder, LA 70634

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115 Blue Magnolia
Anacoco, LA 71403

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300 Courthouse Street
Leesville, LA 71446

Mary Jernigan
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Anacoco, LA 71403

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Leesville, LA 71446

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P. O. Box 1552
Leesville, LA 71496

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Leesville, LA 71446

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P.O. Box 212
Rosepine, LA 70659

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Leesville, LA 71446

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Fort Polk, LA 71459

Billy G. Sinor
139 Sinor Dirve

Rochelle G. Spieler
5251 Miller Drive, Apt. A
Fort Polk, LA 71459

Natalie Stephens
328 Crosswind Drive
Leesville, LA 71446

Viola Stracener
147 Aswell Rd.
Pitkin, LA 70656

June 14, 2001

Cynthia A. Vaughn
300 South 1st St.
Leesville, LA 71446

WASHINGTON

Douglas Chester Driggers
1408 Charwood Dr.
Bogalusa, LA 70427

Cynthia D. Watson
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Betty Wesley
402 N Prairie Street
Leesville, LA 71446

Sherrie D. Wood
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WEBSTER

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1003 Park Hwy.
Minden, LA 71055

Carol C. Andrews
267 Newt Brown Road
Minden, LA 71055

Linda L. Black
210 Azelea Street
Minden, LA 71055

Trista Fredieu
620 Lewisville Rd.
Minden, LA 71055

Susan R. Fullerton
709 Hanson Drive
Doyline, LA 71023

Mitzi Jones Hammontree
801 Cline St.
Minden, LA 71055

Michele P. Herron
10450 Hwy. 160
Shongaloo, LA 71072

Allen W. Lawrence
3528 Sand Hill Rd.
Shongaloo, LA 71072

Melanie F. McCullough
515 Main Street
Minden, LA 71055

Rebecca L. Montgomery
680 Red Oak
Shongaloo, LA 71072

Marcus Ray Patillo
1100 Fulton
Minden, LA 71055

Sherry L. Paul
804 Spring St.
Springhill, LA 71075

Donna A. Shaver
1219 N. Elm
Minden, LA 71055

Casey J. Shaw
495 Gorton Rd.
Doyline, LA 71023

Crystal R. Walden
6425 Youree Dr., Ste. 140
Shreveport, LA 71105

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

WEST BATON ROUGE

Marcy C. Bienvenu
3943 Emily Drive
Port Allen, LA 70767

Denise W. Freeman
110 Lasalle Street
Denham Springs, LA 70726

Todd David Leitstein
736 Avenue B
Port Allen, LA 70767

Tonya S. Lurry
3622 Poydras Bayou
Port Allen, LA 70767

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8555 United Plaza, 5th Fl.
Baton Rouge, LA 70809

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6043 Glynn Road
Port Allen, LA 70767

Shannon E. Whisenand

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Oakgrove, LA 71263

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St. Francisville, LA 70775

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7000 A Joe Daniel Road
St. Francisville, LA 70775

WINN

Nelda Murphy
3231 Hwy. 34
Dodson, LA 71422

Aileen Rentz Pace
P.O. Box 714
Olla, LA 71465

Respectfully submitted,
CHRIS ULLO
Chairman

Senator Ullo moved to confirm the persons on the above list who were reported by the Committee on Senate and Governmental Affairs and recommended for confirmation.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bean Lambert
Total—2

The Chair declared the people on the above list were confirmed.

Report of Committee on

SENATE AND GOVERNMENTAL AFFAIRS

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

Senate Chamber
State Capitol
State of Louisiana

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 supplemental report. The committee recommends that the following appointees be confirmed:

Addictive Disorders, Commission on

Barnes, C.D. 238 Rossiter Street Shreveport, LA 71105	Carline, Elizabeth B. 3125 Lake Palourde Drive Morgan City, LA 70380
---	--

Auctioneers Licensing Board, Louisiana

Bonnette, Barbara
6260 Twin Bridge Road
Alexandria, LA 71303

Bar Pilots for the Port of New Orleans, Bd of Examiners

Ittman, Thomas L. 7389 Agate Street New Orleans, LA 70124	Messa (IV), Victor C. 6577 Louis XIV Street New Orleans, LA 70124
---	---

Steinmuller, Charles P.
2315 Cottonwood Avenue
Baton Rouge, LA 70808-2114

Bayou D'Arbonne Lake Watershed District, Commission

Roark, William E.
638 Terral Island Road
Farmerville, LA 71241

Cafeteria Plan Study Commission, State Employees

Altazan, Jr., C.A. 824 Avenue E Port Allen, LA 70767	Benedict, Forest 1430 Applewood Road Baton Rouge, LA 70808
--	--

Dartez, Carla B. 1006 Eighth Street Morgan City, LA 70380	Lambert, Jerri 1106 E. Hazel Street Gonzales, LA 70737
---	--

Temple, Jr., Aubrey T. 1808 Hwy 190 West, Suite B DeRidder, LA 70634	Wall, A. Kip 407 W. Woodgate Court Baton Rouge, LA 70808
--	--

Calcasieu Parish Pari-Mutuel Live Racing Facility Economic Redevelopment & Gaming Control Asst District

Hebert, Jack E.
3766 N. Hwy 27
Sulphur, LA 70663

Cancer and Lung Trust Fund Board, Louisiana

Glass, Jonathan (M.D.)
5930 East Ridge
Shreveport, LA 71105

Capital Area Groundwater Conservation District, Board of Commissioners for the

Babin, Daryl J. 144 Julien Street Brosly, LA 70719	Part, Elie J. 407 N. Carolina Street New Roads, LA 70760
--	--

Cemetery Board, Louisiana

Crow, Michele (Shelly) M. 2107 Edgewood Drive Monroe, LA 71201	Kramer, Casper "Jimmy" P. 121 Breckenridge Drive Pineville, LA 71360
--	--

Child Death Review Panel

Springer, MD, Margaret Ann 322 Meadowbrook Lane Shreveport, LA 71105	Whitty-Tucker, Margaret (Peg) 1937 Esplanade Avenue New Orleans, LA 70116
--	---

Children's Trust Fund Board, Louisiana

Benton, Scott (MD) A. 5902 General Diaz Street New Orleans, LA 70124	Bouie, Leslie 4701 Franklin Avenue New Orleans, LA 70122
--	--

Forbes, Martha G. 835 Bourbon Avenue Baton Rouge, LA 70808	Hallstrom, Karen A. 10120 Fort Knox Court River Ridge, LA 70123
--	---

Kirk, Alan B. 13221 Dale Drive Ponchatoula, LA 70454	Larrieu, Julie A. 6327 General Haig Street New Orleans, LA 70124
--	--

Myer, Malcolm G. 6114 Destrehan Drive Baton Rouge, LA 70810	Soniat, Karen M. 626 N 4th Street, Room 839-A Baton Rouge, LA 70806
---	---

Clinical Laboratory Personnel Committee

Bohrer, Elizabeth H. 400 Little Farms Avenue River Ridge, LA 70123	McCole, Mary R. 532 N. Marlborough Circle Shreveport, LA 71106
--	--

Reed (M.D.), Charles E.
2705 McDuff Drive
Winnsboro, LA 71295

Cosmetology, Louisiana State Board of

Meyers, Nola B.

June 14, 2001

2411 Charity Street
Abbeville, LA 70510

Counselors Board of Examiners, La Licensed Professional

Gagnon, Charles A.
410 Harn Street
Monroe, LA 71201

Deaf, Louisiana Commission for the

Brackin, Laura
18645 Andrew Jackson
Prairieville, LA 70769

Dentistry, Louisiana State Board of

McCabe, Jr., Charles T. Wise, Charles L.
#30 Farnham Place 1223 Fig Street
Metairie, LA 70005 Morgan City, LA 70380

Developmental Disabilities, Louisiana State Planning Council on

Bearden, Ben A. Breaux, Donna S.
16948 Weyanoke 32 Shenandoah
Zachary, LA 70791 Kenner, LA 70065

Cole, W. Troy Ganier, Cynthia M.
19 Charmingdale 2350 Park Place Drive #81
Monroe, LA 71202 Terrytown, LA 70056

Prockner, Deborah L. Ramos, Linda L.
30803 Dunn Road 3812 Connecticut Avenue
Denham Springs, LA 70726 Kenner, LA 70065

Treubig, Edith "Kathy" K.
38768 Hebert Lane
Ponchatoula, LA 70454-7104

Dietetics and Nutrition, Louisiana State Board of Examiners

Enault, Cecelia E. Pope, Janet F.
19 Echezeaux Drive 1400 Maple Street
Kenner, LA 70065 Ruston, LA 71270

Disability Affairs, Gov's Advisory Council on

Forster, Garey J. Jetson, Raymond A.
2463 Oriole Street 838 Woodstone Drive
New Orleans, LA 70122 Baton Rouge, LA 70808

Kennedy, Patricia A. Ladner, Anne
918 Picheloup Place 1680 O'Neal Lane, Apt. 102
New Orleans, LA 70119 Baton Rouge, LA 70816

Lamendola, Craig Nesbit, Julie M.
6465 Government 8245 Florida Boulevard
Baton Rouge, LA 70806 Baton Rouge, LA 70821

Richter, Arthur R. Rossi, Gina M.
351 Maxine Drive 5825 Riverbend Blvd.
Baton Rouge, LA 70808 Baton Rouge, LA 70820

Simpson, Lois
3523 Constance Street
New Orleans, LA 70115

Drug Policy Board

Landreneau, Bennett C.
#5 Jackson Barracks
New Orleans, LA 70146-0330

DWI-Vehicular Homicide, Governor's Task Force on

Young, John F.
118 Hector Avenue
Metairie, LA 70005

Economic Development Council, Louisiana

Chiasson, Katie S. Gayle, Robert (Jr.) H.
29 Governor Edwards Drive 1698 Robert Street
Crowley, LA 70526 New Orleans, LA 70115

Gianna, Beverly Lafont, Victor R.
5211 St. Charles Avenue 533 Goode Street
New Orleans, LA 70115 Thibodaux, LA 70301

Lower, Dennis St. L. O'Brien, Gregory M.
8717 East Wilderness Way 2468 Lark Street
Shreveport, LA 71106 New Orleans, LA 70122

Eddie G. Robinson Museum Commission

Belton, John F.K. Davison, James E.
500 Barber Drive Post Office Box 310
Ruston, LA 71270 Ruston, LA 71273-0310

Green, Lottie J. Maxwell, John E.
394 College Avenue 1604 Forest Creek Drive
Grambling, LA 71245 Ruston, LA 71270

Education Commission of the States

Jindal, Bobby Picard, Cecil J.
8316 Highland Road 2236 Stonehenge
Baton Rouge, LA 70808 Baton Rouge, LA 70820

Election Supervisors, Parish Boards of

Barnum, Valerie Bethard, Florence T.
709 Harrison Street 559 Magnolia Trail
Jonesboro, LA 71251 Coushatta, LA 71019

Bruneau, James Emile "Jeb" Clark, Sheila B.
7038 General Haig 1787 Kidron Road
New Orleans, LA 70124 Harrisonburg, LA 71340

Levy, Elizabeth Weber Usrey, Thomas F.
2022 Polk Street 2500 Marlin Court
Alexandria, LA 71301-6341 Monroe, LA 71201

Electrolysis Examiners, State Board of

Bonnette, Lucille A.
855 South Main Street
Marksville, LA 71351

Engineers and Land Surveyors, State Board of Registration for Professional

Durrett, Richard I.
9611 Highway 80
Simsboro, LA 71275

Environmental Education Commission

Dearbone, Jonathan W. 4504 Ashland Street Baker, LA 70714	Tizzard, Marie E. 145 Marmandie Avenue River Ridge, LA 70123
---	--

Ethics, Board of

Guin, Billy (Jr.) J.
947 Thora Blvd.
Shreveport, LA 71106

Film and Video Commission, Louisiana

LoCicero, Phil S.
208 S. Hennessey
New Orleans, LA 70119

Florida Parishes Juvenile Justice Commission

Hill, Kathryn E.
136 Cheron Drive
Mandville, LA 70448

Folklife Commission, Louisiana (1981)

Calcote, Sharon 345 Amherst Drive Baton Rouge, LA 70808	Eubanks, Thomas H. 600 Wooddale Blvd., #263 Baton Rouge, LA 70806
---	---

Kramer, Adriane F.
2245 College Drive, #176-II
Baton Rouge, LA 70808

Formosan Termite Task Force

Dicharry, Christopher J. 40127 Pelican Point Parkway Gonzales, LA 70737	Dupont, Mike 18016 Ashton Drive Hammond, LA 70403
---	---

Smith, Lynda N.
#4 Moselle Drive
Kenner, LA 70065

Governor Jimmie Davis Sunshine Award Board

Davis, Anna C. 1331 Lakeridge Drive Baton Rouge, LA 70802	Diefenthal, Edward (Ned) L. 480 Woodvine Avenue Metairie, LA 70005
---	--

Ewing, Randy L. 296 Country Lane Quitman, LA 71268	Zuber, Nancy 210 Allen Avenue Jonesboro, LA 71251
--	---

Greater Ouachita Port Commission

Baber, Ola T. 771 Rowland Road Monroe, LA 71203	Guillot, Richard W. 104 Choctaw Drive West Monroe, LA 71291
---	---

Hoffman, Susan G. 305 Tupawek Drive	Lee, James (Sr.) T. 505 Forest Home Road
--	---

West Monroe, LA 71291 Monroe, LA 71202

Sanderson, Matthew D. 4103 Deborah Drive Monroe, LA 71201	Smith, Willie M. 6585 Jonesboro Road West Monroe, LA 71291
---	--

Health Care Commission, Louisiana

Reine, Louis S.
11425 Glenhaven Drive
Baton Rouge, LA 70815

Hearing Aid Dealers, Louisiana Board for

Sayer, Susan W.
3507 Horseshoe Drive
Alexandria, LA 71302

Hearing Impaired Infants, Early Identification Advisory Council

Berry (MD), Susan 3222 DeSoto Street New Orleans, LA 70119	Brown, Karla R. 1024 Robert Street New Orleans, LA 70115
--	--

Crochet, Vicki M. 2346 Kleinert Avenue Baton Rouge, LA 70806	deGraauw, Claudette V. 215 Third Street Abbeville, LA 70510
--	---

Thomason, Karen S.
9769 Meadow Lane
Denham Springs, LA 70706

Highway Safety Commission, Louisiana

Brewton, Randall P. 301 Virginia Avenue Winnfield, LA 71483	Vicknair, Carl J. 1126 Moise Street Lutcher, LA 70071
---	---

Historical Records Advisory Board, Louisiana

Everard, Wayne 3020 Cadiz Street New Orleans, LA 70125	Jagneaux, Charles Post Office Box 0718 Opelousas, LA 70570
--	--

Lemmon, Alfred E.
1935 Valence Street
New Orleans, LA 70115

HIV and AIDS, Louisiana Commission on

Brennan, Christine S. 6731 Colbert Street New Orleans, LA 70124	Brown, Barbara G. 1225 N. Dupre Street New Orleans, LA 70119
---	--

Bush, Amy D. 6991 North Lakeshore Drive Shreveport, LA 71107	Cowdin, Donald E. 730 Cecile Place Shreveport, LA 71106
--	---

Davis, Eric P. 3236 Pauger Street New Orleans, LA 70119	Madison, DDS, Romell J. 2916 St. Charles Avenue New Orleans, LA 70115
---	---

Munroe, David
2000 St. Philip Street
New Orleans, LA 70116

June 14, 2001

Housing Finance Agency, Louisiana

Montgomery, Joan C.
7931 Mackenzie Street
New Orleans, LA 70128

Humanities, Louisiana Endowment for the

Detweiler, William M. Erwin, Neil T.
2418 Calhoun Street 1708 Harbor Drive
New Orleans, LA 70118 Shreveport, LA 71119

Independent Living Council, Statewide

Bateman, Henry Dale, Larry N.
356 Joe White Road 504 Mayflower Drive
Monroe, LA 71203 Metairie, LA 70001

Landry, Darren J. Saunders, John D.
8417 E. Cypress Point 1599 West Main Street
Baton Rouge, LA 70809 Ville Platte, LA 70586

Indigent Defense Assistance Board

Phelps, Donald T.
824 Nelson Drive
Baton Rouge, LA 70808

Integrated Criminal Justice Information System Policy Board

Martin, V, Patrick H.
872 Arlington Ave., Apt. 2
Baton Rouge, LA 70806

Interagency Coordinating Council, State

Arnould, Patricia L. Boudreaux, Ronald F.
17114 Grey Birch Avenue 1033 Magnolia Wood Avenue
Greenwell Springs, LA 70739 Baton Rouge, LA 70821

Doiron, Jeannie B. Fontenot, Kimberly M.
103 Sixty Arpent Road #13 30674 Corbin Avenue
Thibodaux, LA 70301 Walker, LA 70785

Provenza, Charlotte S. Rose, Linda B.
5775 Chandler Drive 6249 Carlson Drive
Baton Rouge, LA 70808 New Orleans, LA 70122

Interior Designers, State Board of Examiners of (1984)

Gauthier, Melissa D. King, Robert C.
5122 Alex Drive 757 Kirby Place
Alexandria, LA 71303 Shreveport, LA 71104

Steinmetz, Deborah Verges, Judith Andre'
1507 Robert E. Lee Boulevard 31 South Roadway
New Orleans, LA 70122 New Orleans, LA 70124

Interstate 49 North Extension Feasibility and Funding Task Force

Blake, Harry Busada, Barry
3833 Pines Road 526 Rock Hollow Drive
Shreveport, LA 71119 Shreveport, LA 71118

Clark, Thomas M. Cordaro, Emile

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619 Sophia
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105 Herndon Street
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Green, James E.
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Sarpy, Maxine P.
325 Holcomb Drive
Shreveport, LA 71103

Strong, H.M. Mike
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Waddell (Rep), Wayne
3221 Green Terrace
Shreveport, LA 71118

Walker, Arthur L.
1530 Suburbia Drive
Shreveport, LA 71105

Interstate 49 South Project Task Force

Pace, Kenneth D.
129 Villere Drive
Destrehan, LA 70047

Judicial Compensation Commission

Martiny, Daniel (Rep.) R. Morrison, Robert (III) H.
131 Airline Hwy., Ste. 201 Post Office Box 800
Metairie, LA 70001 Watson, LA 70786

Juvenile Justice and Delinquency Prevention, Governor's Advisory Board of

Guidry, Janene M.
16331 Henderson Bayou Road
Prairieville, LA 70769

Kenner Naval Museum Commission

Burnsed (Mrs), Pan Dunigan, LtCol-Ret Theodore R.
809 Celeste Avenue #15 Platt Street
River Ridge, LA 70123 Kenner, LA 70065

Melia, Robert F.
32 Clevner Street
Kenner, LA 70065

Krotz Springs Port Commission, Greater (1984)

Huval, James P.
249 Pine Street
Arnaudville, LA 70512

Lafourche Basin Levee District, Board of Commissioners of

Tastet, Shelley M.
11 Cathy Drive
Luling, LA 70070

Lake Borgne Basin Levee District, Board of Commissioners of

Odinet, Randolph T.
734 Angela Avenue
Arabi, LA 70032

Library, Board of Commissioners of the Louisiana State

Snyder, Robert C.
1101 Gaines Ave
Ruston, LA 71270

Liquefied Petroleum Gas Commission, Louisiana

Montecino, John C.
700 Del Mar Boulevard
Hammond, LA 70403

Louisiana State University and Agricultural and Mechanical College, Board of Supervisors

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Slack, C. Stewart
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Shreveport, LA 71106

Massage Therapy, Louisiana Board of

Bernard, Jan L.
1454 Arlington Avenue
Baton Rouge, LA 70808-1101

Blamphin, Mark W.
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New Orleans, LA 70118-4808

Tucker, Juanita B.
1160 Hwy 45
Lafitte, LA 70067

Maurepas State Park Steering Committee

Bankston, James M.
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Ponchatoula, LA 70454

Daley, Thomas F.
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LaPlace, LA 70068

Hawkins, Margaret G.
255 West Oak Street
Ponchatoula, LA 70454

McKaskle, Charles R.
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Hammond, LA 70401

Mitchell, Leroy
295 Castle Drive
Edgard, LA 70049

Schexnayder, Perry P.
8313 Ruby Street
Sorrento, LA 70778

Taylor, Ben
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Hammond, LA 70401

Medical Advisory Board, Louisiana

Baldone, Joseph A.
3443 Esplanade Ave, Apt 656
New Orleans, LA 70119

Carter (OD), Henry J.
3612 Camp Street
New Orleans, LA 70115

Embree, MD, Larry J.
540 Oneonta Street
Shreveport, LA 71106

Faludi, MD, Jeffrey E.
6028 Creswell Avenue
Shreveport, LA 71106

Ferriss, Gregory S.
2000 Audubon Street
New Orleans, LA 70118

Green, Jr. (M.D.), Matthew R.
7235 Gilbert Drive
Shreveport, LA 71106

Jackson, (MD), John D.
9605 Red Gate Drive
River Ridge, LA 70123

Leatherman (MD), Edward H.
8355 E. Wilderness Way
Shreveport, LA 71106

Reynolds, Joseph B.
710 Oak Hurst Drive
Bastrop, LA 71220

Ruffin, M.D., Glenn B.
1414 New York Street
New Orleans, LA 70122

Sabatier, Jr. (MD), Joseph A.
605 Exposition Boulevard
New Orleans, LA 70118

Threefoot (MD), Henry K.
291 Midway Drive
River Ridge, LA 70123

Military Advisory Board, Governor's

Berry, Jr., T.L. "Sonny"
244 Berry Lane
Leesville, LA 71446

Howerton, William B.
300 South 8th Street
Leesville, LA 71446

Randolph, Jr., Edward G.
2517 Avenue B
Alexandria, LA 71301

Suggs, Mrs. Carroll W.
320 W. Livingston Drive
Metairie, LA 70001

Viser, Murray W.
345 Drexel Drive
Shreveport, LA 71106

Walker, Lorenz J.
1305 Holiday Place
Bossier City, LA 71112

Mineral Board, State

Allain, II, Robert "Bret" L.
5250 Chitimacha Trail
Jeanerette, LA 70544

Minority Health Affairs Commission

Arnould, Patricia L.
17114 Grey Birch Avenue
Greenwell Springs, LA 70739

Chisholm, Diane
380 Wiltz Drive
Baton Rouge, LA 70806

Madison, DDS, Romell J.
2916 St. Charles Avenue
New Orleans, LA 70115

Quintal, Errol (Sr./MD) J.
5851 Wright Road
New Orleans, LA 70128

Mississippi River Road Commission

Chaisson, II (Sen), Joel T.
13726 River Road
Destrehan, LA 70047

Denstel, Ted
755 Calendula Street
Port Allen, LA 70767

Devillier (Rep), Emma
23410 Eden Street
Plaquemine, LA 7064

Falgoust, Angela
1303 Highway 1, South
Donaldsonville, LA 70778

Hainkel, Jr (Sen), John J.
704 Carondelet Street
New Orleans, LA 70130

Judice, M.D., Robert C.
1323 8th Street
New Orleans, LA 70115

Mayhew, Debra D.
3645 LA Highway 18

Quezaire (Rep), Roy
P.O. Drawer 269

Psychologists, La State Board of Examiners of

Hartwell, Ph.D., Linda J.
948 Lewis Place
Shreveport, LA 71103

Racing Commission, Louisiana State

Gaffney, Joseph Peter
452 Southfield Road
Shreveport, LA 71106

Red River Waterway Commission

Simpson, Michael B.
1810 East Carroll
Coushatta, LA 71019

Regents, Board of

Henry, Frances T.
945 East Hart's Mill Lane
Baton Rouge, LA 70808

Rehabilitation Council, Louisiana

Dubel, Pamela
212 E. Colorado
Ruston, LA 71270

Gardner, Mary Ann
11522 Core Lane
Baker, LA 70714

Martin, Mrs. Clyntie W.
10806 Dawncrest Drive
Baton Rouge, LA 70811

Trapen, John
74 Chateau Palmer Drive
Kenner, LA 70065

Resource Recovery and Development Authority, Louisiana

McHugh, Tom Ed
P.O. Box 262
Zachary, LA 70791

Retirement Development Commission, La.

Curtis Sparks, Linda
269 Sparks Lane
Many, LA 71449

Scoggins (Dr.), Leland C.
112 Collins Road
Natchitoches, LA 71457

Rice Promotion Board, Louisiana

Bollich, Richard D.
15787 Sunshine Road
Jones, LA 71250

Griffin, J.C.
12119 La. Hwy 693
Abbeville, LA 70510

Hensgens, Leonard "Lenny" J.
223 East Hutchinson Avenue
Crowley, LA 70526

Leonards, Edwin J.
9421 F & L Lane
Morganza, LA 70759

Trahan, Glenray P.
21329 W. La. Hwy. 335
Kaplan, LA 70548

Zaubrecher, Wayne N.
29405 Burnell Road
Gueydan, LA 70542

Rice Research Board, Louisiana

Boudreaux, John W.
8301 Agnes Plantation
Abbeville, LA 70510

Fontenot, Richard B.
1040 Heritage Road
Ville Platte, LA 70586

Girouard, Jr., R.E.
8209 Hwy 13

Hensgens, Johnny
3765 E. Tank Farm Road

Kaplan, LA 70548

Lake Charles, LA 70607

Loewer, Jr, Paul
4362 White Oak Highway
Branch, LA 70516

Lounsberry, Errol E.
6908 Rue de Lac
Gueydan, LA 70542

Miller, Robert H.
542 Robert Miller Road
Eunice, LA 70535

Patrick, Jr., E.W.
Route 2, Box 465
Lake Providence, LA 71254

Unkel, Charles H.
1151 Charlie Kuntz Road
Kinder, LA 70648

Wild, Brian T.
706 S. Dautel Street
Welsh, LA 70591

River Parishes Convention, Tourist and Visitors Commission

Aucoin, Paul G.
512 Lauren Lane
Thibodaux, LA 70130

River Port Pilot Commissioners for the Port of New Orleans, Board of

Anderson, Jack H.
602 Yupon Place
Mandeville, LA 70471

River Region Cancer Screening and Early Detection District

Bell, Pat
14227 Tiggy Duplessis Road
Gonzales, LA 70737

Bishop, Morrie A.
44527 Hwy 429
St. Amant, LA 70774-4511

Patterson, Suzanne B.
722 S. Sherman Avenue
Gonzales, LA 70737

Tureau, Cynthia
11117 Highway 431
St. Amant, LA 70774

Sabine River Authority, Board of Commissioners for the

Zeigler, Jr., William R.
129 Wildwood Drive
Zwolle, LA 71486

Seafood Promotion and Marketing Board, Louisiana (1981)

Cvitanovich, Tommy
220 West William David Drive
Metairie, LA 70002

Gerica, Peter M.
Route 6 Box 285K
New Orleans, LA 70129

Pearce, Jr., Harlon H.
1755 Soult Street
Mandeville, LA 70448

Rich, James
11628 Bamboo Road
Abbeville, LA 70510

Rivere, Darrel J.
2526 Hwy South
Pierre Part, LA 70339

Shorthand Court Reporters, Certified Bd of Examiners

Hennigan, Jr., Lloyd E.
460 Hwy 500
Trout, LA 71341

Long, Merrell L.
25939 Linwood Avenue
Denham Springs, LA 70726

Small & Emerging Business Development Advisory Council

June 14, 2001

White, Earl A.
2188 Exchange Alley
Lutcher, LA 70071

Small Business Compliance Advisory Panel, Louisiana

Smith, Charles (Jr.) F. Taylor, Ben
1407 Augusta Avenue 1001 West Michigan
Alexandria, LA 71302 Hammond, LA 70401

Social Work Examiners, Louisiana State Board of Certified

Franklin, Kenna M. Zelden, R. Janet Cothern
3216 Blanchard Road #50 Barbados Court
Shreveport, LA 71103 Mandeville, LA 70448

South Tangipahoa Parish Port Commission

Irion, John E. Lansden, Robert K.
450 West Cypress 18284 Esterbrook Road
Ponchatoula, LA 70454 Ponchatoula, LA 70454

Perrilloux, Mark Pistorius, Merlin A.
41020 Rue Petit 3 Norbrook Circle
Ponchatoula, LA 70454 Hammond, LA 70401

Southern Growth Policies Board

Sharp, John "Jack" F.
9814 Hillsboro Drive
Shreveport, LA 71118

Southern Rapid Rail Transit Commission,

Formerly LA-MISS-AL Transit Comm

Waddell (Rep), Wayne Woodruff, Roy (Jr.) W.
3221 Green Terrace 6156 Louisville Street
Shreveport, LA 71118 New Orleans, LA 70124

Southern University, Board of Supervisors

Alexander, Angela J. Antonio "Tony" Clayton
214 Bayou Vista Drive 7412 False River Rd.
Thibodaux, LA 70301 Oscar, LA 70762

Gilliam, Sam A.
4379 Walter Street
Shreveport, LA 71109

Sparta Groundwater Conservation District

Brantley, Kim L. Greer, Elva A.
606 North Grove Street 805 Apollo Drive
Winnfield, LA 71483 Bastrop, LA 71220

Michael, James R. Rosenzweig, Michael H.
741 Beverly Drive 501 Loch Ridge
Homer, LA 71040 Shreveport, LA 71106

Smith, Morgan C.
2907 River Oaks Drive
Monroe, LA 71201-2027

Speech Pathology & Audiology, Louisiana Board of Examiners of

Braud, Lawrence (M.D.) L. Peat, Melinda Myhres
4632 Westdale Drive 625 Jackson Avenue
Baton Rouge, LA 70808 Mandeville, LA 70448

Rodgers, Theresa H.
42189 Greenfield Crossing Drive
Prairieville, LA 70769

Structural Pest Control Commission

Arceneaux, James A.
7201 Pirie Blvd
Denham Springs, LA 70726

Substance Abuse Counselors, Louisiana State Board of Certification for

Dykes, Martin French, Chris
161 Carrollton Avenue 2203 Clinton Drive
Shreveport, LA 71105 Bossier City, LA 71111

Sweet Potato Advertising and Development Commission, La

Fields, Mark Freeman, Jr., Clifton Dewey
Post Office Box 1182 305 Neely Street
Rayville, LA 71269 Oak Grove, LA 71263

Lacour, Duane Thornhill, Charles Kenneth
Post Office Box 5 101 Scates Road
Moreauville, LA 71355 Wisner, LA 71378

Television Authority, Louisiana Educational

White, Jr., James E.
6939 Neptune Court
New Orleans, LA 70126

Tensas Basin Levee District, Board of Commissioners of

Hutchins, Rodney Venable, Charles R.
2104 Fourth Street 109 Raymond Drive
Jonesville, LA 71343 Monroe, LA 71203

Terrebonne Levee & Conservation District, Bd of Commissioners of the

Chiasson, Donald J. Daisy, Walton "Buddy"
146 Darden Court 210 Victory Court
Thibodaux, LA 70301 Gray, LA 70359

Henry, Willis J. Luke, Allan
157 Old Mill Road 139 Leighton Loop
Houma, LA 70364 Houma, LA 70360

Tourism Promotion District, Board of Directors for the Louisiana

Smith, W. Harrison
6301 East Ridge Drive
Shreveport, LA 71106

University of Louisiana System (Board of Trustees)

Lippman, Alfred S. Long, Sr., Jimmy D.
596 Fairview Drive 4204 Hwy 6
Berwick, LA 70342 Natchitoches, LA 71457

Pugh, Gordon A. Sibille, Winfred F.
2220 Eliza Beaumont Lane 209 Chretien Point Road
Baton Rouge, LA 70808 Sunset, LA 70584

Teamer, Sr., Charles C.
4619 Owens Boulevard
New Orleans, LA 70122

Used Motor Vehicle and Parts Commission, Louisiana (1984)

Hunter, Bernhardt J.
24 Marquis Manor
Morgan City, LA 70380

Veterinary Medicine Examiners, Louisiana Board of

Walther, Glenn R.
2002 Highway 311
Schriever, LA 70395

Water Policy Advisory Task Force, State

Credeur, Jr., Patrick Durrett, Richard I.
2311 Highway 93 9611 Highway 80
Carencro, LA 70520 Simsboro, LA 71275

Kerr, Patrick J. Loewer, Jr, Paul
6472 Overton Drive 4362 White Oak Highway
Baton Rouge, LA 70808-4246 Branch, LA 70516

Wildlife and Fisheries Commission, Louisiana

Denmon, Terry D.. Felterman, Lee
281 Richland Place 147 McGee Drive
Monroe, LA 71203 Patterson, LA 70392

Women's Policy and Research Commission, Louisiana

Bajoie, Diana (Sen.) E. Beal, Susan T.
4129 Liberty St. 3756 Fountainbleau Road
New Orleans, LA 70115 Keithville, LA 71047

Brassette, Linda Brown, Bridgett
7005 Burtcliff 6218 Cobblestone Drive
Baton Rouge, LA 70818 Alexandria, LA 71301

Clay, Vera E. Dartez, Carla B.
303 Lamarque Street 1006 Eighth Street
Mandeville, LA 70448 Morgan City, LA 70380

Godfrey, Helen C. Henderson, Helena N.
8100 Southdowns Street 457 Audubon Boulevard
Shreveport, LA 71107 New Orleans, LA 70125

Irons (Sen), Paulette R. Kemp, Alice A.
3308 Tulane Avenue, Suite 300 1112 Bourbon Street, Apt. D
New Orleans, LA 70119 New Orleans, LA 70116

Paterson, Karen W.
4241 Whitehaven Street
Baton Rouge, LA 70808

Pope, Janet F.
1400 Maple Street
Ruston, LA 71270

Suitor, J. Jill
263 Stanford Avenue
Baton Rouge, LA 70808

Watson, Dawn R.
333 LSU Avenue
Baton Rouge, LA 70808

Winston, Diane (Rep) G.
321 North Florida Street
Covington, LA 70433

Workforce Commission, Louisiana

Brannon, Lori Juneau, Richard "Dick"
1831 Belmont Avenue 7545 Cardiff Avenue
Baton Rouge, LA 70808 Baton Rouge, LA 70808

Lawson, Huey P. Pugh, Gordon A.
3627-14th Street 2220 Eliza Beaumont Lane
Alexandria, LA 71302 Baton Rouge, LA 70808

Reine, Louis S. Roden, William J.
11425 Glenhaven Drive 1701 Swamp Road West
Baton Rouge, LA 70815 Prairieville, LA 70802

Picard, Cecil J.
2236 Stonehenge
Baton Rouge, LA 70820

Smith, Susan H.
232 West Woodgate Court
Baton Rouge, LA 70808

Waters, Melissa S.
3343 Hundred Oaks Avenue
Baton Rouge, LA 70808

Willinger, Beth A.
6047 Annunciation Street
New Orleans, LA 70118

Wooten Rosenberg, Kimberly
637 Rue St. Philip
New Orleans, LA 70116

Respectfully submitted,
CHRIS ULLO
Chairman

Senator Ullo moved to confirm the persons on the above list who were reported by the Committee on Senate and Governmental Affairs and recommended for confirmation.

ROLL CALL

The roll was called with the following result:

YEAS

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

June 14, 2001

Total—38

NAYS

Total—0

ABSENT

Lambert
Total—1

The Chair declared the people on the above list were confirmed.

Report of Committee on

SENATE AND GOVERNMENTAL AFFAIRS

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs submitted the following report:

Senate Chamber
State Capitol
State of Louisiana

June 13, 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:

Administration, Division of

Davis, Angele D. DuBos, James G.
8008 Bluebonnet Blvd., 2-14 6212 Summerlake Drive
Baton Rouge, LA 70810 Baton Rouge, LA 70817

Community Advisory Committee

Pere, Jeanne R.
121 Sunset Drive
West Monroe, LA 71291

Culture, Recreation and Tourism, Department of

Jones, Matthew A.
1620 Carl Avenue
Baton Rouge, LA 70808

Deaf, Louisiana Commission for the

Olivier, Lawrence
1624 South Sandra Avenue
Gonzales, LA 70737

Disability Affairs, Gov's Advisory Council on

Crain, Marilyn Istre Labue, Jared
3238 J. Alcee Road 3825 Partridge Lane
Abbeville, LA 70510 Baton Rouge, LA 70809

Mitchell, Suzanne B.
1061 Heather Drive
Baton Rouge, LA 70815

Obier, III, William "Bill" P.
15650 Laurel Street
Rosedale, LA 70772

Watson, Christopher J.
9363 Rainford Road
Baton Rouge, LA 70810

Williams, III, Oscar "Bill"
4012 Kilkenny Drive
Baton Rouge, LA 70814

Economic Development Council, Louisiana

Charlot, Henry (Jr.) R.
2311 Robert E. Lee Blvd.
New Orleans, LA 70122

Economic Development, Department of

Hutchinson, Don J.
5917 Bennington Avenue
Baton Rouge, LA 70808

Education, Department of

Watson, Rodney R.
10123 Glen Manor
Baton Rouge, LA 70809

Gaming Control Board, Louisiana

Cadoria, Brig Gen Ret.Sherian G. Fleming, Robert M.
322 Azalea Lane 203 Main Street
Pineville, LA 71360-4780 Franklin, LA 70538

Kinchen, Dennis R.
6145 Masters Drive
Shreveport, LA 71129

Health and Hospitals, Department of

Jetson, Raymond A.
838 Woodstone Drive
Baton Rouge, LA 70808

Historical Records Advisory Board, Louisiana

Miller, Leon C.
1334 Audubon Street
New Orleans, LA 70118

Independent Living Council, Statewide

Moak, William E.
217 W. Buffwood
Baker, LA 70714-3755

Indigent Defense Assistance Board

DeSalvo, Frank G.
725 Girod Street
New Orleans, LA 70130

Interstate 49 North Extension Feasibility and Funding Task Force

Adger, Helen (Mayor) H.
13088 Adger Road
Gilliam, LA 71029

Justice, State Department of

Weber, Dennis C.
727 N. Coventry Drive

Baton Rouge, LA 70808

Lottery Corporation, Board of Directors of the Louisiana State

Bollinger, Brandi L.	Mason, Patricia C.
9940 Glen View Avenue	508 B St. Peter Street
Baton Rouge, LA 70809	New Orleans, LA 70116

Minority Health Affairs Commission

Lewis, C. Clinton (Dr.)
1005 Loreauville Road
New Iberia, LA 70563

Public Safety and Corrections, Department of

Jones, Jerry W.	Landry (Col), Terry C.
5342 Hickory Ridge Boulevard	135 Northern Avenue
Baton Rouge, LA 70817	Lafayette, LA 70501

Revenue, Department of

Bridges, Cynthia J.	Comeaux, Kenneth J.
5808 East Grand Court	1448 Cora Drive
Baton Rouge, LA 70812	Baton Rouge, LA 70815

Dunham, Susan Louise	Hymel, Stephen J.
2439 Dogwood Avenue	866 Arlington Avenue #5
Baton Rouge, LA 70808	Baton Rouge, LA 70806

Lymon, Clarence J.	Matherne, Gary J.
14212 Orgeon Trail	9705 Grenwich Avenue
Prairieville, LA 70769	Baton Rouge, LA 70809

Mullins, Joy M.
63235 Rose Drive
Plaquemine, La 70464

River Parishes Convention, Tourist and Visitors Commission

Gaudin, Carol A.	Haydel, Betty L.
256 S. Sycamore Street	#1 Rosedown Drive
Gramercy, LA 70052	Destrehan, LA 70047

Jasper, Jr., Peter	Songy, Judy
429 N. W. 2nd Street	8 Windsor Street
Reserve, LA 70084	LaPlace, LA 70068

Touchard, Rochelle C.	Vial, Debra Dufresne
124 Gassen Street	135 C. Lakewood Drive
Luling, LA 70070	Luling, LA 70070

River Region Cancer Screening and Early Detection District

Rouyea, Margaret B.
45097 Walls Cemetary Road
Prairieville, LA 70769

Sanitarians, Louisiana State Board of Examiners for

Antoon, James P.
c/o DHH Post Office Box 629
Baton Rouge, LA 70821

Seafood Standards of Identity Task Force

Cashio, Michael J.
618 Carriage Way

Baton Rouge, LA 70808

Social Services, State Department of

Hincks, Joel B.	Woods, Danny R.
740 Spanish Town Road	12741 King James Avenue
Baton Rouge, LA 70802	Baton Rouge, LA 70810

Southern Rapid Rail Transit Commission,

Formerly LA-MISS-AL Transit Comm

Barrow, Willie
3855 North Street
Baton Rouge, LA 70806

Transportation and Development, Department of

Nelson, Gordon E.	Perret, Kenneth A.
11134 Moultrie Avenue	7372 Jefferson Place Cir, Unit A
Baton Rouge, LA 70817	Baton Rouge, LA 70821

Workforce Commission, Louisiana

Siekkinen, Jack C.
408 W. Charles Street
Hammond, LA 70401

Respectfully submitted,
CHRIS ULLO
Chairman

Senator Ullo moved to confirm the persons on the above list who were reported by the Committee on Senate and Governmental Affairs and recommended for confirmation.

ROLL CALL

The roll was called with the following result:

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

The Chair declared the people on the above list were confirmed.

Appointment of Conference Committee on House Bill No. 963

The President of the Senate appointed on the Conference Committee on House Bill No. 963 the following members of the Senate: Senators Heitmeier, Chaisson and Lentini.

Appointment of Conference Committee on House Bill No. 1864

The President of the Senate appointed on the Conference Committee on House Bill No. 1864 the following members of the Senate: Senators Heitmeier, McPherson and Lentini.

Appointment of Conference Committee on House Bill No. 2053

The President of the Senate appointed on the Conference Committee on House Bill No. 2053 the following members of the Senate: Senators Heitmeier, McPherson and Lentini.

Rules Suspended

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

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

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

Called from the Calendar

Senator Dardenne asked that House Bill No. 632 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 632—
BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To enact Chapter 13 of Title III of Book VI of the Louisiana Code of Civil Procedure, to be comprised of Code of Civil Procedure Articles 3396 through 3396.20, and 5251(14), relative to probate procedure; to provide for the independent administration of estates; to provide definitions; to provide the scope of independent administration; to provide for the designation of an independent executor by the testator; to provide for the testator's failure to designate an independent executor; to provide for the independent executor's rights, powers, and duties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Dean	Marionneaux
Lambert	Schedler
Total—4	

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

Called from the Calendar

Senator Dardenne asked that House Bill No. 633 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 633—
BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To amend and reenact Civil Code Articles 942, 946, 952, 965, 1416, 1575, 1577, 1593, and 1597 and to enact Civil Code Article 1610.1, relative to successions; to authorize persons to bring an action to declare a successor unworthy; to provide for the devolution of succession rights; to provide for probate or amendment of testaments; to provide for accretion upon renunciation in testate successions; to provide liability of universal successors to creditors; to provide for olographic testaments; to provide for loss, extinction, or destruction of property given; to provide for revocation of testamentary dispositions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Heitmeier	Tarver
Total—2	

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

Called from the Calendar

Senator Dardenne asked that House Bill No. 634 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 634—
BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To amend and reenact Civil Code Articles 1520 and 1521, relative to successions; to provide for prohibited substitutions; to provide for vulgar substitutions; to provide definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Malone
Bajoie	Fields, W	Marionneaux
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	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
Total—38	
	NAYS
Total—0	
	ABSENT
Heitmeier	
Total—1	

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

Called from the Calendar

Senator Schedler asked that House Bill No. 1602 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1602—
BY REPRESENTATIVE MCMAINS
AN ACT

To amend and reenact Children's Code Articles 1124(B) and (C), 1137(D), 1138(C) and (E), and 1139(A) and to enact Children's Code Article 1180(C) and R.S. 46:1402.1, relative to adoptions; to provide for service of notice of opposition to adoption; to provide for the presentation of evidence; to provide for the form of certain affidavits; to provide for the jurisdiction for adoption proceedings; to provide relative to conflict of interests; 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	Malone
Bajoie	Fontenot	McPherson
Barham	Gautreaux	Michot
Bean	Hines	Mount
Boissiere	Hollis	Romero
Cain	Hoyt	Schedler
Campbell	Irons	Smith
Chaisson	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Jones, C	Ullo
Ellington	Lambert	
Fields, C	Lentini	
Total—34		

NAYS

Total—0

ABSENT

Cravins	Heitmeier	Tarver
Dardenne	Marionneaux	

June 14, 2001

Total—5

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.

Called from the Calendar

Senator Schedler asked that House Bill No. 838 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 838—

BY REPRESENTATIVE SCHNEIDER AN ACT

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

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed House Bill No. 838 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, delete "and R.S. 22:1419(A)(3)"

AMENDMENT NO. 2

On page 2, after line 26, add:

"(4) The cost-of-living adjustments that are paid as a component of benefits pursuant to the provisions of this Subsection shall be considered as a remaining portion of actuarially-required contributions and shall be paid from funds allocated to this system pursuant to the provisions of R.S. 11:2219(A)."

AMENDMENT NO. 3

On page 3, delete lines 11 through 25 in their entirety and on page 4, delete lines 1 through 20 in their entirety

On motion of Senator Schedler, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, C; Name, Fontenot; Name, Marionneaux. Lists names of senators and their counts for various bills.

NAYS

Total—0

ABSENT

Fields, W Total—2

Heitmeier

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

Called from the Calendar

Senator Irons asked that House Bill No. 979 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 979—

BY REPRESENTATIVE MURRAY AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, C; Name, Fields, W; Name, Marionneaux. Lists names of senators and their counts for various bills.

Total—36

NAYS

Total—0

ABSENT

Cravins

Fontenot

Heitmeier

Total—3

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

**Appointment of Conference Committee
on Senate Bill No. 500**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 500: Senators W. Fields, Heitmeier and Chaisson.

**Appointment of Conference Committee
on Senate Bill No. 974**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 974: Senators Ullo, C. Jones and Johnson.

**Appointment of Conference Committee
on House Bill No. 1178**

The President of the Senate appointed on the Conference Committee on House Bill No. 1178 the following members of the Senate: Senators Cravins, Dardenne and B. Jones.

Rules Suspended

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

Messages from the House

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

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 1054—

BY SENATOR THEUNISSEN

AN ACT

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

Reported without amendments.

SENATE BILL NO. 1055—

BY SENATOR BARHAM

AN ACT

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

Reported with amendments.

SENATE BILL NO. 762—

BY SENATORS MALONE, CAIN AND ELLINGTON

AN ACT

To enact Chapter 31 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4701 through 4702, relative to irrigation; to create the Drought Protection Trust Fund in the state treasury; to provide for the deposit of monies to the fund; to provide for the use of monies in the fund; and to provide for related matters.

Reported with amendments.

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

**Introduction of Resolutions,
Senate and Concurrent**

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

SENATE RESOLUTION NO. 55—

BY SENATOR BOISSIERE

A RESOLUTION

To commend Pastor David H. Arceneaux upon his third year as pastor of Gentilly Community Baptist Church.

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

SENATE RESOLUTION NO. 56—

BY SENATOR HINES

A RESOLUTION

To create and provide with respect to a task force to study and make recommendations with respect to declarations concerning life-sustaining procedures and advance medical directives.

June 14, 2001

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

SENATE RESOLUTION NO. 57—

BY SENATOR C. JONES

A RESOLUTION

To urge and request the Ouachita Parish School Board to comply fully with all provisions of the federal court order or orders applicable to the school system relative to student transfers and attendance.

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

SENATE RESOLUTION NO. 58—

BY SENATOR ROMERO

A RESOLUTION

To commend Dauterive Hospital in New Iberia, Louisiana on receiving the Voluntary Protection Program Award (VPP) from the Occupational Safety and Health Administration (OSHA).

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

SENATE CONCURRENT RESOLUTION NO. 163—

BY SENATOR ROMERO

A CONCURRENT RESOLUTION

To commend Dauterive Hospital in New Iberia, Louisiana on receiving the Voluntary Protection Program Award (VPP) from the Occupational Safety and Health Administration (OSHA).

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Heitmeier Tarver
Total—2

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

SENATE CONCURRENT RESOLUTION NO. 164—

BY SENATORS HAINKEL AND BARHAM

A CONCURRENT RESOLUTION

To recognize and commend the Louisiana State University baseball team, the players individually, and coaching staff on an outstanding regular season and for advancing to the Super Regional in 2001, and to commend Lane Mestepey on being honored as the National Co-Freshman of the Year.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Thomas
Total—1

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 14, 2001

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 226—
BY REPRESENTATIVE HOLDEN AND SENATOR C. FIELDS
A CONCURRENT RESOLUTION

To request the House Committee on the Administration of Criminal Justice and the Senate Committee on Judiciary C to meet and function as a joint committee to study the application and imposition of the death penalty in the State of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 234—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and act jointly to study and make recommendations regarding the safe relinquishment of newborns.

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. 226—
BY REPRESENTATIVE HOLDEN AND SENATOR C. FIELDS
A CONCURRENT RESOLUTION

To request the House Committee on the Administration of Criminal Justice and the Senate Committee on Judiciary C to meet and function as a joint committee to study the application and imposition of the death penalty in the State of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 234—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and act jointly to study and make recommendations regarding the safe relinquishment of newborns.

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

Motion to Make Special Order

Senator Lentini asked for a suspension of the rules for the purpose of making House Bill No. 1909, which was just advanced to a third reading and final passage, Special Order of the Day No. 1 on Friday, June 15, 2001 immediately following the Morning Hour.

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:

June 14, 2001

To the President and Members of the Senate:

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

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 52—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION

To urge and request the attorney general, the Coastal Zone Management Program and the office of state lands to give the public notice prior to any public waterways being barricaded or gated.

Respectfully submitted,
CHRIS ULLO
Chairman

The foregoing Senate Concurrent Resolution 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:

June 14, 2001

To the President and Members of the Senate:

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

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 4—
BY SENATORS HINES AND DARDENNE AND REPRESENTATIVES E. ALEXANDER, BALDONE, BOWLER, BRUNEAU, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, CRANE, DANIEL, DIEZ, DONELON, DURAND, FAUCHEUX, FRITH, FRUGE, GUILLORY, HEATON, HOLDEN, HUDSON, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, LANCASTER, MARTINY, MCMAINS, MONTGOMERY, MURRAY, ODINET, PIERRE, PITRE, POWELL, PRATT, RIDDLE, ROMERO, SCHWEGMANN, JACK SMITH, JANE SMITH, JOHN SMITH, TOWNSEND, WALSWORTH AND WELCH

A JOINT RESOLUTION

June 14, 2001

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

SENATE BILL NO. 176—

BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:778(D) and to repeal R.S. 11:462, relative to the Louisiana State Employees' Retirement System and the Teacher's Retirement System; to provide with respect to the conversion of disability benefits to regular retirement benefits upon attaining certain age requirements; to repeal the system's disability rehabilitation program; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 177—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:403(2)(a), (6), (12), (15), and (26), 422(A), and 461(A), and to repeal R.S. 11:403(22), all relative to the Louisiana State Employees' Retirement System; to provide for changes in definitions for "actuarial interest", "base pay", "employer", "job appointment", "prior service", and "spouse"; to provide clarification of part-time service provisions and statutes that apply to disability; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 254 (Duplicate of House Bill No. 346)—

BY SENATOR B. JONES AND REPRESENTATIVE MCCALLUM

AN ACT

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

SENATE BILL NO. 281—

BY SENATOR LENTINI AND REPRESENTATIVES FAUCHEUX, HEATON, AND TOOMY

AN ACT

To amend and reenact R.S. 13:995.1, relative to district courts; to provide with respect to judicial expense funds; to provide for the judicial building fund of the Twenty-Fourth Judicial District Court; to provide for an increase in the service charge collected in civil and criminal matters; to provide for dedication and disbursement of such funds; and to provide for related matters.

SENATE BILL NO. 501—

BY SENATOR FONTENOT AND REPRESENTATIVE DOWNER

AN ACT

To enact R.S. 32:418, relative to driver's licenses; to authorize certain persons to register with the United States Selective Service when applying for a driver's license or identification card; to require the office of motor vehicles to electronically forward certain information to the Selective Service System; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 532—

BY SENATORS BOISSIERE AND HOLLIS AND REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:62(1), 1422(A), and 1481(2)(a), to enact R.S. 11:106, and to repeal R.S. 11:1422(B), relative to the Louisiana Assessors' Retirement Fund; to authorize an increase in the employer contribution rate; to increase the employee contribution rate; to provide relative to the accrual rate for the computation of normal retirement benefits; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 695—

BY SENATOR HOYT AND REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 33:2955(A)(1)(d), and R.S. 39:1213, relative to funds of political subdivisions, including investments and deposits thereof; to provide for the minimum interest rate requirement for certain time certificates of deposit and for such rates in certain districts; to provide for the type of fiscal agencies designated for local depositing authorities; and to provide for related matters.

SENATE BILL NO. 730—

BY SENATORS HINES AND SCHEDLER AND REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 37:1031(B) and (C), and 1032, relative to the Joint Administration Committee on Prescriptive Authority for Advanced Practice Registered Nurses; to provide for its membership; to provide for its powers and duties; to provide an effective date; and to provide for related matters.

SENATE BILL NO. 833—

BY SENATOR HOYT

AN ACT

To amend and reenact R.S. 11:2258(B)(1) and to repeal R.S. 11:2218.1, 2254.1, and 2269, relative to the Firefighters' Retirement System and the Municipal Police Employees Retirement System; to repeal the provisions regarding the granting of credit for certain military service without cost to the employee or by the payment of employee contributions only and the provisions regarding the restoration of certain service credit based on the repayment of refunded contributions; to provide for the repayment of certain refunded contributions and the receipt of credit for certain military service; to provide with respect to disability retirement benefits, including but not limited to the conversion of regular retirement benefits to disability benefits, the standard of evidence used to demonstrate a disability, and the required actuarial neutrality of the transaction; and to provide for related matters.

SENATE BILL NO. 110—

BY SENATOR THOMAS

AN ACT

To amend and reenact R.S. 47:463.18(A) and (C)(1), relative to motor vehicle license plates; to authorize motorcycles to have a veteran's license plate; and to provide for related matters.

SENATE BILL NO. 283—

BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 39:817, relative to the Cameron Parish School Board; to authorize the levy of a parcel fee within School District No. 4 of the parish boundaries; to provide for voter approval; to provide for imposition and collection; to provide a limitation on the amount of any such parcel fee; to provide relative to the use of proceeds; and to provide for related matters.

SENATE BILL NO. 451—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:62(8)(b) and (c), 209(B) and (C), 1902(14), 1928(A) and (B), the introductory paragraph of 1936(A), 1937, 1938(B), (F), and (J)(1), 1946, 1961(2), 1962, 1963, 1965(A), 1966, 1971(2), 1972, 1973, 1975(A), and 1976, to enact R.S. 11:1755(E), 1941(4), 1961(3), 1971(3), and to repeal R.S. 11:1947 and 1967, relative to the Parochial Employees' Retirement System of Louisiana and the Municipal Employees' Retirement System of Louisiana; to provide with respect to service credit, including but not limited to the conversion of certain unused earned annual and sick leave to retirement credit on the basis of an established conversion formula; to increase employee contributions for Plan B and Plan C; to provide with respect to the number of years of creditable service required for a member in Plan B and Plan C to receive disability benefits; to provide with respect to the allowable increases in earnings benefits calculation purposes; to provide with respect to vesting schedules; to provide with respect to cost-of-living adjustments; to provide with respect to earnings on accumulated Deferred Retirement Option Plan Fund balances; to provide with respect to the use of reciprocally recognized credit for purposes of eligibility to participate in the Deferred Retirement Option Plan; to provide with respect to offsets against final compensation; to provide with respect to survivor benefits; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 480—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 37:3111(B) and 3112(B)(6), relative to the Louisiana Auctioneers Licensing Board; to provide for the designation of the chairman by the governor; and to provide for related matters.

SENATE BILL NO. 560—

BY SENATOR HINES AND REPRESENTATIVE DURAND

AN ACT

To enact R.S. 40:2212(C), relative to basic benefit plans provided under a health care cost control program; to prohibit the basic benefit plan from excluding direct reimbursement to advanced practice registered nurses; to require reimbursement for advanced practice registered nurses at a rate equal to that paid other health care providers for performance of the same services; and to provide for related matters.

SENATE BILL NO. 578—

BY SENATOR ULLO

AN ACT

To enact R.S. 39:1651.1, relative to state procurement; to require that bid specifications for the purchase or use of shrimp be by count size; and to provide for related matters.

SENATE BILL NO. 623 (Duplicate of House Bill No. 323)—

BY SENATOR HAINKEL AND 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.

SENATE BILL NO. 627 (Duplicate of House Bill No. 1573)—

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

AN ACT

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

SENATE BILL NO. 633—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 37:752(7), 753(G), 760(A)(1) and (9), 761(A)(1) and (4), 764(A)(2) and (5), 766, 767, 774, 777(A)(24), 780(B)(2), 781(A), 782, 783(B) and (C), 785, 789(A) and (B), 793(A)(1)(d) and (e), (D)(1) and (3), (E), and (G)(2), to enact R.S. 37:760(C), and to repeal R.S. 37:788(D), relative to the practice of dentistry; to provide for definitions; to provide for appointments and powers and duties of the Louisiana State Board of Dentistry; to provide for requirements for applicants for dental and dental hygienist license; to provide for employment of a dental hygienist; to provide for disclosure of name of a licensee; to provide for a board hearing, notice, penalty and charges; to provide relative to the issuance of subpoenas; to provide for criminal actions and injunctions simultaneous with proceedings before the board; to provide for violations and penalties; to provide for administration of nitrous oxide inhalation analgesia, conscious sedation with parenteral drugs, deep sedation, general anesthesia and for definitions, reporting, permits, fees for permits, limitations and exceptions thereof; to make certain technical changes to correct citations; and to provide for related matters.

SENATE BILL NO. 704—

BY SENATOR FONTENOT AND REPRESENTATIVES DANIEL, PINAC AND FRITH

AN ACT

To amend and reenact R.S. 51:911.21, 911.22, 911.23, 911.24(A)(1), (2), (3), (5), (6), the introductory paragraph of R.S. 51:911.24(B), 911.24(B)(5), (C), the introductory paragraph of R.S. 51:911.24(D), (D)(3), E, the introductory paragraph of R.S. 51:911.24(F), (F)(3), (G), and (H), 911.24.1, 911.25(A) and (B), the introductory paragraph of R.S. 51:911.28(A), (A)(3), (4),

June 14, 2001

(8), (B), (C), 911.29, 911.30, 911.32(A), (B), (D), and (E), 911.33, 911.34(A) and (C), 911.35, 911.36, 911.38, 911.39(A), 911.42, 911.43, 911.44, 911.46, 912.21, the introductory paragraph of R.S. 51:912.22, 912.22(2), (3), (5), 912.23(1)(a) and (h), the introductory paragraph of R.S. 51:912.24, 912.24(2)(g), (4)(b) and (e), the introductory paragraph of R.S. 51:912.25, 912.26, 912.27, 912.28(A), and 912.29 and the Title to Part XIV-B of Chapter 2 of Title 51 of the Louisiana Revised Statutes of 1950, and to enact R.S. 36:4.1(D)(16) and R.S. 51:911.26 and 912.30, and to repeal R.S. 51:911.27 and 911.37, all relative to manufactured homes and mobile homes; to provide for the placement of the Louisiana Manufactured Housing Commission in the office of the governor; to provide for definitions; to create the Louisiana Manufactured Housing Commission and provide for its powers and duties; to provide for standards and codes applicable to manufactured housing; to provide for standards for installation of manufactured housing; to provide for enforcement of standards and codes; to provide for warranties; and to provide for related matters.

SENATE BILL NO. 731—
BY SENATOR HINES AND REPRESENTATIVE DURAND
AN ACT

To enact R.S. 37:930(E), relative to registered nurses; to provide for the administration of anesthetics; to clarify that certain advanced practice registered nurses may administer a digital block or a pudendal block under certain conditions; and to provide for related matters.

SENATE BILL NO. 776—
BY SENATORS B. JONES, DARDENNE, HOYT, IRONS, MOUNT, THEUNISSEN, BARHAM, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DEAN, DUPRE, ELLINGTON, C. FIELDS, W. FIELDS, GAUTREAUX, HINES, HOLLIS, JOHNSON, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, ROMERO, SMITH, TARVER AND ULLO AND REPRESENTATIVES STELLY, DOWNER, NEVERS, SCHWEGMANN, JANE SMITH, BRUCE, CROWE, CURTIS, DOERGE, FRITH, HOLDEN, HUNTER, MCCALLUM, MONTGOMERY, MURRAY, STRAIN THOMPSON, WADDELL AND WELCH
AN ACT

To enact R.S. 17:24.10 and to repeal R.S. 17:24.7, relative to early childhood education; to provide for eligibility for such classes; to provide for the establishment of such classes; to provide the mandatory standards for such classes; to provide for the eligibility of students to attend such classes; to provide for the staffing, materials, facilities, and other resources required for such classes; to provide for the funding of such classes; to provide for the duties of participating school systems; to provide for the duties of the state Department of Education; and to provide for related matters.

SENATE BILL NO. 803—
BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 4:732(G), relative to amusements and sports; to continue the applicability of progressive mega jackpot bingo games in certain parishes; and to provide for related matters.

SENATE BILL NO. 922—
BY SENATOR DARDENNE
AN ACT

To amend and reenact Civil Code Art. 113, relative to interim periodic spousal support; to provide for interim spousal support allowance to terminate upon final judgment or specific period of time thereafter; to provide for an extension of interim spousal support upon proof of good cause; and to provide for related matters.

SENATE BILL NO. 933—
BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 11:1503(4) and to enact R.S. 11:1503(11), 1521.1 and 1562(D), relative to Louisiana Clerks' of Court Retirement System and Relief Fund; to define "per-page transcription"; to provide for retirement benefits for court reporters; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 956—
BY SENATOR MICHOT
AN ACT

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

SENATE BILL NO. 978—
BY SENATOR THOMAS AND REPRESENTATIVE STRAIN
AN ACT

To enact Part V-D of Chapter 2 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:727, relative to the revocation, sale or exchange of certain immovable property in the town of Abita Springs; to establish the procedure for disposition of such property; and to provide for related matters.

SENATE BILL NO. 979—
BY SENATOR BOISSIERE
AN ACT

To amend and reenact R.S. 34:25(D) and to enact R.S. 13:2571.1, relative to administrative adjudication of parking violations; to authorize the Board of Commissioners of the Port of New Orleans to prescribe civil fines for violation of ordinances under certain conditions; to authorize the commissioners to establish an administrative adjudication hearing procedure; and to provide for related matters.

SENATE BILL NO. 1042 (Duplicate of House Bill No. 2070)—
BY SENATOR SCHEDLER AND REPRESENTATIVE FAUCHEUX
AN ACT

To enact Part X of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:221 through 237, relative to mental health; to provide for advance directives for mental health treatment; to provide for definitions; to provide for making of an advance directive and for period of validity; to provide for designation of a representative for decisions relative to mental health treatment; to provide for execution of advance directive and for witnesses thereof; to provide for operation of an advance directive and for physician and providers to act in

accordance therewith; to provide for determination of incapacity; to provide for a representative's scope of authority and his powers, duties, and limitation on liability; to provide for prohibition against requiring a person to execute or refrain from executing an advance directive as criteria for insurance, for receiving treatment, or discharging from a health care facility; to require an advance directive to be part of a person's medical record, for provider compliance, and for withdrawal of the provider; to provide for circumstances for disregarding an advance directive; to provide for revocation; to provide for limitations on liability of physicians and other providers; to prohibit certain individuals from serving as representatives and from serving as witnesses; to provide for withdrawal of representatives and rescinding the withdrawal; to provide for a form; and to provide for related matters.

SENATE BILL NO. 1047—

BY SENATOR MCPHERSON AND REPRESENTATIVE FARRAR
AN ACT

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

SENATE BILL NO. 239—

BY SENATORS C. JONES AND CRAVINS AND REPRESENTATIVES BAYLOR, BROOME, K. CARTER, CURTIS, GALLOT, GLOVER, GREEN, GUILLORY, HOLDEN, HUDSON, HUNTER, L. JACKSON, M. JACKSON, LUCAS, MORRELL, MURRAY, PIERRE, PRATT, QUEZAIRE, RICHMOND, SWILLING AND WELCH

AN ACT

To amend and reenact R.S. 14:56.2(D), 62.1(B) and (C), 69.1(B)(2), 70.1(B), 82(D), 91.7(C), 92.2(B), 92.3(C), 106(G)(2)(a) and (3), 106.1(C)(2), 119(D), 119.1(D), 122.1(D), 123(C)(1) and (2), 352, and 402.1(B), R.S. 15:529.1(A)(1)(b)(ii) and (c)(ii), 1303(B), and 1304(B), R.S. 27:262(C), (D), and (E), 309(C), and 375(C), R.S. 40:966(B), (C)(1), (D), (E), and (F), 967(B)(1), (2), (3), and (4)(a) and (b), and (F)(1), (2), and (3), 979(A), 981, 981.1, 981.2(B) and (C), and 981.3(A)(1) and (E), and Code of Criminal Procedure Art. 893(A), and to enact R.S. 15:574.22 and R.S. 40:966(G), relative to non-violent crimes; to provide relative to mandatory sentences for such crimes; to remove mandatory sentences for certain offenses; to reduce the length of incarceration in the penalty provisions for certain offenses; to provide that the sentence for certain offenses can be subject to parole, probation, or suspension of sentence; to provide minimum sentences of imprisonment for certain offenses; to provide with respect to sentencing for multiple felony convictions; to provide with respect to the suspension of sentences for certain crimes; to provide with respect to sentencing for violations of the Uniform Controlled Dangerous Substances Law; to create the Louisiana Risk Review Panel; to provide for membership of the panel; to provide for the powers and duties of the panel; to provide for the adoption of rules; to clarify penalty provisions with regard to violations involving certain Schedule II controlled dangerous substances; and to provide for related matters.

SENATE BILL NO. 347—

BY SENATOR ELLINGTON

AN ACT

To require the state, through the Department of Economic Development and the Louisiana Economic Development Corporation, to execute a cooperative endeavor agreement with the town of Jonesville; to provide for payment of certain obligations owed by the town of Jonesville which are guaranteed by the state; and to provide for related matters.

SENATE BILL NO. 1000—

BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 11:62(5)(b), 444(A), and 565 and to enact Subpart C of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:601 through 606, relative to Louisiana State Employees Retirement System; to authorize judges to purchase credit for service with Capital Area Legal Services Corporation; to further provide with respect to the creation of a component within the system, including but not limited to participation in the component by correctional officers and probation and parole officers, the criteria used for determining eligibility for participation, contributions and benefits, and transfers of service credit; to provide an effective date; and to provide for related matters.

SENATE BILL NO. 1018—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 29:727(D) and to enact R.S. 29:730.2 and 737, relative to emergency assistance and disasters; to provide the powers and duties of the chief executive officer of a municipality within the municipality during an emergency; and to provide for related matters.

SENATE BILL NO. 1052—

BY SENATORS SMITH AND ELLINGTON

AN ACT

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

Respectfully submitted,
CHRIS ULLO
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 14, 2001

To the President and Members of the Senate:

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

The following Senate Resolutions have been properly enrolled:

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.

SENATE RESOLUTION NO. 42—

BY SENATORS DUPRE AND CRAVINS

A RESOLUTION

To urge and request the Louisiana Department of Economic Development to develop strategies, including the establishment of certain incentives, to encourage the merchant power development industry in this state to build new electric generating plants and to upgrade and expand the transmission grid.

SENATE RESOLUTION NO. 44—

BY SENATOR MARIONNEAUX

A RESOLUTION

To urge and request that the United States Environmental Protection Agency assist in the investigation of vinyl chloride contamination of the water system at the Myrtle Grove Trailer Park in the city of Plaquemine, parish of Iberville.

SENATE RESOLUTION NO. 46—

BY SENATORS HOYT AND ROMERO AND REPRESENTATIVE HEBERT

A RESOLUTION

To request the U.S. Army Corps of Engineers to study and evaluate the area in and around the town of Erath, Louisiana, and assist the governing authority of the town of Erath in development of a plan or course of action to alleviate future flooding in that locality.

SENATE RESOLUTION NO. 47—

BY SENATOR HAINKEL

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana on the death of Joseph Earl Ebrecht.

SENATE RESOLUTION NO. 48—

BY SENATOR HOYT

A RESOLUTION

To urge and request the State Licensing Board for Contractors and the Louisiana Data Base Commission to study the feasibility and practicality of issuing building permits electronically, to coordinate such study with the Louisiana Municipal Association, the Louisiana Home Builders Association, the Building Officials Association of Louisiana, the Associated General Contractors, and the Associated Builders and Contractors, and to report their findings to the legislature prior to the convening of the 2003 Regular Session.

SENATE RESOLUTION NO. 49—

BY SENATOR MICHOT

A RESOLUTION

To urge and request the office of motor vehicles to study the feasibility of the issuance of rules concerning licensed persons who have epileptic seizures and drive and to promulgate such rules as determined appropriate after such study.

SENATE RESOLUTION NO. 50—

BY SENATOR DUPRE

A RESOLUTION

To memorialize the Louisiana Congressional delegation and the United States Congress to express its desire to the National Marine Fisheries Service that the pending charter boat moratorium in the Gulf of Mexico not be implemented.

SENATE RESOLUTION NO. 51—

BY SENATOR MARIONNEAUX

A RESOLUTION

To urge and request the Department of Environmental Quality to initiate a testing program to study the water quality in False River.

Respectfully submitted,
CHRIS ULLO
Chairman

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

Message to the Secretary of State

SIGNED

SENATE CONCURRENT RESOLUTIONS

June 14, 2001

To the Honorable Secretary of State:

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

SENATE CONCURRENT RESOLUTION NO. 140—

BY SENATOR IRONS

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to study the feasibility of insurance coverage for loss, damage, or diminution in value to property caused by drought.

SENATE CONCURRENT RESOLUTION NO. 155—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals to appoint a licensed physical therapist to serve as a member of the Medical Care Advisory Committee.

SENATE CONCURRENT RESOLUTION NO. 157—

BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To urge and request the Senate and Governmental Affairs Committee and the House and Governmental Affairs Committee to function as a joint committee to study certain exceptions to the Code of Governmental Ethics.

SENATE CONCURRENT RESOLUTION NO. 158—

BY SENATOR THOMAS AND REPRESENTATIVES NEVERS AND STRAIN

A CONCURRENT RESOLUTION

To establish the Washington Parish Reservoir Commission to study the feasibility of developing a reservoir in Washington Parish and to examine and search for potential sites of such a reservoir.

SENATE CONCURRENT RESOLUTION NO. 159—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To express sincere condolences upon the death of Malcolm Dewitt Jones, Jr.

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

Message to the Governor

SIGNED SENATE BILLS

June 14, 2001

To the Honorable Governor of the State of Louisiana:

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

SENATE BILL NO. 36—

BY SENATORS CAIN AND ROMERO

AN ACT

To amend and reenact R.S. 27:323(B)(2), relative to the Louisiana Gaming Control Law; to provide with respect to video draw poker devices; to provide for the Video Draw Poker Device Purse Supplement Fund; to provide for the allocation of funds provided to the Louisiana Quarterhorse Association and the Quarterhorse Racing Association of Louisiana; and to provide for related matters.

SENATE BILL NO. 100—

BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 33:2334(A) and (B), relative to fire and police departments; to provide with respect to appearance bond fees payable to municipal chiefs of police; to increase the fee; to provide for the disposition thereof; and to provide for related matters.

SENATE BILL NO. 154—

BY SENATORS HAINKEL AND ULLO AND REPRESENTATIVES FAUCHEUX AND HEATON

AN ACT

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

to provide supplemental compensation to coroners; and to provide for related matters.

SENATE BILL NO. 212—

BY SENATORS IRONS, BAJOLE AND JOHNSON AND REPRESENTATIVES L. JACKSON, PRATT, JANE SMITH AND WINSTON

AN ACT

To enact R.S. 17:282.3, relative to courses of instruction; to authorize local school systems to offer instruction in personal financial management in public schools; to require the State Board of Elementary and Secondary Education to adopt rules and guidelines; to establish a clearinghouse of materials and best practices; and to provide for related matters.

SENATE BILL NO. 284—

BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 46:1053(B)(4), relative to Iberia Parish Hospital Service District No. 1; to provide relative to the terms of office of members of the board of commissioners of the district; and to provide for related matters.

SENATE BILL NO. 477—

BY SENATOR SMITH

AN ACT

To enact R.S. 33:1448(I), relative to public officers; to provide with respect to sheriffs; to provide for group insurance for sheriffs and deputy sheriffs; to require the sheriff of Winn Parish to pay certain premium costs of specified group insurance for certain retired employees; to provide limitations; and to provide for related matters.

SENATE BILL NO. 487—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:3821(D), relative to the Employees' Retirement System of the Sewerage and Water Board of New Orleans; to change the percentage of the pension fund portfolio which may be invested in equities; and to provide for related matters.

SENATE BILL NO. 626—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 32:772(F)(9) relative to the Louisiana Used Motor Vehicle and Parts Commission; to provide conditions for participation in trade shows by non-licensed dealers; and to provide for related matters.

SENATE BILL NO. 694—

BY SENATOR HOYT

AN ACT

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

SENATE BILL NO. 750—

BY SENATOR SCHEDLER

AN ACT

To enact R.S. 40:1299.44(C)(9), relative to the patient's compensation fund; to provide for self-insured health care

providers; to provide for removal from petition; and to provide for related matters.

SENATE BILL NO. 280—

BY SENATOR DARDENNE AND REPRESENTATIVES BRUNEAU AND DOWNER

AN ACT

To enact R.S. 17:1224(E), relative to the review of certain health and welfare trust funds; to provide for legislative oversight and legislative auditor's review; and to provide for related matters.

SENATE BILL NO. 335—

BY SENATORS B. JONES AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:34(A) and the introductory paragraph of (B), relative to vital records forms; to provide for electronic registration of vital records; to provide for promulgation of rules and regulations thereto; and to provide for related matters.

SENATE BILL NO. 345—

BY SENATORS DARDENNE AND SCHEDLER

AN ACT

To enact R.S. 14:40.3, relative to criminal offenses against the person; to create the crime of cyberstalking; to provide that such crime shall be the intentional harassing or threatening of another through the use of electronic mail or electronic communication; to provide for definitions; to apply for exceptions of peaceable, nonviolent, or nonthreatening activities for certain purposes; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 632—

BY SENATOR DARDENNE AND REPRESENTATIVES HAMMETT, ALARIO, FAUCHEUX AND MONTGOMERY

AN ACT

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

SENATE BILL NO. 297—

BY SENATOR SCHEDLER

AN ACT

To enact R.S. 37:2504(G), relative to office space for the Board of Examiners of Nursing Facility Administrators; to authorize the board to lease, lease purchase, or purchase office space; to require approval from the division of administration; and to provide for related matters.

SENATE BILL NO. 298—

BY SENATOR SCHEDLER AND REPRESENTATIVES TRICHE AND WINSTON

AN ACT

To amend and reenact R.S. 39:1494.1(A)(3), relative to social service contracts; to expand the exemptions requiring requests for proposals for certain contracts; to provide an effective date; and to provide for related matters.

SENATE BILL NO. 489—

BY SENATOR LENTINI

AN ACT

To enact R.S. 40:1299.39(E)(3) and 1299.41(E)(4), relative to medical malpractice; to provide that medical malpractice claims shall have priority on a court's trial docket; and to provide for related matters.

SENATE BILL NO. 571—

BY SENATOR ULLO AND REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 33:441(A), relative to mayor's courts in Lawrason Act municipalities; to authorize the use of probation in such courts; and to provide for related matters.

SENATE BILL NO. 654—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 48:1309.2(A)(2), relative to road lighting districts; to continue the applicability of certain service charges of road lighting districts in certain parishes; and to provide for related matters.

SENATE BILL NO. 733—

BY SENATORS B. JONES, CAMPBELL, CHAISSON, AND HINES

AN ACT

To amend and reenact R.S. 40:1509, relative to fire protection districts; to continue the authority for certain membership on the board of fire protection districts within certain parishes; and to provide for related matters.

SENATE BILL NO. 809—

BY SENATOR DARDENNE

AN ACT

To enact R.S. 11:1335, relative to State Police Pension and Retirement System; to authorize lump sum payment for accumulated annual and sick leave that exceeds one hundred percent of the retirement benefit; and to provide for related matters.

SENATE BILL NO. 878—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 15:89, relative to prescription of forfeiture judgment; to provide for a limitation on the obligation of certain bail bonds; and to provide for related matters.

SENATE BILL NO. 896—

BY SENATOR HAINKEL

AN ACT

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

SENATE BILL NO. 998—

BY SENATOR B. JONES

AN ACT

To enact R.S. 25:214.3, relative to general libraries; to authorize the Lincoln Parish Police Jury to add two additional members to the parish library board of control; to establish terms for the new members; and to provide for related matters.

SENATE BILL NO. 918—

BY SENATOR HOYT

AN ACT

To enact R.S. 27:312(C)(1)(b)(iii), relative to the Video Draw Poker Devices; to provide for the redistribution of monies in the Video Draw Poker Device Fund; and to provide for related matters.

SENATE BILL NO. 963—

BY SENATOR LENTINI

AN ACT

To amend and reenact Code of Civil Procedure Art. 4231, relative to tutorship; to provide a limited disqualification for certain parents convicted of a felony; and to provide for related matters.

SENATE BILL NO. 964—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 22:1406.1, relative to fire and homeowners insurance; to create the Fair Access to Insurance Requirements Plan; and to provide for related matters.

SENATE BILL NO. 1027—

BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 13:352(C), relative to courts of appeal; to provide with respect to clerks of courts of appeal; to provide for the expenditure of the balance from fees collected by each clerk; and to provide for related matters.

SENATE BILL NO. 1040—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 13:2105.1(A) and to enact R.S. 13:2105.1(D), relative to the Opelousas City Court; to authorize an increase in the fee collected by the marshal for the service of subpoenas in criminal matters; to provide relative to qualifications of the marshal; and to provide for related matters.

SENATE BILL NO. 1043—

BY SENATORS SCHEDLER, BAJOEI, CHAISSON, DEAN, HINES, B. JONES AND MOUNT AND REPRESENTATIVES R. ALEXANDER, R. CARTER, CLARKSON, CROWE, DOERGE, DURAND, HOLDEN, ILES, L. JACKSON, M. JACKSON, KATZ, MCCALLUM, MCDONALD, PERKINS, ROMERO, SCHWEGMANN, SHAW, STRAIN AND WELCH

AN ACT

To enact R.S. 46:159.1, relative to hospice care for terminally ill persons; to provide for the development of a pilot project for hospice care in the Medicaid program; to provide an effective date; and to provide for related matters.

and they are hereby presented for executive approval.

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 237—

BY REPRESENTATIVES KENNARD, ALARIO, CRANE, DIEZ, FUTRELL, KENNEY, MARTINY, MCVEA, NEVERS, ODINET, PERKINS, POWELL, SALTER, THOMPSON, AND WOOTON AND SENATORS BAJOEI, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To congratulate LSU baseball coach Skip Bertman upon the end of his monumental coaching career and to commend him for his extraordinary achievements and for the distinction and honor he has brought to LSU and to Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 92—

BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To create the Louisiana State Seafood Industry Advisory Board to review the regulatory and business needs of the seafood industry and to make recommendations for the sustainability and enhancement of the industry.

and asked that the President of the Senate affix his signature to the same.

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

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

June 14, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

HOUSE BILL NO. 2 —

BY REPRESENTATIVES HAMMETT, LEBLANC, AND THOMPSON AND SENATORS BARHAM AND DARDENNE

AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

June 14, 2001

HOUSE BILL NO. 186—

BY REPRESENTATIVE STRAIN

AN ACT

To amend and reenact R.S. 47:463.18(A) and (C)(1), relative to special prestige license plates for veterans and retired veterans; to provide for issuance of such plates for motorcycles; and to provide for related matters.

HOUSE BILL NO. 387—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 39:1305(A), 1306(A), and 1309(A), relative to the annual budgets of the parish governing authorities; to change the time for completion and adoption of such budgets by the Jefferson Davis Parish governing authority; to authorize the Jefferson Davis Parish governing authority to adopt its annual budget within thirty days after the fiscal year begins; and to provide for related matters.

HOUSE BILL NO. 471—

BY REPRESENTATIVE GALLOT

AN ACT

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

HOUSE BILL NO. 701—

BY REPRESENTATIVE FARRAR

AN ACT

To enact R.S. 33:3819(C), relative to the per diem of commissioners of certain waterworks districts in Rapides Parish; to provide for the per diem to be paid to members of the boards of commissioners of Rapides Parish Waterworks District Number Three and Kolin Ruby Wise Waterworks District 11A in Rapides Parish; to provide for meetings for which per diem may be paid; and to provide for related matters.

HOUSE BILL NO. 780—

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 33:1236(21)(e) and (30)(d), relative to the authority of the St. Martin Parish governing authority to regulate nuisances; to authorize the parish governing authority to regulate and provide for the removal of grass, weeds, trash, noxious matter, and the like, and of junk, wrecked or used automobiles, and other discarded items, in unincorporated areas in subdivisions or in clearly established residential areas on state highways or parish roads; to provide procedures, including charging the property owners for costs; to provide for enforcement, including provisions for charges to operate as a lien on the property; to provide for the ranking of such liens; and to provide for related matters.

HOUSE BILL NO. 782—

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 33:4681(C), relative to coliseum authority commissions; to provide relative to the membership of the

Acadiana Fairgrounds Commission; and to provide for related matters.

HOUSE BILL NO. 902—

BY REPRESENTATIVE MCCALLUM

AN ACT

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

HOUSE BILL NO. 903—

BY REPRESENTATIVE R. ALEXANDER

AN ACT

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

HOUSE BILL NO. 1151—

BY REPRESENTATIVE POWELL

AN ACT

To enact R.S. 15:255(G), relative to witness fees paid to off-duty law enforcement officers; to authorize the city of Hammond to transfer money in the witness fee fund to the general fund of that city to purchase police equipment; to provide for maintaining certain balances; and to provide for related matters.

HOUSE BILL NO. 1210—

BY REPRESENTATIVE R. ALEXANDER

AN ACT

To enact R.S. 33:4564.5, relative to a recreation district in Jackson Parish; to provide relative to the membership of the board of commissioners; to provide relative to the terms of office of the members of the board of commissioners; and to provide for related matters.

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.

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.

HOUSE BILL NO. 1302—

BY REPRESENTATIVE PITRE

AN ACT

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

HOUSE BILL NO. 1307—

BY REPRESENTATIVE GUILLORY

AN ACT

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

HOUSE BILL NO. 1350—

BY REPRESENTATIVE MCVEA AND SENATOR FONTENOT

AN ACT

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

HOUSE BILL NO. 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.

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.

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.

HOUSE BILL NO. 1649—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 33:2740.31(C)(1), relative to the Berwick Development District; to provide relative to the membership of the board of commissioners; to provide relative to the terms of office of the members of the board of commissioners; and to provide for related matters.

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.

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.

HOUSE BILL NO. 1848—

BY REPRESENTATIVES SALTER, THOMPSON, AND WRIGHT

AN ACT

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

HOUSE BILL NO. 1851—

BY REPRESENTATIVE QUEZAIRE AND SENATOR LAMBERT

AN ACT

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

HOUSE BILL NO. 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.

June 14, 2001

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.

HOUSE BILL NO. 1959—

BY REPRESENTATIVE FUTRELL
AN ACT

To enact R.S. 33:4574(C)(1)(b)(v), relative to the Baton Rouge Area Convention and Visitors Bureau; to provide relative to the terms of office of the board of commissioners of the bureau; and to provide for related matters.

HOUSE BILL NO. 1982—

BY REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 33:1992(D), relative to the minimum monthly salary of certain fire department employees; to provide for the minimum monthly salary of a fire alarm operator or dispatcher or any other person doing such work for certain municipal fire departments; and to provide for related matters.

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.

HOUSE BILL NO. 2074 (Substitute for House Bill No. 143 by Representative Flavin)—

BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 33:130.556(B)(1), relative to the North Lake Charles Economic Development District; to require the approval of the governing authorities of both the city of Lake Charles and the parish of Calcasieu before the board may call an election for general obligation, ad valorem property tax secured bonds; and to provide for related matters.

and asked that the President of the Senate affix his signature to the same.

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Bean 1/2 Day

Adjournment

Senator Lambert moved that the Senate adjourn until Friday, June 15, 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 Friday, June 15, 2001.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk