

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

**FORTY-THIRD 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

Friday, June 15, 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, 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	Ulló
Total—39		

ABSENT

Total—0

The President of the Senate announced there were 39 Senators present and a quorum.

**Prayer**

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

**Morning Hour**

**Messages from the House**

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

**Message from the House**

**PASSED SENATE BILLS AND  
JOINT RESOLUTIONS**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

**SENATE BILL NO. 781—**

BY SENATORS HINES, BAJOIE AND SCHEDLER  
AN ACT

To enact R.S. 46:976(A)(5)(d) and (B)(1)(d), relative to the Louisiana Children's Health Insurance Program; to expand coverage to certain parents of Medicaid and LaCHIP eligible children and to certain pregnant women; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 883—**

BY SENATORS ELLINGTON AND 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, relative to health care; to create the Health Trust Fund within the state treasury; to provide for the appropriation of monies to the fund; to provide for investment and uses of monies in the fund; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 973—**

BY SENATOR MICHOT  
AN ACT

To amend and reenact R.S. 2:813(A)(2), R.S. 4:708(B), R.S. 9:3402, R.S. 12:2(A)(3), R.S. 14:403.2(E)(8)(a) and (b), R.S. 17:1253(1) and 1517(D)(4), R.S. 18:3(A)(1), 101(E)(1)(c), 103(B)(3)(a) and (C)(3)(a), 104(A)(15), 115(A)(2), 173(C), 562(C), 1280.22(A), 1300.2(B), 1300.3(A) and (B), 1300.6(A), 1300.8(B), 1303(A)(12), 1306(E)(1)(f) and (2), and 1308(A)(1)(b) and (2)(b), R.S. 22:2.1(E), R.S. 23:6(1), 11, 183, 1291.1(A)(1), (C)(3) introductory paragraph, and (D), 1292(A) introductory paragraph, and 1306(A) introductory paragraph, R.S. 26:346(A) and (B), 354(I), 355(A), 359(D), 360, and 373, R.S. 30:2043(D) and (E), R.S. 32:398(C) and 861(A)(3), R.S. 39:79(A) and (C)(1), 101(A)(1), 114(A) and (B), 461.1(C)(4), 461.4(C)(2), 1503(A)(1), (2), and (3), 1593(B), and 1594(I)(2), R.S. 40:1172(A), 1235.2(C)(1)(a), 1299.40(A)(1), and 2145(B), R.S. 47:12(B)(2)(b) and (c), 59.1(B)(2), 105(G), 114(F)(2), 115(A)(4), 166, 287.614(B), 287.651(D), 287.752(B)(3)(a), 299.35, 303(B)(2), 311, 315(A), 315.1(A), 315.3(A), 635(A)(1)(a) and (b), 640(A)(1) and (2), 720, 808(B), 823(C), 1006(A), 1034, and 1506.1(A) and (B), R.S. 48:56(A), 93(A), 201, 203, 224(B), 229(A), 231, and 232, and to enact R.S. 18:2(11), 151(C) and 1400.3(F), and R.S. 39:1410.33(D) and 1556(29), relative to electronics; to revise various laws

applicable to state agencies; to provide for electronic transactions; and to provide for related matters.

Reported with amendments.

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

AN ACT

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

Reported with amendments.

**SENATE BILL NO. 1075—**  
BY SENATOR W. FIELDS

AN ACT

To amend and reenact R.S. 9:3541.1(A), (D) and (E), relative to home solicitation sales; to provide for a consumer's right to cancel mail and check solicitation sales; and to provide for related matters.

Reported with amendments.

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

BY SENATORS THOMAS, SCHEDLER AND CAIN  
AN ACT

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

Reported with amendments.

**SENATE BILL NO. 835—**  
BY SENATOR HEITMEIER AND REPRESENTATIVE HOLDEN  
AN ACT

To amend and reenact R.S. 48:756(B)(1) and to repeal R.S. 48:756(B)(2)(d), relative to the Parish Transportation Fund; to provide for funding for mass transit purposes; to provide for changes in funding amounts for certain local governments; to provide an effective date; and to provide for related matters.

Reported without amendments.

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

**Privilege Report of the  
Legislative Bureau**

June 15, 2001

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication.

**HOUSE BILL NO. 232—**  
BY REPRESENTATIVE MCCALLUM  
AN ACT

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

Reported 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.

**Rules Suspended**

Senator Barham asked for a suspension of the rules for the purpose of granting the speaker an additional 5 minutes.

Without objection, so ordered.

**Introduction of Senate Resolutions**

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

**SENATE RESOLUTION NO. 59—**  
BY SENATOR SMITH  
A RESOLUTION

To urge and request the Board of Regents to study its policy for state fund usage in athletic programs and the limits established by such policy and provide greater discretion and flexibility to the public postsecondary education management boards and the institutions under their respective supervision and management in assigning costs related to participation by a college or university in intercollegiate athletic programs.

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**FINANCE**

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

June 14, 2001

To the President and Members of the Senate:

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

**HOUSE BILL NO. 410—**

BY REPRESENTATIVES K. CARTER, BOWLER, BRUNEAU, DANIEL, FUTRELL, HUNTER, L. JACKSON, LANDRIEU, MURRAY, PINAC, QUEZAIRE, RICHMOND, NEVERS, AND PRATT

AN ACT

To enact R.S. 17:3048.1(V), relative to the Tuition Opportunity Program for Students; to provide eligibility for program awards for certain students receiving high school equivalency diplomas; to provide conditions and limitations; to provide for effectiveness; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 529—**

BY REPRESENTATIVE WELCH

AN ACT

To amend and reenact R.S. 11:542(C)(4) and 883.1(C)(4), relative to the Louisiana State Employees' Retirement System and the Teachers' Retirement System; to provide with respect to the payment of cost-of-living adjustments and the criteria used for determining eligibility therefor; to provide an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1958—**

BY REPRESENTATIVE FUTRELL

AN ACT

To amend and reenact Code of Criminal Procedure Article 887(H), relative to fees for the execution of bench and fugitive warrants; to provide for the circumstances under which those fees are to be paid; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
JAY DARDENNE  
Chairman

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

Senator Dardenne asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

**HOUSE BILL NO. 410—**

BY REPRESENTATIVES K. CARTER, BOWLER, BRUNEAU, DANIEL, FUTRELL, HUNTER, L. JACKSON, LANDRIEU, MURRAY, PINAC, QUEZAIRE, RICHMOND, NEVERS, AND PRATT

AN ACT

To enact R.S. 17:3048.1(V), relative to the Tuition Opportunity Program for Students; to provide eligibility for program awards for certain students receiving high school equivalency diplomas; to provide conditions and limitations; to provide for effectiveness; and to provide for related matters.

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

**HOUSE BILL NO. 529—**

BY REPRESENTATIVE WELCH

AN ACT

To amend and reenact R.S. 11:542(C)(4) and 883.1(C)(4), relative to the Louisiana State Employees' Retirement System and the Teachers' Retirement System; to provide with respect to the payment of cost-of-living adjustments and the criteria used for determining eligibility therefor; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 529 by Representative Welch

AMENDMENT NO. 1

On page 2, line 2, after "increase," insert "there must be the funds available in the respective experience account to pay for such an increase, and"

AMENDMENT NO. 2

On page 2, line 20, after "account" insert "which must have the funds available in the respective experience account to pay for such an increase"

AMENDMENT NO. 3

On page 3, line 2, after "increase," insert "there must be the funds available in the respective experience account to pay for such an increase, and"

AMENDMENT NO. 4

On page 3, line 20, after "account" insert "which must have the funds available in the respective experience account to pay for such an increase"

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

June 15, 2001

HOUSE BILL NO. 1958—
BY REPRESENTATIVE FUTRELL
AN ACT

To amend and reenact Code of Criminal Procedure Article 887(H), relative to fees for the execution of bench and fugitive warrants; to provide for the circumstances under which those fees are to be paid; and to provide for related matters.

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

Rules Suspended

Senator Ullo 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:

Senator Ullo in the Chair

HOUSE BILL NO. 29—
BY REPRESENTATIVES DIEZ AND FARRAR
AN ACT

To enact R.S. 44:4(29), relative to applicability of the laws relative to public records; to exempt public school students' names, addresses, and telephone numbers from such law; to provide exceptions; to provide for effectiveness; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

Table with columns for YEAS, NAYS, and ABSENT, listing names of senators and their counts.

Table listing names of senators: Mr. President, Boissiere, Campbell, Cravins, Fields, C, Heitmeier, Johnson, Jones, B, Marionneaux, Michot, Romero, and Total—11.

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

Senator Lambert in the Chair

HOUSE BILL NO. 52—
BY REPRESENTATIVES BOWLER AND SCALISE
AN ACT

To amend and reenact R.S. 47:463.61, relative to motor vehicles; to provide relative to the "Choose Life" prestige license plate; to provide for the design and color of such plate; to provide relative to the fee for such plate; to provide relative to the use of such fees; to repeal provisions relative to the Choose Life Advisory Council; to repeal provisions relative to the membership, terms, duties, and pay for members of such council; to repeal requirement that qualified organizations submit annual audits; to prohibit qualified organizations from disclosing certain information; 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. 52 by Representative Bowler

AMENDMENT NO. 1
On page 1, line 2, after "463.61" insert "and to enact R.S. 47:463.83"

AMENDMENT NO. 2
On page 1, line 3, after "relative to" delete "the "Choose Life"" and insert "certain"

AMENDMENT NO. 3
On page 1, line 3, after "plate;" insert "to provide for the "Choose Life" prestige license plate; to provide for the "Choose Choice" prestige license plate;"

AMENDMENT NO. 4
On page 1, line 12, after "reenacted" insert "and R.S. 47:463.83 is hereby enacted"

AMENDMENT NO. 5
On page 5, between lines 22 and 23, insert the following:

§463.83. Special prestige license plates: Choose Choice: fund
A. The secretary of the Department of Public Safety and Corrections shall establish a special prestige license plate to be known as the Choose Choice plate, 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 design of such plate shall include a logo depicting a woman holding an American flag and a Louisiana flag and shall bear the words "Choose Choice", and shall comply with R.S. 47:463(A)(3).

B. The prestige license plate shall be issued, upon application, to any citizen of Louisiana in the same manner as any other motor vehicle license plate.

C. The annual fee for this special prestige license plate shall be twenty-five dollars, in addition to the regular motor vehicle license fee provided in R.S. 47:463, to be distributed in the manner set forth in Subsection E of this Section, and a three dollar and fifty cent handling fee to be retained by the department to offset a portion of administrative costs.

D. The department shall collect the fee for the prestige license plate and forward the fee to the state treasurer for immediate deposit in the state treasury.

E.(1) After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, an amount equal to the monies received by the state treasury pursuant to provisions of Subsection D of this Section shall be deposited into the Choose Choice Fund, which is hereby created as a special fund in the state treasury and hereafter referred to as the "fund". All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of such monies shall be deposited into the fund. Monies in the fund shall be withdrawn only pursuant to an appropriation by the legislature solely for the purposes provided by this Section.

(2) An organization wishing to qualify for receipt of funds shall submit an affidavit affirming its qualifications, which shall include a pledge to spend the money in accordance with the provisions of this Section, to the treasurer and shall qualify as tax exempt under Section 501(c)(3) of the Internal Revenue Code of 1954, as amended. Furthermore, an organization wishing to qualify for receipt of funds shall demonstrate it provides counseling and other services intended to meet the needs of pregnant women.

(3) Organizations receiving monies under this Section shall use such funds to provide for the material needs of pregnant women, including but not limited to providing clothing, housing, medical care, food, utilities, and transportation. The remaining funds may be used for family planning counseling, job training, and other related matters.

F. The state treasurer shall annually disburse from the fund an equal amount to each of the qualifying organizations and shall make available, upon request, the name and the amount of monies disbursed to each organization. However, no organization receiving funds according to the provisions of this Section shall be required to disclose the name of any individual receiving money from such organization. The state treasurer shall review the distribution and expenditure of funds under this Section at least once every three years to ensure funds are disbursed and expended in accordance with the provisions of this Section.

G. The secretary may establish rules and regulations to implement the provisions of this Section, including but not limited to rules and regulations governing the collection and disbursement of fees, the transfer and disposition of such license plates, the colors available, and the design criteria."

On motion of Senator Bajoie, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	Irons	Tarver
Chaisson	Jones, C	Theunissen
Dardenne	Lambert	Thomas
Gautreaux	Lentini	Ullo
Hines	Mount	
Hollis	Schedler	
Total—16		

NAYS

Barham	Dupre	Malone
Bean	Ellington	Michot
Cain	Fontenet	Smith
Dean	Hoyt	
Total—11		

ABSENT

Mr. President	Fields, C	Jones, B
Boissiere	Fields, W	Marionneaux
Campbell	Heitmeier	McPherson
Cravins	Johnson	Romero
Total—12		

The Chair declared the amended bill failed to pass.

**Notice of Reconsideration**

Senator Lentini, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

**Personal Privilege**

Senator Lambert asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 52. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

**HOUSE BILL NO. 148—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(c), relative to the Department of Public Service, including provisions to provide for the re-creation of the Department of Public Service 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.

June 15, 2001

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, Cain, Chaisson, Dardenne, Dupre, Ellington, Fields, C, Fields, W, Total—29

NAYS

Dean Total—1

ABSENT

Table with 3 columns of names: Mr. President, Boissiere, Campbell, Total—9; Cravins, Heitmeier, Johnson; Lambert, Marionneaux, Romero

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. 196—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:2165(D) and to repeal R.S. 37:2172, relative to contractors; to provide relative to the membership of the Residential Building Contractors Subcommittee; to provide relative to exemptions; to repeal certain provisions relative to penalties; 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, Cain, Chaisson, Dardenne, Dean; Fields, W, Fontenot, Gautreaux, Hines, Hollis, Hoyt, Irons; Malone, McPherson, Michot, Mount, Schedler, Smith, Tarver

Table with 3 columns of names: Dupre, Ellington, Fields, C, Total—30; Jones, C, Lambert, Lentini; Theunissen, Thomas, Ullo

NAYS

Total—0

ABSENT

Table with 3 columns of names: Mr. President, Boissiere, Campbell, Total—9; Cravins, Heitmeier, Johnson; Jones, B, Marionneaux, Romero

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. 212—

BY REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 24:7, relative to the legislature; to provide relative to committee meetings; to allow certain committee meetings to be conducted by video conference; to allow each house of the legislature to adopt rules to facilitate meetings by video conference; and to provide for related matters.

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

HOUSE BILL NO. 309—

BY REPRESENTATIVE MONTGOMERY

AN ACT

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

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed House Bill No. 309 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "1254" and before "relative" delete "(K)(2)," and insert "(H), (I)(1), (K)(2), and (M)(3)," and after "dealers" and before the semicolon ";" insert "and other licensees"

AMENDMENT NO. 2

On page 1, line 4, after "dealers" and before "and" delete the semicolon ";" and insert the following: "and other licensees; to provide for the renewal of such licenses; to provide relative to fees assessed for such licenses; to provide relative to bonding requirements;"

AMENDMENT NO. 3

On page 1, line 6, after "1254" and before "hereby" delete "(K)(2) is" and insert "(H), (I)(1), (K)(2), and (M)(3) are"

AMENDMENT NO. 4

On page 1, between lines 11 and 12, insert the following:

"H.(1) All applications for a license or licenses shall be accompanied by the appropriate fee or fees in accordance with the schedule set out. In the event any application is denied and the license applied for is not issued, the entire license fee shall be returned to the applicant.

(2) Except as set out in Paragraph (2) Paragraphs (3) and (4) of this Subsection, all licenses issued under the provisions of this Chapter in accordance with the geographical location of the licensee with shall be for the year beginning and ending as follows:

- (a) 1st Commission District - April 1 through March 31
(b) 2nd Commission District - May 1 through April 30
(c) 3rd Commission District - June 1 through May 31
(d) 4th Commission District - July 1 through June 30
(e) 5th Commission District - August 1 through July 31
(f) 6th Commission District - September 1 through August 31
(g) 7th Commission District - October 1 through September 30
(h) 8th Commission District - November 1 through October 31

(3) All licenses issued under the provisions of this Chapter for motor vehicle dealers, motor vehicle salesmen/agents, motor vehicle lessors, and used motor vehicle dealers in accordance with the geographical location of the licensee shall be for two years beginning and ending as follows:

- (a) 1st Commission District - April 1 through March 31, beginning and ending in odd years.
(b) 2nd Commission District - May 1 through April 30, beginning and ending in even years.
(c) 3rd Commission District - June 1 through May 31, beginning and ending in odd years.
(d) 4th Commission District - July 1 through June 30, beginning and ending in even years.
(e) 5th Commission District - August 1 through July 31, beginning and ending in odd years.
(f) 6th Commission District - September 1 through August 31, beginning and ending in even years.
(g) 7th Commission District - October 1 through September 30, beginning and ending in odd years.
(h) 8th Commission District - November 1 through October 31, beginning and ending in even years.

(4) The license of any licensee who does not maintain a place of business in this state shall expire on December thirty-first of each year.

I.(1) To defray the cost of issuing licenses and administering this Chapter, the commission shall fix reasonable fees to be assessed under this Chapter; however, the license for each manufacturer, distributor, converter, motor vehicle lessor franchisor, or wholesaler, and factory branch or distributor branch shall not exceed one thousand dollars; the license for each motor vehicle dealer, specialty vehicle dealer motor vehicle lessor, and used motor vehicle dealer, shall not exceed three hundred dollars; the license fee for each specialty vehicle dealer, factory representative, broker, distributor representative, or lease facilitator shall not exceed three hundred dollars; and the license fee for each motor vehicle salesman/agent shall not exceed thirty six dollars.

\* \* \*

AMENDMENT NO. 5

On page 2, after line 10, insert the following:

"M. Applicants for and holders of motor vehicle dealer, speciality vehicle dealer, manufacturer, distributor, broker, satellite warranty and repair center, and used motor vehicle dealer licenses shall obtain and maintain bonds in accordance with the following provisions:

\* \* \*

(3)(a) Such bonds shall be in a form to be approved by the commission and shall be conditioned so that the motor vehicle dealer, used motor vehicle dealer, speciality vehicle dealer, satellite warranty and repair center, broker, manufacturer, or distributor shall comply with the conditions of any written contract made by such motor vehicle dealer, used motor vehicle dealer, speciality vehicle dealer, satellite warranty and repair center, broker, manufacturer, or distributor in connection with the sale, repair, or exchange of any motor vehicle and shall not violate any of the provisions of this Chapter or any other law of Louisiana in the conduct of the business for which he is licensed. Such bond shall be made payable to the secretary of the Department of Public Safety and Corrections or to his successor in office, for the use, benefit, and indemnity of any persons who shall suffer any loss as a result of any violation of the conditions hereinabove contained.

(b) Such bond Bonds for speciality vehicle dealers, satellite warranty and repair centers, brokers, manufacturers, or distributors shall be for the license period and a new bond or a proper continuation certificate shall be delivered to the Louisiana Motor Vehicle Commission at the beginning of each license period; however, the aggregate liability of the surety in any one year shall in no event exceed the sum of such bond.

(c)(i) Bonds for motor vehicle dealers and used motor vehicle dealers shall be for a one-year period beginning and ending as follows in accordance with the geographical location of the licensee:

- (aa) 1st Commission District - April 1 through March 31.
(bb) 2nd Commission District - May 1 through April 30.
(cc) 3rd Commission District - June 1 through May 31.
(dd) 4th Commission District - July 1 through June 30.
(ee) 5th Commission District - August 1 through July 31.
(ff) 6th Commission District - September 1 through August 31.
(gg) 7th Commission District - October 1 through September 30.
(hh) 8th Commission District - November 1 through October 31.

(ii) A new bond or a proper continuation certificate required pursuant to this Subparagraph shall be delivered to the Louisiana Motor Vehicle Commission at the beginning of each one-year period as provided in Item (i) of this Subparagraph; however, the aggregate liability of the surety in any one year shall in no event exceed the sum of the bond.

(d) Upon notification to the commission of the termination of any such bond, the license of the affected licensee shall be revoked or suspended at the discretion of the commission."

On motion of Senator Michot, the amendments were adopted.

Floor Amendments Sent Up

Senator Malone sent up floor amendments which were read.

June 15, 2001

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Engrossed House Bill No. 309 by Representative Montgomery

AMENDMENT NO. 1

On page 2, line 6, after "existing" insert "family member"

On motion of Senator Malone, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Bean, Cain, Chaisson, Dardenne, Dean, Dupre, Ellington, Fields, C, Fields, W, Malone, McPherson, Michot, Mount, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

Total—30

NAYS

Total—0

ABSENT

Table with 3 columns of names: Mr. President, Boissiere, Campbell, Cravins, Heitmeier, Johnson, Jones, B, Marionneaux, Romero

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

HOUSE BILL NO. 358—

BY REPRESENTATIVES TRICHE AND DOWNER AN ACT

To amend and reenact R.S. 32:666(A)(introductory paragraph) and 667(B)(4), relative to traffic accidents; to require chemical tests to be given in certain traffic accidents; to require suspension of a driver's license in certain circumstances; 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 of names: Bajoie, Barham, Bean, Cain, Campbell, Chaisson, Dardenne, Dean, Dupre, Ellington, Fields, C, Fields, W, Fontenot, Gautreaux, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Jones, C, Lambert, Lentini, Malone, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

Total—34

NAYS

Total—0

ABSENT

Table with 3 columns of names: Mr. President, Boissiere, Cravins, Heitmeier, Marionneaux

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. 429—

BY REPRESENTATIVE LANCASTER AND SENATOR ULLO AN ACT

To enact R.S. 49:191(12)(j) and to repeal R.S. 49:191(11)(i), relative to the Department of Elections and Registration, including provisions to provide for the re-creation of the Department of Elections and Registration and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

The bill was read by title. Senator Ullo 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, Cain, Campbell, Chaisson, Dardenne, Dean, Fields, W, Fontenot, Gautreaux, Hines, Hollis, Hoyt, Johnson, Jones, B, Malone, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver



Dupre	Jones, C	Theunissen
Ellington	Lambert	Thomas
Fields, C	Lentini	Ullo
Total—33		
	NAYS	
Total—0		
	ABSENT	
Mr. President	Cravins	Irons
Boissiere	Heitmeier	Marionneaux
Total—6		

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. 437—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 22:1117(A), relative to prohibitions of insurers, agents, and brokers; to provide for distribution of profits; 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. 437 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:1117(A)" insert "and 1243(A), to enact R.S. 22:1247(A)(3), and to repeal R.S. 22:1148(G) as enacted by Act 158 of the 2001 Regular Session"

AMENDMENT NO. 2

On page 1, line 3, after "profits;" insert "to provide for insurance fraud; to provide for civil immunity; to remove provisions requiring countersignatures under certain circumstances;

AMENDMENT NO. 3

On page 1, line 6, delete "R.S. 22:1117(A) is" and insert "R.S. 22:1117(A) and 1243 are"

AMENDMENT NO. 4

On page 2, after line 3, insert the following:

"§1243. Prohibited activities and sanctions

A. Any person who, with the intent to injure, defraud, or deceive any insurance company, **or the Department of Insurance,** or any insured or other party in interest, or any third party claimant:

**(1) Commits any fraudulent insurance act as defined in R.S. 22:1242; or**

(+) (2) Presents or causes to be presented any written or oral statement including computer-generated documents as part of or in support of or denial of a claim for payment or other benefit pursuant to an insurance policy, knowing that such statement contains any false, incomplete, or fraudulent information concerning any fact or thing material to such claim; or

(-) (3) Assists, abets, solicits, or conspires with another to prepare or make any written or oral statement that is intended to be presented to any insurance company, insured, or other party in interest or third party claimant in connection with, or in support of or denial, or any claim for payment of other benefit pursuant to an insurance policy, knowing that such statement contains any false, incomplete, or fraudulent information concerning any fact or thing material to such claim; is guilty of a felony and shall be subjected to a term of imprisonment, with or without hard labor, not to exceed five years, or a fine not to exceed five thousand dollars, or both, on each count.

\* \* \*

Section 2. R.S. 22:1247(A)(3) is hereby enacted to read as follows:

§1247. Civil immunity

A. No insurer, employees, or agents of any insurer, or any other person acting without malice, fraudulent intent, or bad faith, shall be subject to civil liability for libel, slander, or any other relevant tort, and no civil cause of action of any nature shall exist against such person or entity by virtue of the filing of reports or furnishing other information, either orally or in writing, concerning suspected, anticipated, or completed fraudulent insurance acts when such reports or information are required by this Part or required by the section of insurance fraud as a result of the authority herein granted or when such reports or information are provided to or received from:

\* \* \*

**(3) A person involved in the prevention and detection of fraudulent insurance acts or that person's employees, agents, or representatives.**

\* \* \*

Section 3. R.S. 22:1148(G) as enacted by Act 158 of the 2001 Regular Session is hereby repealed."

On motion of Senator Boissiere, the amendments were adopted.

**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. 437 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:1117(A)" insert "and 1263"

AMENDMENT NO. 2

On page 1, line 3, after "profits;" insert the following: "to provide for records of surplus line brokers; to provide for bond requirements;"

AMENDMENT NO. 3

On page 1, line 6, delete "R.S. 22:1117(A) is" and insert in lieu thereof:

"R.S. 22:1117(A) and 1263 are"

AMENDMENT NO. 4

On page 1, line 9, change "A." to "A.(1)"

AMENDMENT NO. 5

On page 2, line 1, after "reinsurance;" delete the remainder of the line, delete line 2 and insert the following:

"(2) The prohibition of this Subsection shall not apply to the distribution of profits to the owners of an insurance agency. The provisions of this Paragraph shall not apply to the Louisiana Workers' Compensation Corporation."

AMENDMENT NO. 6

On page 2, below line 3, insert the following:

"§1263. Records of surplus line broker; bond requirements

A. Each licensed surplus line broker shall keep in his office in this state a full and true record of each surplus line contract, procured by him including a copy of the daily report, if any, showing such of the following items as may be applicable:

- (1) Amount of the insurance;
- (2) Gross premiums charged;
- (3) Return premium paid, if any;
- (4) Rate of premium charged upon the several items of property;
- (5) Effective date of the contract, and the terms thereof;
- (6) Name and address of the insurer;
- (7) Name and address of the insured;
- (8) Brief general description of property insured and where located;
- (9) Other information as may be required by the commissioner of insurance, including but not limited to the address of the worker's compensation claims office established by the insurer pursuant to R.S. 23:1161.1 and the name and address of the person authorized by the insurer to settle worker's compensation claims through such office or of the licensed claims adjuster retained by the insurer.

The record shall at all times be open to examination by the commissioner of insurance and whenever an examination shall be made by him of a surplus line broker, such examination shall be in compliance with and pursuant to the provisions of Part XXVIII of this Title, insofar as the provisions of that Part are applicable to such examination.

B. Each surplus line broker shall maintain a bond in favor of the state of Louisiana in the sum of forty thousand dollars with authorized sureties, approved by the commissioner, conditioned that the broker will conduct business in full compliance with this Title and that there will be full accounting by the broker for monies, premiums

and taxes collected by the broker. No such bond shall be terminated without thirty days written notice to the commissioner."

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

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

NAYS

Dean	Malone
Total—2	

ABSENT

Mr. President	Cravins	McPherson
Total—3		

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. 481—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:2152(A)(introductory paragraph) and (5)(introductory paragraph), 2153(C), and 2156(C)(2) and to enact R.S. 37:2162(K), relative to contractors; to provide relative to board members; to allow the board to contract for certain services; to provide relative to the collection of funds; to allow the board to bring civil proceedings against certain persons; and to provide for related matters.

Floor Amendments Sent Up

Senator Hollis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 481 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 3, after "2153(C)," delete "and" and after "2156(C)(2)" insert ", and 2156.2"

AMENDMENT NO. 2

On page 4, between lines 9 and 10 insert the following:

"§2156.2. Major categories; subclassifications; specialty classifications; requirements for contractors holding major classification to perform mechanical, electric, or plumbing work

A. Under each major category is a list of subclassifications that a specialty contractor may obtain, as follows:

\* \* \*

II. Highway, street, and bridge construction

Subclassifications:

\* \* \*

17. Furnishing and installation of movable structures or machinery, excluding electrical and mechanical work

\* \* \*

On motion of Senator Hollis, the amendments were adopted.

Floor Amendments Sent Up

Senator Hollis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 481 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 6, after "collection" and before "of funds" insert "and distribution"

AMENDMENT NO. 2

On page 4, after line 24, insert the following:

"Section 2. Notwithstanding any provision of law to the contrary, any surplus funds deposited in the contractor's educational trust fund under the provisions of R.S. 37:2156 as such law was in effect on January 1, 2001 shall be transferred out of such fund and shall be available to support the operation of the State Licensing Board for Contractors and for other costs of administering Chapter 24 of Title 37 of the Louisiana Revised Statutes of 1950."

On motion of Senator Hollis, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Bajoie, Barham, Bean, Fields, W, Fontenot, Gautreaux, McPherson, Michot, Mount

Table with 3 columns: Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Fields, C, Hines, Hollis, Hoyt, Johnson, Jones, B, Jones, C, Lambert, Malone, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

Total—32

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Boissiere, Cain, Heitmeier, Irons, Lentini, Marionneau

Total—7

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

HOUSE BILL NO. 559—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 2:803(B), relative to the Airport Construction and Development Priority Program; to decrease the state's proportion of funding for certain airport projects; to provide relative to the placement of projects in the program; and to provide for related matters.

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

HOUSE BILL NO. 584—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 51:1822(G), relative to business opportunity sellers and agents; clarifies provisions relative to the bonding requirements as they apply to business opportunities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Bajoie, Barham, Bean, Cain, Campbell, Chaisson, Dardenne, Dean, Dupre, Fields, W, Fontenot, Gautreaux, Hines, Hollis, Hoyt, Johnson, Jones, B, Lambert, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas

June 15, 2001

Ellington Fields, C Total—32	Lentini Malone	Ullo
	NAYS	
Total—0	ABSENT	
Mr. President Boissiere Cravins Total—7	Heitmeier Irons Jones, C	Marionneaux

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. 624—**

BY REPRESENTATIVE FLAVIN  
AN ACT

To amend and reenact R.S. 30:103.1, relative to reporting requirements of operators and producers to owners of unleased mineral interests; to provide for quarterly reporting of the amount of and price received for production and occasional costs of operations; 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	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, B	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Total—35	NAYS	
Total—0	ABSENT	
Mr. President Cravins Total—4	Jones, C Marionneaux	

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. 635—**

BY REPRESENTATIVE MCVEA  
AN ACT

To amend and reenact R.S. 28:771(D), R.S. 36:254(F)(1) and 258(G), and R.S. 46:2661(4), 2662(A), 2663(A) and (C), and 2665(A), relative to the Capital Area Human Services District, to add the parishes of East Feliciana and West Feliciana to the district; to provide for representation of said parishes on the governing board of the district; to provide an effective date; 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	
Bajoie	Fields, W	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Fields, C	Malone	
Total—34	NAYS	
Total—0	ABSENT	
Mr. President Cravins Total—5	Fontenot Jones, C	Marionneaux

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. 652—**

BY REPRESENTATIVE HUDSON  
AN ACT

To enact R.S. 40:2115(D), relative to smoking in hospitals; to provide penalties for smoking in non-smoking areas; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Gautreaux
Cravins	Jones, C
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. 653—**

BY REPRESENTATIVE HUDSON

**AN ACT**

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

**Floor Amendments Sent Up**

Senator Hoyt sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hoyt to Engrossed House Bill No. 653 by Representative Hudson

AMENDMENT NO. 1

On page 1, line 3, after "sellers" delete "or lenders"

AMENDMENT NO. 2

On page 1, line 10, after "seller" delete "or lender"

On motion of Senator Hoyt, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Cravins	Smith
Total—3		

The Chair declared the amended 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. 690—**

BY REPRESENTATIVE DIEZ

**AN ACT**

To amend and reenact Chapter 13-B of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3098 through 3098.8, relative to the licensing of water well pump installers; to provide for licensing and education of water well pump installers; to change the composition of the advisory committee responsible for certain regulations affecting water well drillers; 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. 690 by Representative Diez

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on June 7, 2001.

On motion of Senator Fontenot, the amendments were adopted.

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

June 15, 2001

**HOUSE BILL NO. 711—**

BY REPRESENTATIVES CLARKSON AND DOWNER  
AN ACT

To amend and reenact R.S. 36:109(E)(15) and R.S. 37:3391, 3392(9), 3394(A), (B)(1)(introductory paragraph), and (H), and 3406(B) and (D), relative to the Louisiana Real Estate Appraisers State Board of Certification; to remove the board from under the jurisdiction of the Louisiana Real Estate Commission; to revise the name of the board; to change the membership of the board; to revise the quorum requirements of the board; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Cravins	Mount
Boissiere	Jones, C	
Total—5		

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.

**Personal Privilege**

Senator Mount 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. 711. She had intended to vote yea on the bill. She asked that the Official Journal so state.

**HOUSE BILL NO. 715—**

BY REPRESENTATIVE DIEZ  
AN ACT

To amend and reenact R.S. 32:771(2), 773.1(A)(2)(m) and (n), and 773.2(D) and to enact R.S. 32:773.1(A)(2)(p) and 773.2(F), relative to used motor vehicle dealers; to provide relative to a new marine, motorcycle, or all-terrain vehicle dealer's area of

responsibility; to provide for notices and hearings; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Boissiere	Dean
Bajoie	Cravins	Jones, C
Total—6		

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. 756—**

BY REPRESENTATIVES MURRAY AND TUCKER  
AN ACT

To amend and reenact R.S. 33:9033.3(A), relative to sales tax incremental financing in certain municipalities; to provide that certain municipalities may implement sales tax increment financing for certain economic development projects; to provide for an effective date; 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. 756 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, after "R.S." insert "33:2740.3(D) introductory paragraph, (1), and (2)," and delete "33:9033.3(A),"

AMENDMENT NO. 2

On page 1, line 2, delete "sales tax incremental"

AMENDMENT NO. 3

On page 1, delete lines 3 and 4

AMENDMENT NO. 4

On page 1, line 5, after "economic development" delete the remainder of the line and insert in lieu thereof "; to provide for the board of commissioners of the Downtown Development District of the City of New Orleans; and"

AMENDMENT NO. 5

On page 1, line 11, after "R.S." insert "R.S. 33:2740.3(D) introductory paragraph, (1), and (2)" and delete "33:9033.3(A)"

AMENDMENT NO. 6

On page 1, line 11, change "is" to "are"

AMENDMENT NO. 7

On page 1, between lines 12 and 13, 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)(i) 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;~~ **New Orleans Area Council of the New Orleans Regional Chamber of Commerce**, or its successor.

(2) ~~(ii)~~ **(ii)** 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.

(iii) The members of the board thereafter appointed **by the mayor** 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 shall be filled from nominations submitted by the ~~central area council of the chamber of commerce of the New Orleans area~~ **New Orleans Area Council of the New Orleans Regional Chamber of Commerce** in the following manner. The mayor shall select and appoint one of two names submitted to him by the ~~central area~~ **such** 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;~~ **New Orleans Area Council of the New Orleans Regional Chamber of Commerce**, the selection and appointment shall be made by the city council. 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. **However, the New Orleans Area Council of the New Orleans Regional Chamber of Commerce may submit additional nominees to either the mayor or the city council, as applicable, until all vacancies pursuant to this Subsection are filled.**

**(b)(i) 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.**

**(ii) 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.**

**(iii) The members of the board of commissioners of the Downtown Development District of the City of New Orleans appointed pursuant to this subparagraph (b) shall serve a five-year term and until their successors have been appointed and qualified. Thereafter they shall serve terms that are concurrent with those of the legislators who made the appointment.**

AMENDMENT NO. 8

On page 1 delete lines 13 through 17 in their entirety

AMENDMENT NO. 9

On page 2 delete lines 1 through 25 in their entirety

AMENDMENT NO. 10

On page 23, delete lines 1 and 2 in their entirety

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

June 15, 2001

Fields, W  
Total—37

Malone  
NAYS

Dean  
Total—1

ABSENT

Cravins  
Total—1

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.

**SENATE BILL NO. 801—**  
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 11:62(3), 103(C)(2)(b)(i), and 2259(A), relative to the Firefighters' Retirement System of Louisiana; to provide with respect to retirement options; to create a 50% spousal option; to increase contributions to pay for the cost of the benefit; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
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 Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 809—**  
BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 33:2955(A)(1)(d), relative to the rate of interest paid on funds of political subdivision invested in time certificates of deposit; to provide for the minimum rate of interest; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President  
Total—3

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. 835—**  
BY REPRESENTATIVE PINAC

AN ACT

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

**Floor Amendments Sent Up**

Senator Michot sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Michot to Engrossed House Bill No. 835 by Representative Pinac



AMENDMENT NO. 1

On page 1, line 2, after "(19.3)" and before "1254" delete "and" and insert a comma "," and after "(1)(c)" and before "and" insert a comma "," and "(6)(o), (r), and (t)(ii), 1254.1, and 1256.1"

AMENDMENT NO. 2

On page 1, line 6, after "violations;" and before "and" insert the following:

"to provide relative to warranty work claims; to provide for failure of manufacturers to deliver certain motor vehicles; to provide relative to facilities requirements; to provide relative to audits of dealer records by manufacturers; to provide for venue and choice of law;"

AMENDMENT NO. 3

On page 3, after line 19, insert the following:

"(6) For a manufacturer of motor vehicles, a distributor, a wholesaler, distributor branch or factory branch, or officer, agent, or other representative thereof:

\* \* \*

(o)(i) To fail to adequately and fairly compensate its dealers for labor, parts, and other expenses incurred by such dealer to perform under and comply with a manufacturer's or a distributor's warranty agreement.

(ii) In no event shall any manufacturer or distributor pay its dealers at a price or rate for warranty work that is less than that charged by the dealer to the retail customers of the dealer for nonwarranty work of like kind.

(iii) Warranty work includes parts and labor performed.

(iv) All claims made by the dealer for compensation under this Subparagraph shall be paid within thirty days after approval and shall be approved or disapproved within thirty days after receipt. When any claim is disapproved, the dealer shall be notified in writing of the grounds for disapproval.

(v) No claim which has been approved and paid may be charged back to the dealer unless it can be shown that one or all of the following applies:

~~the (aa) The claim was false or fraudulent;~~

~~that the (bb) The repairs were not properly made;~~

~~or (cc) The repairs were unnecessary to correct a the defective condition under generally accepted standards of workmanship;~~

~~or that the (dd) The dealer failed to reasonably substantiate or properly submit the claim the repair in accordance with reasonable written requirements of the manufacturer or distributor. if the dealer was notified of the requirements prior to the time the claim arose and if the requirements were in effect at the time the claim arose. However, a manufacturer or distributor shall not deny a claim solely based on a motor vehicle dealer's incidental failure to comply with a specific claim processing requirement, or a clerical error, or other administrative technicality.~~

\* \* \*

(r) To fail or refuse to sell or offer to sell to all motor vehicle franchisees in a line make, every motor vehicle sold or offered for sale under a franchise to any motor vehicle franchisee of the same line make; or to unreasonably require a motor vehicle dealer to pay an extra fee, purchase unreasonable advertising displays or any other materials, or to remodel, renovate, or recondition its existing facilities as a prerequisite to receiving a certain model or series of vehicles. However, the failure to deliver any such motor vehicle shall not be

considered a violation of this Section if the failure is not arbitrary and is due to a lack of manufacturing capacity or to a strike or labor difficulty, a shortage of materials, a freight embargo or other cause of which the franchisor has no control.

\* \* \*

(t)

\* \* \*

(ii) To attempt to coerce, or coerce, compliance with facilities requirements that include any requirements that a motor vehicle dealer establish or maintain exclusive office, parts, service or body shop facilities, ~~when unless~~ such requirements would be ~~unreasonable, considering current economic conditions, reasonable and are not otherwise~~ justified by reasonable business considerations. The burden of proving that such requirements are ~~unreasonable, considering current economic conditions, reasonable and are not otherwise~~ justified by reasonable business considerations is on the ~~dealer manufacturer~~. If the franchise agreement of the manufacturer or distributor requires the approval of the manufacturer or distributor for facility uses or modifications, the manufacturer or distributor ~~will~~ shall approve or disapprove such a request in writing within sixty days of receipt of such request.

\* \* \*

§1254.1. Audits of dealer records

A. Notwithstanding the terms of any franchise agreement, warranty, and sales incentive audits of dealer records may be conducted by the manufacturer, distributor, distributor branch, or factory branch. Any audit for warranty parts or service compensation shall be for the twelve-month period immediately following the date of the payment of the claim by the manufacturer or distributor. However, a dealer shall not be held liable by virtue of an audit for failure to retain parts for a period in excess of six months. Any audit for sales incentives, service incentives, rebates, or other forms of incentive compensation shall only be for the ~~eighteen-month twelve-month~~ period immediately following the date of the ~~payment of the claim by the manufacturer or distributor~~ close of the promotion, event, program, or activity.

B. No claim which has been approved and paid may be charged back to the dealer unless it can be shown that the claim was false or fraudulent, that the repairs were not properly made, or the repairs were unnecessary to correct the defective condition under generally accepted standards of workmanship, or that the dealer failed to reasonably substantiate the repair in accordance with reasonable written requirements of the manufacturer or distributor, if the dealer has been notified of the requirements prior to the time the claim arose and if the requirements were in effect at the time the claim arose.

C. A manufacturer or distributor shall not deny a claim solely based on a motor vehicle dealer's incidental failure to comply with a specific claim processing requirement, ~~that results in~~ or a clerical error, or other administrative technicality.

\* \* \*

§1256.1. Venue and choice of law for litigation or arbitration

A provision contained in a franchise agreement requiring that arbitration or litigation be conducted outside this state, or a provision that seeks to apply any law other than Louisiana law to disputes between the parties to a franchise agreement, is void and unenforceable."

On motion of Senator Michot, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

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

NAYS

Total—0

ABSENT

Mr. President	Jones, B
Cravins	Jones, C
Total—4	

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

HOUSE BILL NO. 847—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 33:1999(A), relative to firefighters; to provide benefits for those firefighters not scheduled to work on a holiday; 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. 847 by Representative Jack Smith

AMENDMENT NO. 1

On page 2, line 3, after "holiday" change "shall" to "may"

AMENDMENT NO. 2

On page 2, delete lines 7 through 11

On motion of Senator Fontenot, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

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

NAYS

Dean	Jones, B
Total—2	

ABSENT

Mr. President	Cravins	Gautreaux
Total—3		

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

HOUSE BILL NO. 865—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 37:1241(A)(17), relative to grounds for pharmacist sanctions by the Louisiana Board of Pharmacy; to limit the grounds for sanction to certain instances for selecting an equivalent drug product if the practitioner instructs otherwise; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS		
Bajoie	Fontenot	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hoyt	Schedler
Campbell	Irons	Smith
Chaisson	Johnson	Tarver

Dardenne	Jones, B	Theunissen
Dean	Lambert	Thomas
Dupre	Lentini	Ullo
Ellington	Malone	
Fields, W	Marionneau	
Total—34		

NAYS

Total—0

ABSENT

Mr. President	Fields, C	Jones, C
Cravins	Hollis	
Total—5		

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

**HOUSE BILL NO. 1010—**

BY REPRESENTATIVES THOMPSON, BAUDOIN, FRITH, PIERRE, JACK SMITH, AND TOWNSEND

AN ACT

To amend and reenact R.S. 30:142(E)(1)(a), relative to in-kind royalty natural gas sales; to provide for sales by the state mineral board to satisfy and meet bona fide human needs; to provide for the price for in-kind royalty natural gas for human needs; 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	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Dardenne	Irons	Tarver
Dupre	Johnson	Theunissen
Ellington	Jones, B	Thomas
Fields, C	Lentini	Ullo
Fields, W	Marionneau	
Total—32		

NAYS

Bean	Dean	Malone
Total—3		

ABSENT

Mr. President	Jones, C
Cravins	Lambert
Total—4	

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. 1024—**

BY REPRESENTATIVE PINAC

AN ACT

To enact Chapter 4 of Code Title IX of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3370 and 3371, relative to sale/lease-back commercial transactions; to provide for valid sale/lease-back transactions; to provide for applicability; to provide for definitions; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Irons
Cravins	Jones, C
Total—4	

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

**HOUSE BILL NO. 1046—**

BY REPRESENTATIVES CLARKSON AND K. CARTER AND SENATOR IRONS

AN ACT

To amend and reenact R.S. 9:5625(G), relative to the prescriptive period applicable to actions involving zoning violations in historical preservation and landmark areas; to increase the prescriptive period to ten years; and to provide for related matters.

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

June 15, 2001

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fields, W	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Irons	Smith
Chaisson	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dupre	Jones, C	Ullo
Ellington	Lentini	
Fields, C	Marionneaux	
Total—31		

**NAYS**

Fontenot	Malone
Hoyt	Thomas
Total—4	

**ABSENT**

Mr. President	Dean
Cravins	Lambert
Total—4	

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

**HOUSE BILL NO. 1063—**

BY REPRESENTATIVES LEBLANC, DEWITT, AND WINSTON

**AN ACT**

To amend and reenact R.S. 24:802(B)(1), (2), (3), (8), and (9) and (D), relative to the Louisiana Advisory Commission on Intergovernmental Relations; to provide for the membership and quorum of the commission; 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	Gautreaux	Marionneaux
Barham	Heitmeier	McPherson
Bean	Hines	Michot
Cain	Hollis	Mount
Chaisson	Hoyt	Romero
Cravins	Irons	Smith
Dardenne	Jones, B	Theunissen
Dean	Jones, C	Thomas
Dupre	Lambert	Ullo

Ellington
Fields, W
Total—31

Lentini
Malone

**NAYS**

Total—0

**ABSENT**

Bajoie	Fields, C	Schedler
Boissiere	Fontenot	Tarver
Campbell	Johnson	
Total—8		

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. 1122—**

BY REPRESENTATIVE PINAC

**AN ACT**

To repeal R.S. 6:969.5, relative to the Motor Vehicle Sales Finance Act; to repeal certain provisions allowing parties to choose applicable law.

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, W	Malone
Barham	Gautreaux	Marionneaux
Bean	Heitmeier	McPherson
Cain	Hines	Mount
Chaisson	Hoyt	Romero
Cravins	Irons	Smith
Dardenne	Jones, B	Theunissen
Dean	Jones, C	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—29		

**NAYS**

Total—0

**ABSENT**

Bajoie	Fontenot	Schedler
Boissiere	Hollis	Tarver
Campbell	Johnson	
Fields, C	Michot	
Total—10		

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. 1128—**  
BY REPRESENTATIVE PINAC

AN ACT

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

**Floor Amendments Sent Up**

Senator Michot sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Michot to Reengrossed House Bill No. 1128 by Representative Pinac

AMENDMENT NO. 1

In Amendment No. 7, proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on June 7, 2001, on page 2, line 5, change "R.S. 22:406(F)" to "R.S. 22:1406(F)"

On motion of Senator Michot, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	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 Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 1141—**  
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:969.18(F), and R.S. 9:3512(4), 3514(A), and 3516(13), relative to motor vehicle sales finance; to provide for the disclosure of certain fees and charges; to revise certain terminology regarding motor vehicle credit transactions; to provide for definitions; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
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	Lambert	
Fields, C	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Mr. President  
Total—2  
McPherson

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. 1194—**  
BY REPRESENTATIVE LAFLEUR  
AN ACT

To enact R.S. 22:622.2, relative to motor vehicle liability policies; to provide for coverage; to provide for exclusions and limitations; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Hainkel sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 1194 by Representative Lafleur

AMENDMENT NO. 1

June 15, 2001

On page 1, line 9, after "shall" delete "exclude or"

AMENDMENT NO. 2

On page 1, line 11, between "insured" and "." insert "in any amount less than the face value of the policy"

On motion of Senator Hainkel, 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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Barham, Bean, Cain, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Fields, W, Marionneaux, McPherson, Michot, Mount, Romero, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names: Bajoie, Boissiere, Campbell, Fields, C, Fontenot, Johnson, Schedler.

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. 1201—

BY REPRESENTATIVE WELCH

AN ACT

To amend and reenact R.S. 40:1095(A) and (B), relative to medical treatment; to authorize minors to consent to certain medical treatment under certain circumstances; 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, Yeas, Nays. Lists names: Bajoie, Bean, Boissiere, Cain, Campbell, Chaisson, Dardenne, Dean, Dupre, Ellington, Fields, C, Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, B, Jones, C, Lambert, Lentini, Malone, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Hoyt Total—1

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names: Mr. President, Barham, Cravins, Marionneaux, McPherson, Michot.

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.

HOUSE BILL NO. 1231—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:641(E), 646(B)(3), 651(C), 653.1(A), and 656(A)(1)(a), to enact R.S. 6:649(A)(3) and 661.1, and to repeal R.S. 6:657, relative to credit unions; to provide for primary insurance; to provide for examination by the commissioner; to provide for supervisory committee examinations; to provide for private mortgage insurance; to provide for branching notification; to provide for teleconference board meetings; to repeal provision on reserve transfers; 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: Name, Yeas, Nays. Lists names: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Dardenne, Dean, Dupre, Ellington, Fields, C, Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Johnson, Jones, B, Jones, C, Lambert, Lentini, Malone, Marionneaux, McPherson, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

Total—35

NAYS

Total—0

ABSENT

Mr. President  
Cravins

Irons  
Michot

Total—4

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

**HOUSE BILL NO. 1232—**

BY REPRESENTATIVE CLARKSON

AN ACT

To amend and reenact R.S. 37:3392(10), 3396(D) and (E), 3398(B), and 3408(B), relative to real estate appraisers; to provide for definitions; to revise provisions relative to the certification and examination of real estate appraisers; to provide for continuing education; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Mr. President  
Total—3

Cravins  
McPherson

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. 1319—**

BY REPRESENTATIVE BROOME

AN ACT

To amend and reenact R.S. 25:123(B), 124(B), and 124.1(C), relative to depositories for public documents; to provide relative to the duties of the recorder of state documents; to provide relative to state agency liaisons; to provide relative to the rules and regulation of state depositories; 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	Fields, W	Lentini
Barham	Fontenot	Malone
Bean	Gautreaux	Marionneaux
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, C	Thomas
Fields, C	Lambert	Ullo

Total—36

NAYS

Total—0

ABSENT

Mr. President  
Total—3

Cravins  
McPherson

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. 1330—**

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 22:250.34(B), relative to health insurance coverage; to exempt certain claims from limitations on review or audit of claims by health insurers and health maintenance organizations; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Theunissen sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Theunissen to Reengrossed House Bill No. 1330 by Representative Morrish

June 15, 2001

AMENDMENT NO. 1

On page 2, line 2, after "which is" change "being recouped" to "subject to collection"

On motion of Senator Theunissen, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

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

The Chair declared the amended 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. 1418— BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 56:14(C), relative to the Saltwater Fishery Enforcement Fund; to provide for revenues which may be deposited to the fund; and to provide for related matters.

Floor Amendments Sent Up

Senator Hainkel sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1418 by Representative Pierre

AMENDMENT NO. 1

On page 1, line 2, after "(C)" and before the comma "," insert "and to enact "R.S. 56:302.8"

AMENDMENT NO. 2

On page 1, line 4, after "fund;" insert "to provide for certain prohibitions of night fishing;"

AMENDMENT NO. 3

On page 2, between lines 8 and 9, insert the following:

"Section 2. R.S. 56:302.8 is hereby enacted to read as follows:

§302.8. Night fishing; use of bow and arrow; prohibition

The taking of finfish by bow and arrow, with the exception of flounder only, is prohibited between the hours of thirty minutes after sunset and thirty minutes before sunrise."

AMENDMENT NO. 4

On page 2, line 9 change "Section 2." to "Section 3."

On motion of Senator Hainkel, the amendments were adopted.

Personal Privilege

Senator Gautreaux asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had intended to object to and vote nay on the amendment by Senator Hainkel to House Bill No. 1418. He asked that the Official Journal so state.

Personal Privilege

Senator Fontenot asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had intended to object to and vote nay on the amendment by Senator Hainkel to House Bill No. 1418. He asked that the Official Journal so state.

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

Table with 3 columns of names: Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Dardenne, Dupre, Ellington, Total—33; Fields, C, Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, B, Jones, C; Lambert, Lentini, Marionneaux, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Table with 3 columns: Dean, Hoyt, Michot, Total—3

ABSENT



Cravins  
Total—3

Malone

McPherson

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 Gautreaux asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 1418. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

**Personal Privilege**

Senator Fontenot asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 1418. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

**HOUSE BILL NO. 1478—**

BY REPRESENTATIVE SALTER

**AN ACT**

To amend and reenact R.S. 46:2683(B)(introductory paragraph), relative to licensure of community-based service providers; to exempt councils on aging from fees associated with such licenses; 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	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Fields, W	Malone	
Total—37		

**NAYS**

Total—0

**ABSENT**

Mr. President  
Total—2

Cravins

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. 1485—**

BY REPRESENTATIVES PINAC, BRUNEAU, AND MURRAY

**AN ACT**

To amend and reenact R.S. 36:4.1(B)(1), to enact Chapter 6-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:561 through 607, and to repeal Chapter 6 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:491 through 556, relative to cosmetology; to provide relative to definitions; to provide for the creation of the Louisiana Board of Cosmetology; to provide for the membership and powers and duties of the board; to provide for the conduct of board business; to provide for the compensation of board members; to prohibit certain information from being divulged; to provide for the "Cosmetologists' Board Fund"; to prohibit certain activities without a certificate of registration; to establish qualifications for certificates; to provide for continuing education for teachers; to provide for temporary and special permits; to establish an examination team and to provide for conducting examinations; to provide for inactive certificates and reactivations; to provide for certificates for managers; to provide for renewals of certificates; to provide for the registration and regulation of beauty shops; to prohibit the employment of certain persons at beauty shops; to provide for booth rental permits; to provide for the registration and regulation of cosmetology schools; to provide for the regulation of satellite classrooms; to require the display of certificates; to provide for records to be maintained; to provide for fees assessed; to provide for grounds for certain administrative actions by the board; to provide for fines assessed by inspectors; to provide for investigations; to provide for violations and penalties; to allow the board to institute actions for injunctions; to allow the board to petition for certain court orders; to provide for the review of board orders; 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	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Irons	Schedler
Dardenne	Johnson	Smith
Dean	Jones, B	Tarver
Dupre	Jones, C	Theunissen
Ellington	Lambert	Thomas
Fields, C	Lentini	Ullo
Total—36		

June 15, 2001

NAYS

Total—0

ABSENT

Mr. President

Cravins

Hoyt

Total—3

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

HOUSE BILL NO. 1533—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 40:1662.3(5), (6), (7), (8)(introductory paragraph), (12), (14), (15), (17), and (19), 1662.4(A)(introductory paragraph), 1662.6(A) and (B)(introductory paragraph) and (5), 1662.7(A), (B), (C), (D)(introductory paragraph), (E), and (F), 1662.8(A) and (B)(introductory paragraph), 1662.9(C) and (E), 1662.11(A), 1662.12(A)(2) and (5), 1662.13(A)(1)(b), 1662.14(A)(2), (3)(introductory paragraph) and (b), and (5), (C)(2), (3), and (5), 1662.15(B)(2), and 1662.16 and to enact R.S. 40:1662.3(20), (21), and (22), 1662.6(B)(10), 1662.7(D)(4), 1662.8(B)(2)(e) and (f), and 1662.9(A)(7) and (8), relative to the licensing of single station fire alarm contractors and their employees; to provide for definitions; to provide for applications for licenses; to provide for the issuance of the license; to provide relative to certain notifications; to provide for requirements for licensure; to provide for prohibited activities; to provide for educational requirements; to provide for the renewal of licenses; to provide for fees; to provide for membership on the Alarm Services Advisory Board; to provide for penalties for violations; to provide relative to effect of law on local regulation; 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

Mr. President

Fontenot

Malone

Barham

Gautreaux

Marionneaux

Bean

Heitmeier

Michot

Cain

Hines

Mount

Chaisson

Hollis

Romero

Cravins

Hoyt

Schedler

Dardenne

Irons

Smith

Dean

Jones, B

Theunissen

Dupre

Jones, C

Ullo

Fields, W

Lentini

Total—29

NAYS

Total—0

ABSENT

Bajoie

Fields, C

Tarver

Boissiere

Johnson

Thomas

Campbell

Lambert

Ellington

McPherson

Total—10

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. 1562—

BY REPRESENTATIVE DONELON

AN ACT

To enact R.S. 9:3576.24, relative to the Collection Agency Regulation Act; to provide for designation of records of a collection agency as "trade secrets"; to make the taking of a collection agency's business records a crime; to provide for a cause of action; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Barham

Gautreaux

Michot

Bean

Heitmeier

Mount

Boissiere

Hines

Romero

Cain

Hollis

Schedler

Campbell

Hoyt

Smith

Chaisson

Irons

Tarver

Dardenne

Johnson

Theunissen

Dean

Jones, B

Thomas

Dupre

Lambert

Ullo

Ellington

Lentini

Fontenot

Malone

Total—31

NAYS

Total—0

ABSENT

Mr. President

Fields, C

Marionneaux

Bajoie

Fields, W

McPherson

Cravins

Jones, C

Total—8

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. 1685—

BY REPRESENTATIVE DANIEL AND SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 4:421(A)(2) and (4), 424(A)(6), (7), and (8), and 426(C)(1)(a) and (2), relative to athlete agents; to provide for changes in the definitions; to provide for exceptions; to provide relative to an athlete's eligibility; to provide relative to prohibited activities and to change the penalties for certain violations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, W, Lentini. Lists names like Bajoie, Barham, Bean, etc.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Cravins, McPherson. Lists Mr. President, Cravins.

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. 1689—

BY REPRESENTATIVE LEBLANC

AN ACT

To enact R.S. 46:460.1, relative to submission of quarterly reports; to require the Department of Social Services to submit copies of federal quarterly reports; 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: Name, Fields, W, Marionneaux. Lists Bajoie, Fields, W, Marionneaux.

Table with 3 columns: Name, Fontenot, Michot. Lists Barham, Bean, Boissiere, etc.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Hines, McPherson. Lists Mr. President, Cravins.

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. 1696—

BY REPRESENTATIVES PIERRE, FRITH, AND MCDONALD

AN ACT

To amend and reenact R.S. 41:1701, 1702(C), (D)(intro. para.) and (1), (F), (G)(1) and (2), (H), and (I), 1703(B), 1706, 1707(A) and (B), 1708, 1709, 1711(A), 1712(C) and (D), 1713(A), and 1714(C) and to enact R.S. 41:1701.1, relative to the State Land Office; to designate the agency which has the responsibility for administration and management of the state's water bottoms; 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: Name, Fontenot, Marionneaux. Lists Bajoie, Barham, Bean, etc.

NAYS

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Total—0

ABSENT

Mr. President

Cravins

Total—2

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

HOUSE BILL NO. 1703—

BY REPRESENTATIVE RICHMOND

AN ACT

To enact R.S. 21:4, relative to hotels and lodging houses; to authorize municipalities or city or parish governing authorities to prohibit the hourly rental of rooms; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—30

NAYS

Bean	Dean
Campbell	Hoyt

Total—4

ABSENT

Mr. President

Fields, C

McPherson

Cravins

Fields, W

Total—5

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

HOUSE BILL NO. 1732—

BY REPRESENTATIVES LEBLANC, DEWITT, WINSTON, R. ALEXANDER, DOERGE, DURAND, GUILLORY, ILES, L. JACKSON, KATZ, MCCALLUM, PERKINS, SCHWEGMANN, SHAW, AND WELCH

AN ACT

To amend and reenact R.S. 46:460.6(A), (B)(1)(a), and (D) and to enact R.S. 46:460.6(B)(3)(d) and (e) and (4), relative to

individual development accounts; to allow TANF funds to be used therefor; 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 Reengrossed House Bill No. 1732 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, line 3, after "relative to" and before "individual" insert "TANF funds; to provide for"

AMENDMENT NO. 2

On page 1, line 4, after "therefor;" and before "and" insert "to provide for certain rulemaking authority;"

AMENDMENT NO. 3

On page 2, after line 23, insert:

"Section 2. Notwithstanding any provision of law to the contrary, the Department of Social Services is authorized to adopt such emergency rules as are necessary to facilitate the expenditure of TANF funds appropriated in that Act which originated as House Bill No. 1 of the 2001 Regular Session of the Legislature.

Section 3. Sections 2 and 3 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator 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

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

Total—36

NAYS

Total—0

ABSENT

Mr. President

Cravins

Hollis

Total—3

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. 1738—**

BY REPRESENTATIVE LANDRIEU

AN ACT

To enact R.S. 28:445 to create the Developmental Disabilities Trust Fund; to provide for the deposit of monies into the fund and/or the use of such monies; and to provide for related matters.

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

**HOUSE BILL NO. 1742—**

BY REPRESENTATIVE CLARKSON

AN ACT

To amend and reenact R.S. 37:1437(C)(2)(a) and (5)(a) and 1466(H), relative to the Louisiana Real Estate Commission; to provide with respect to licensure requirements for real estate brokers and salespersons; to provide for certain insurance coverage on certain licensees of the commission; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	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
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Fields, W	Malone	
Total—37		

NAYS

Dean  
Total—1

ABSENT

Mr. President

Total—1

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. 1747—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:824(A)(1), relative to repayment of loans; to change the minimum grace period for repayment of a loan; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	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
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Fields, W	Malone	
Total—37		

NAYS

Dean  
Total—1

ABSENT

Mr. President  
Total—1

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. 1753—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 51:1253(10), 1255(20), and 1262(A)(11) and to repeal R.S. 51:1262(A)(12), relative to the Department of Culture, Recreation and Tourism; to change the definition of "tourist"; to provide for the powers and duties of the office of tourism; to provide for the promulgation of rules; to authorize a welcome center at Butte LaRose; to repeal provisions authorizing welcome centers near Angie and in eastern New Orleans; and to provide for related matters.

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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. 1753 by Representative Pinac

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 1, line 8, delete "and in eastern New Orleans;"

AMENDMENT NO. 3

On page 2, line 23, after "(11)" and before "At" insert "Along Interstate Highway 10 in eastern New Orleans."

On motion of Senator Johnson, the amendments were adopted.

Floor Amendments Sent Up

Senator Hollis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 1753 by Representative Pinac

AMENDMENT NO. 1

On page 2, between lines 8 and 9, insert the following:

"(a) The department shall adopt a definition within sixty days of the effective date of this Act.

(b) The department shall submit to the Senate Committee on Commerce and Consumer Protection and the House Committee on Commerce a comparative summary of the definition of tourists as defined by other southern states within sixty days of the effective date of this Act."

On motion of Senator Hollis, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Malone, Marionneaux, McPherson, Michot, Mount, Romero, Schedler, Smith

Dardenne, Dean, Dupre, Ellington, Fields, C, Total—38

Johnson, Jones, B, Jones, C, Lambert, Lentini

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 Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1759—

BY REPRESENTATIVES LEBLANC, DEWITT, WINSTON, R. ALEXANDER, DOERGE, DURAND, GUILLORY, ILES, L. JACKSON, KATZ, MCCALLUM, PERKINS, SCHWEGMANN, SHAW, AND WELCH

AN ACT

To enact R.S. 46:460.3, relative to work activities under the Temporary Assistance for Needy Families programs; to specify that adult basic education and literacy training shall be considered vocational educational training; 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: 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, Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Total—0

ABSENT

Mr. President

Total—2

Schedler

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. 1777—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:772(F)(1), (2), (5), and (8), 774(G)(1)(a), and 776(D) and to repeal R.S. 32:774(B)(4)(b) and 774.1, relative to used motor vehicle dealers; to provide for the retention of records; to provide for the regulation of trade shows; to provide for applications; to provide for bonding requirements; to provide relative to immediate revocation of a license; to provide relative to extended warranty contracts; and to provide for related matters.

Floor Amendments Sent Up

Senator Smith sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Reengrossed House Bill No. 1777 by Representative Diez

AMENDMENT NO. 1

On page 3, line 21, after "fees" insert a period "." and delete the remainder of the line and line 22

On motion of Senator Smith, the amendments were adopted.

The bill was read by title. Senator Heitmeier 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, Dupre, Ellington, Fields, C, Total—36

NAYS

Dean Total—1

ABSENT

Mr. President Hoyt

Total—2

The Chair declared the amended 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. 1815—

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 24:523, relative to notifications to the legislative auditor and district attorney; to require that agency heads notify the legislative auditor and district attorney of the misappropriation of public funds or assets; 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

Table with 3 columns of names: Mr. President, Barham, Bean, Cain, Campbell, Chaisson, Dardenne, Dean, Dupre, Ellington, Fontenot, Total—31

NAYS

Total—0

ABSENT

Table with 3 columns of names: Bajoie, Boissiere, Cravins, Total—8

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. 1816—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 9:1586, R.S. 11:1472(B), R.S. 13:753, R.S. 17:1755, R.S. 24:513(A)(1)(a), 513.1(A), 513.3(C), 514(I), 516(A)(1), 521(B) and (E), R.S. 33:536, 650, and 1446, R.S. 34:24(B)(2), R.S. 39:408, R.S. 44:4(6), R.S. 47:1966, 1993(B), and 2064, and R.S. 49:208 and 209 and to enact R.S. 24:513(M), relative to the legislative auditor; to provide for the issuance, receiving, and maintaining of reports; to provide for access by the auditor to certain software and hardware in carrying out his

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duties; to provide relative to the audits of the Department of Education and of local school boards and performance and statistical data provided with financial statements of local school boards; to provide relative to actuarial notes prepared by the legislative auditor; to replace references to predecessor officers of the legislative auditor with references to the legislative auditor or the Louisiana Tax Commission; and to provide for related matters.

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	
Mr. President	Gautreaux	Marionneaux
Barham	Heitmeier	Michot
Bean	Hines	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Fontenot	Malone	
Total—11		
	NAYS	
Total—0		
	ABSENT	
Bajoie	Cravins	McPherson
Boissiere	Fields, W	Tarver
Campbell	Johnson	
Total—8		

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. 1828—

BY REPRESENTATIVE TOWNSEND

AN ACT

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

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. 1828 by Representative Townsend

AMENDMENT NO. 1

Delete Amendments Nos. 1 and 2 proposed by the Senate Committee on Health and Welfare to Reengrossed House Bill 1828 and adopted by the Senate on June 7, 2001

AMENDMENT NO. 2

On page 1, line 2, after "R.S. 37:1262(1)" before the comma ", insert "and (2) and to enact R.S. 37:1302"

AMENDMENT NO. 3

On page 1, line 8, after "R.S. 37:1262(1)" delete "is" and insert "and (2) are"

AMENDMENT NO. 4

On page 1, line 8, between "reenacted" and "to" insert "and R.S. 37:1302 is hereby enacted"

AMENDMENT NO. 5

On page 1, delete line 13 and insert in lieu thereof the following:

"(1)(a) "The practice of medicine, whether allopathic or osteopathic, means the"

AMENDMENT NO. 6

On page 2, line 7, delete "surgeon,"

AMENDMENT NO. 7

On page 2, delete lines 8 through 13 in their entirety and insert in lieu thereof the following:

"(b) "The practice of medicine, surgery or midwifery" shall include the delegation of any medical tasks or duties related to the selection, delivery or administration of anesthesia or any form of anesthetic, except as provided in R.S. 37:1302.

(2) "Physician" means a natural person who is the holder of an allopathic (M.D.) degree or an osteopathic (D.O.) degree from a medical college in good standing with the board who holds a license, permit, certification, or registration issued by the board to engage in the practice of medicine in the state of Louisiana. Doctors of allopathic medicine (M.D.) and doctors of osteopathic medicine (D.O.) shall be accorded equal professional status and unrestricted privileges in the practice of medicine. "

AMENDMENT NO. 8

On page 2, after line 14, insert the following:

"§1302. Anesthesia; delegation to an anesthesiologist assistant; limitation

A physician shall not delegate any medical tasks or duties related to the selection, delivery, or administration of anesthesia to an anesthesiologist assistant or anesthesia assistant.

Motion

Senator Cain moved to table the entire subject matter.



Senator Heitmeier objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Cain	Hoyt	Thomas
Dean	Michot	
Total—5		

**NAYS**

Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Mount
Campbell	Hines	Romero
Chaisson	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Lambert	Ullo
Fields, C	Lentini	
Total—32		

**ABSENT**

Mr. President	Jones, C
Total—2	

The Chair declared the Senate refused to table the entire subject matter.

Senator Chaisson moved adoption of the amendments.

Senator Hines objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fontenot	Marionneaux
Campbell	Heitmeier	McPherson
Chaisson	Irons	Smith
Dupre	Johnson	Tarver
Ellington	Jones, C	Theunissen
Fields, C	Lentini	Ullo
Fields, W	Malone	
Total—20		

**NAYS**

Barham	Gautreaux	Michot
Bean	Hines	Mount
Boissiere	Hollis	Romero
Cain	Hoyt	Schedler
Dardenne	Jones, B	Thomas
Dean	Lambert	
Total—17		

ABSENT

Mr. President	Cravins
Total—2	

The Chair declared the amendments were adopted.

**Floor Amendments Sent Up**

Senator Hines sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Hines and Thomas to Reengrossed House Bill No. 1828 by Representative Townsend

AMENDMENT NO. 1

Delete Amendments Nos. 1 and 2 proposed by the Senate Committee on Health and Welfare to Reengrossed House Bill 1828 and adopted by the Senate on June 7, 2001

AMENDMENT NO. 2

Delete Senate Floor Amendments 1 through 8, proposed by Senator Chaisson and adopted by the Senate on June 15, 2001

AMENDMENT NO. 3

On page 1, line 2, after "R.S. 37:1262(1)" before the comma ", insert "and (2) and to enact R.S. 37:1302"

AMENDMENT NO. 4

On page 1, line 8, after "R.S. 37:1262(1)" delete "is" and insert "and (2) are"

AMENDMENT NO. 5

On page 1, line 8, between "reenacted" and "to" insert "and R.S. 37:1302 is hereby enacted"

AMENDMENT NO. 6

On page 1, delete line 13 and insert in lieu thereof the following:

"(1)(a) "The practice of medicine, whether allopathic or osteopathic, means the"

AMENDMENT NO. 7

On page 2, line 7, delete "surgeon,"

AMENDMENT NO. 8

On page 2, delete lines 8 through 13 in their entirety and insert in lieu thereof the following:

"(b) "The practice of medicine, surgery or midwifery" shall include the delegation of any medical tasks or duties related to the selection, delivery or administration of anesthesia or any form of anesthetic, except as provided in R.S. 37:1302.

(2) "Physician" means a natural person who is the holder of an allopathic (M.D.) degree or an osteopathic (D.O.) degree from a medical college in good standing with the board who holds a license, permit, certification, or registration issued by the board to engage in the practice of medicine in the state of Louisiana. Doctors of

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allopathic medicine (M.D.) and doctors of osteopathic medicine (D.O.) shall be accorded equal professional status and unrestricted privileges in the practice of medicine. "

**AMENDMENT NO. 9**

On page 2, after line 14, insert the following:

**" §1302. Anesthesia; delegation to an anesthesiologist assistant; limitation**

A.(1) A physician shall not delegate any medical tasks or duties related to the selection, delivery, or administration of anesthesia to an anesthesiologist assistant, except as otherwise provided by the provisions of this Subsection of this Section.

(2) A physician who practices in the medical specialty of anesthesiology may delegate any medical tasks or duties related to the selection, delivery, or administration of anesthesia to an anesthesiologist assistant instructor or student in an anesthesiologist assistant training program based at the Louisiana State University Health Sciences Center in New Orleans, including affiliated clinical training sites.

(3) After January 1, 2004, a physician who practices the medical specialty of anesthesiology may delegate the selection, delivery, or administration of anesthesia to an anesthesiologist assistant provided such anesthesiologist assistant shall meet at least one of the following criteria:

(a) Be certified by the National Commission for the Certification of Anesthesiologist Assistants, or its successor.

(b) Have within the previous year completed an accredited training program as determined by the board, without having taken the National Certifying Examination for Anesthesiologist Assistants (NCEAA).

(c) Have taken but still be awaiting the results of the National Certifying Examination for Anesthesiologist Assistants (NCEAA), taken within one year after completion of an accredited training program as determined by the board.

B. In order to meet the needs of protecting the public health, safety, and welfare of the citizens of this state through both the practice of medicine and allied health professions, the Louisiana State University Health Sciences Center and any other institution of higher learning offering curricula for the professions of certified registered nurse anesthetist and anesthesiologist assistant shall establish an educational capacity to prepare two certified nurse anesthetists for each anesthesiologist assistant. The ratio provided for in this Subsection of this section may be altered or changed by an affirmative vote of the Board of Regents upon the recommendation of the Nurse Supply and Demand Commission and review of the Senate Health and Welfare Committee and the House Health and Welfare Committee."

**Motion**

Senator Fontenot moved the previous question on the entire subject matter.

Senator Hollis objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fields, C	Jones, C
Barham	Fontenot	Lentini
Bean	Gautreaux	Malone
Boissiere	Heitmeier	Marionneau
Chaisson	Hines	Smith
Cravins	Hoyt	Tarver
Dardenne	Irons	Theunissen
Dupre	Johnson	Thomas
Ellington	Jones, B	
Total—26		

**NAYS**

Cain	Hollis	Romero
Campbell	McPherson	Schedler
Dean	Michot	Ullo
Fields, W	Mount	
Total—11		

**ABSENT**

Mr. President	Lambert
Total—2	

The Chair declared the previous question was called on the entire subject matter.

Senator Hines moved adoption of the amendments.

Senator Chaisson objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Barham	Gautreaux	Mount
Bean	Hines	Romero
Boissiere	Hollis	Schedler
Cain	Jones, B	Thomas
Dardenne	Lambert	Ullo
Dean	Michot	
Total—17		

**NAYS**

Bajoie	Fontenot	Malone
Campbell	Heitmeier	Marionneau
Chaisson	Hoyt	McPherson
Cravins	Irons	Smith
Ellington	Johnson	Tarver
Fields, C	Jones, C	Theunissen
Fields, W	Lentini	
Total—20		

**ABSENT**

Mr. President Dupre
Total—2

The Chair declared the amendments were rejected.

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

Table listing YEAS: Bajoie, Boissiere, Campbell, Chaisson, Cravins, Dardenne, Dupre, Ellington, Fields, C, Fields, W, Fontenot, Gautreaux, Heitmeier, Hollis, Hoyt, Irons, Johnson, Jones, C, Lentini, Malone, Marionneaux, McPherson, Romero, Smith, Tarver, Theunissen, Ullo. Total—27

NAYS

Table listing NAYS: Barham, Bean, Cain, Dean, Hines, Jones, B, Lambert, Michot, Mount, Schedler, Thomas. Total—11

ABSENT

Mr. President
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.

HOUSE BILL NO. 1834—

BY REPRESENTATIVES LANCASTER AND WALSWORTH
AN ACT

To enact R.S. 18:1505.3(D), relative to campaign advertising; to prohibit persons from making or accepting certain payments regarding campaign advertising; to require publishers and broadcasters to file certain reports with the supervisory committee; to provide for penalties; 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. 1834 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 2, after "1505.3(D)" insert "and to repeal R.S. 18:1505.2(O) as enacted by Act No. 340 of the 2001 Regular Session"

AMENDMENT NO. 2

On page 1, line 5, after "penalties;" insert "to repeal prohibition against use of campaign funds to pay fines, fees, or penalties;"

AMENDMENT NO. 3

On page 3, after line 18, insert the following:

"Section 2. R.S. 18:1505.2(O) as enacted by Act No. 340 of the 2001 Regular Session is hereby repealed."

Senator McPherson moved adoption of the amendments.

Senator Dardenne objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing YEAS: Bajoie, Bean, Boissiere, Cain, Campbell, Cravins, Dupre, Fields, C, Fields, W, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Malone, Marionneaux, McPherson, Tarver, Thomas. Total—21

NAYS

Table listing NAYS: Mr. President, Barham, Dardenne, Dean, Ellington, Fontenot, Jones, B, Lambert, Michot, Mount, Romero, Schedler, Smith, Theunissen, Ullo. Total—15

ABSENT

Table listing ABSENT: Chaisson, Jones, C, Lentini. 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

Table listing YEAS: Mr. President, Bajoie, Barham, Bean, Fields, W, Fontenot, Gautreaux, Heitmeier, Marionneaux, McPherson, Michot, Mount.

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Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones, B	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Fields, C	Malone	
Total—37		

NAYS

Dean  
Total—1

ABSENT

Jones, C  
Total—1

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. 1888—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

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

**Floor Amendments Sent Up**

Senator Michot sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Michot to Engrossed House Bill No. 1888 by Representative Montgomery

AMENDMENT NO. 1  
On page 1, line 2, after "32:" insert "762(A),(B)(1), and (C), and"

AMENDMENT NO. 2  
On page 1, line 2, after "(M)(3)" insert "and to enact R.S.32:762(F)"

AMENDMENT NO. 3  
On page 1, line 6, after "requirements;" insert "to provide relative to salvage disposal sales and visitors thereto; to provide relative to the imposition of a recordation charge; to provide for the adoption of rules and regulations relative to such sales;"

AMENDMENT NO. 4  
On page 1, line 8, after "32:" insert "762(A),(B)(1), and (C), and"

AMENDMENT NO. 5  
On page 1, line 9, after "reenacted" insert "and R.S. 32:762(F) is hereby

enacted"

AMENDMENT NO. 6  
On page 1, between lines 9 and 10 insert the following:

"§762. Salvage pools

A. Sales of motor vehicles at a salvage pool, salvage disposal sale, or through an insurance company shall be ~~opened~~ made only to persons possessing a Louisiana buyer's identification card to buy such motor vehicles as provided in this Section. Unless otherwise prohibited by rule or regulation promulgated by the commission, persons not possessing buyer's identification cards are authorized to attend such sales but may not bid or make purchases at such sales.

B.(1) Buyer's identification cards to bid or buy motor vehicles at salvage pools, salvage disposal sales, or through insurance companies shall be available to any person, business, or corporation, or licensed employee thereof, possessing a valid used motor vehicle dealer license, or a valid automotive dismantlers and recyclers license. Buyer's identification cards to bid or buy salvage shall be issued by the commission on a form prescribed by it and shall contain as a minimum the name, address, driver's license number, any one of the aforementioned dealers' license numbers, physical description, and signature of the applicant and the name and address of the employer of the applicant. Unless otherwise prohibited by rule or regulation of the commission and notwithstanding any other provisions of law to the contrary, a used motor vehicle dealer operating a salvage pool may accept bids from and make sales to any person eligible for a buyer's card who completes the commission's form and pays the appropriate fee to the salvage pool operator at the time and site of the sale, provided such fees and forms are remitted to the commission within five days; this authorization shall be valid for the date of the sale only and shall be utilized not more than once annually unless the commission thereafter approves the issuance of a buyer's identification card for that person.

\* \* \*

C. It shall be the duty of the owner, manager, or person in charge of any salvage pool or salvage disposal sale, to prohibit the bidding by any person who does not display a buyer's identification card, to refuse to sell to any person any wrecked or repairable motor vehicle if such person does not display a valid buyer's identification card ~~and to prohibit any person without a buyer's identification card to be present at the bidding site during a sale. Each buyer's identification card holder may be accompanied by a mechanic or other technical expert of his choice.~~

\* \* \*

(F) Notwithstanding any provision of law to the contrary, the commission may adopt rules and regulations which:

(1) Authorize, in lieu of a buyer's identification card, the imposition by each used motor vehicle dealer operating a salvage pool of a recordation charge per sale of each salvage vehicle to any person possessing a license as a used motor vehicle dealer or automotive dismantler or part recycler;

(2) Establish the maximum aggregate annual amounts of such fees per buyer;

(3) Provide for the submission by each used motor vehicle dealer operating a salvage pool of monthly transaction reports of such sales and the remittance of such recordation charges to the commission; and

(4) Facilitate the implementation of this Subsection.

\* \* \*

AMENDMENT NO. 7

On page 5, line 18, after "surety " insert "in any one year"

On motion of Senator Michot, the amendments were adopted.

Floor Amendments Sent Up

Senator Malone sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Engrossed House Bill No. 1888 by Representative Montgomery

AMENDMENT NO. 1

On page 5, line 18, after "surety" inert "in any one year"

On motion of Senator Malone, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cravins McPherson
Malone Michot

Total—4

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

HOUSE BILL NO. 1890—

BY REPRESENTATIVE KENNARD

AN ACT

To amend and reenact R.S. 33:1971, relative to fire ground authority; to provide for the fire ground authority at certain emergency scenes; 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 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 Lambert Ullo
Ellington Lentini
Fields, C Malone
Total—37

NAYS

Total—0

ABSENT

Mr. President Jones, C
Total—2

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. 1896—

BY REPRESENTATIVE L. JACKSON

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

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

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

HOUSE BILL NO. 1902—

BY REPRESENTATIVE DOWNER

AN ACT

To enact R.S. 32:1736 and R.S. 45:180.3, relative to the non-consensual towing of motor vehicles; to require certain information on the billing invoice; to provide relative to certain written contracts; to require certain property owners to place certain signage; to provide relative to signage on certain private property; to require uniform fees; to provide relative to the enforcement of these provisions, including the inspection of billing invoices; to provide relative to penalties for noncompliance; to provide relative to a cause of action; to provide relative to recoverable costs; 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.

HOUSE BILL NO. 1903—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 32:863(A)(3)(b) and (c), relative to compulsory motor vehicle liability security; to provide for uses of compulsory insurance reinstatement 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	Gautreaux	Marionneau
Barham	Heitmeier	McPherson
Bean	Hines	Michot
Boissiere	Hollis	Mount
Cain	Hoyt	Romero
Campbell	Irons	Schedler
Chaisson	Johnson	Smith
Cravins	Jones, B	Tarver
Dardenne	Jones, C	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fontenot	Malone	
Total—35		
NAYS		
Total—0		
ABSENT		
Total—3		
Mr. President		
Total—1		

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. 2006—

BY REPRESENTATIVE BAYLOR

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS		
Bajoie	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 Bajoie moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 2027—**

BY REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 32:402(B)(1), relative to drivers' licenses; to provide relative to traffic violations; to provide for penalties; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Theunissen sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Theunissen to Engrossed House Bill No. 2027 by Representative Downer

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:" insert "383.1(A) and"

AMENDMENT NO. 2

On page 1, line 2, after "relative to" insert "traffic; to provide for"

AMENDMENT NO. 3

On page 1, line 3, after "penalties;" insert "to provide for an exemption, under certain conditions, to require covering of loads of loose material;"

AMENDMENT NO. 4

On page 1, line 6, after "'R.S. 32:" insert "383.1(A) and" and change "is" to "are"

AMENDMENT NO. 5

On page 1, between lines 7 and 8, insert the following:

"§383.1. Loads of loose materials on vehicles; care required thereto; penalties

A. Any load of loose material as defined in R.S. 32:383(C) being transported by a commercial hauler, or in a vehicle purchased by the state or any political subdivision of this state after August 15, 1999, shall be covered in such a manner as to prevent the load from blowing, spilling, or dropping from the vehicle. However, a load of

dirt or sand shall be exempt from the provisions of this Section if the load is being transported within a municipality with a population of not less than ten thousand five hundred nor more than eleven thousand two hundred in a parish with a population of no less than thirty-one thousand two hundred fifty nor no more than thirty-two thousand five hundred all according to the latest decennial census, and the speed of the vehicle transporting the load does not exceed twenty-five miles per hour.

\* \* \*

AMENDMENT NO. 6

On page 2, after line 12, insert the following:

"Section 2. R.S. 32:383.1, as in enacted in this Act, shall supersede the enactment of R.S. 32:383.1 as contained in that Act which originated as Senate Bill No. 1054 of the 2001 Regular Session."

On motion of Senator Theunissen, 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 Engrossed House Bill No. 2027 by Representative Downer

AMENDMENT NO. 1

On page 2, line 6, change "two hundred" to "seventy-five"

AMENDMENT NO. 2

On page 2, line 8, change "five hundred" to "two hundred fifty"

AMENDMENT NO. 3

On page 2, line 10, change "one thousand" to "five hundred"

AMENDMENT NO. 4

On page 2, after line 12, insert the following:

"E. No person who holds a valid state driver's license shall be deemed to be in violation of this Section because such license is not in his immediate physical possession."

On motion of Senator Cravins, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Malone
Barham	Gautreux	Marionneaux

June 15, 2001

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—35		

NAYS

Fields, C	Fields, W
Total—2	

ABSENT

Mr. President	McPherson
Total—2	

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

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

BY REPRESENTATIVE PINAC

AN ACT

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

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

**HOUSE BILL NO. 2056 (Substitute for House Bill No. 443 by Representative Scalise) —**

BY REPRESENTATIVES SCALISE, BRUNEAU, LANCASTER, AND LANDRIEU

AN ACT

To enact R.S. 18:1505.2(I)(3) and 1505.4(D), relative to penalties for violations of the Campaign Finance Disclosure Act; to prohibit the expenditure of campaign funds by a candidate or his principal or subsidiary campaign committee while a campaign finance fine, fee, or penalty remains unpaid; to provide for penalties; to provide relative to the suspension from office of an elected official who has not complied with a final order imposing a campaign finance fine, fee, or penalty; to provide for the manner of compliance with an order imposing a campaign finance, fine, fee, or penalty; 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. 2056 by Representative Scalise

AMENDMENT NO. 1

On page 1, line 6, after "penalties;" and before "and" insert "to provide for forfeiture;"

AMENDMENT NO. 2

On page 2, after line 17, insert the following:

" \* \* \*  
 §1505.4. Civil penalties; failure to file; timely and accurate filing;  
forfeiture \* \* \*

D.(1) Any elected official who fails to comply with a final order of a court or the supervisory committee, which imposes a fine, fee, or penalty pursuant to this Chapter and against which all appeal delays have lapsed shall be subject to forfeiture of the non-exempt portion of his public salary, as provided in this Subsection, until such time as he has complied with such order. The forfeiture shall take effect no less than twenty days after notice is sent to the elected official pursuant to paragraph (2) of this Subsection.

(2) The supervisory committee shall notify the elected official in writing when he is subject to the forfeiture provided for in this Subsection. The notice shall provide the name of the elected official, the office he holds, the amount of the outstanding fines, fees, or penalties which are subject to forfeiture, and the date on which the forfeiture is to take effect. The supervisory committee shall send two copies of the notice by certified mail, one to the campaign address of the elected official on file with the supervisory committee and the other to the official address of the office which he holds. Additionally, the supervisory committee shall send a copy of the notice by certified mail to the entity which is responsible for disbursing the elected official's salary, along with instructions as to the proper method for forwarding the forfeited funds.

(3)(a) "Forfeiture" pursuant to this Subsection shall be an alternative means of collecting an outstanding fine, fee, or penalty imposed by a final order of a court or the supervisory committee pursuant to the provisions of this Chapter and against which all appeal delays have lapsed.

(b) On the next payroll date following the effective date of the forfeiture, and each payroll date thereafter so long as the forfeiture remains in effect, the entity which is responsible for disbursing the elected official's salary shall withhold that portion of the elected official's salary which is not exempt from seizure, as provided in R.S. 13:3881. This portion of the elected official's salary shall be forwarded to the supervisory committee, as directed in the notice. The forfeiture shall remain in effect until such time as the supervisory committee notifies the entity which is responsible for disbursing the elected official's salary that the elected official has complied with the order.

(c) The entity which is responsible for disbursing the elected official's salary may withhold three dollars from the nonexempt portion of the elected official's salary for each pay period during which the forfeiture is in effect to cover the administrative costs of the forfeiture.

(4) The supervisory committee shall treat all sums forwarded to it under this Subsection as payments by the elected official of the outstanding fines fees or penalties and shall immediately notify the



entity which is responsible for disbursing the elected official's salary when the elected official has complied with the order or when the fines, fees, and penalties have been paid in full from the forfeited funds.

(5) For the purposes of this Subsection, an elected official shall be deemed to have complied with a final order upon paying the fine, fee, or penalty in full or upon entering into and remaining current on an agreement with the supervisory committee providing for a payment schedule. The failure to remain current on a payment schedule shall subject the elected official to forfeiture."

Senator Ellington moved adoption of the amendments.

Senator Heitmeier objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Michot
Bajoie Fontenot Mount
Barham Gautreaux Romero
Cain Hollis Schedler
Chaisson Hoyt Smith
Cravins Johnson Theunissen
Dardenne Jones, B Thomas
Dean Lambert Ullo
Dupre Lentini
Total—26

NAYS

Bean Fields, W Jones, C
Boissiere Heitmeier Malone
Campbell Hines Marionneaux
Fields, C Irons Tarver
Total—12

ABSENT

McPherson
Total—1

The Chair declared 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 Dupre Lentini
Barham Ellington McPherson
Bean Fontenot Michot
Boissiere Gautreaux Mount
Cain Hines Romero

Campbell Hollis Schedler
Chaisson Irons Smith
Cravins Johnson Theunissen
Dardenne Jones, B Thomas
Dean Lambert Ullo
Total—30

NAYS

Bajoie Hoyt Marionneaux
Fields, C Jones, C Tarver
Heitmeier Malone
Total—8

ABSENT

Fields, W
Total—1

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. 2067 (Substitute for House Bill No. 582 by Representative Pinac) —

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3576.3(2)(b)(i), 3576.5(D), 3576.15(A) and (C), and 3576.16 and to enact R.S. 9:3576.3(9) and 3576.21(H)(5), relative to collection agencies; to provide relative to definitions; to provide for examination of records; to provide relative to surety bond or other requirements; to provide relative to powers of the commissioner; to provide for revocation of licenses; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

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Mr. President                      Campbell                      McPherson  
Total—3

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

**HOUSE BILL NO. 2072 (Substitute for House Bill 1709 by Representative Diez)—**

BY REPRESENTATIVE DIEZ

**AN ACT**

To enact Chapter 29 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2061 through 2073, relative to the Department of Transportation and Development; to create and provide relative to the Louisiana Transportation Authority; to provide for certain definitions; to provide relative to the purpose, powers, jurisdiction and duties of the authority; to establish a board of directors; to provide relative to directors; to provide relative to bonds, tolls, and other revenue; to provide relative to certain projects, acquisition of land, and utilities; to provide relative to public records; to provide for the cessation of tolls; 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	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
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Fields, W	Malone	
Total—37		

**NAYS**

Dean  
Total—1

**ABSENT**

Mr. President  
Total—1

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.

**Recess**

On motion of Senator Ullo, the Senate took a recess until 1:30 o'clock P.M.

**After Recess**

The Senate was called to order at 1:30 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	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		

**ABSENT**

Total—0

The President of the Senate announced there were 39 Senators present and a quorum.

**Senate Business Resumed**

**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 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

**SENATE BILL NO. 1096—**

BY SENATOR CRAVINS

## AN ACT

To amend and reenact R.S. 11:153(F) and 768(B)(2), relative to the Teachers Retirement System of Louisiana; to authorize military service time as creditable service time; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 858—**

BY SENATOR CRAVINS

## AN ACT

To enact R.S. 42:456(A)(3) and 456.2, relative to public officers and employees; to provide for payroll deductions in certain situations; to provide for competitive selection of payroll deduction insurance products; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 514—**

BY SENATOR JOHNSON

## AN ACT

To enact Chapter 10-A of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:1473 through 1475, and 1511.4(E), relative to election offenses; to prohibit certain acts impacting candidates for elective office, their employees and relatives; to provide for reporting and investigations; to provide for a letter of reprimand or censure; to provide for civil remedies; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 681—**

BY SENATOR HAINKEL

## AN ACT

To amend and reenact R.S. 34:3471(A) and (B)(7), 3476(B), 3479(C)(5) and (9), 3482(B) and (C), and 3483(A)(1), (6), and (14), and to enact R.S. 34:3479(C)(11), relative to the Millennium Port Authority; to provide with respect to budgeting; to authorize the funding of various revenues into obligations and the types of obligations; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 880—**

BY SENATORS MCPHERSON AND HINES

## AN ACT

To amend and reenact R.S. 37:1241(A)(17) and to enact R.S. 37:1226.1, relative to pharmacy; to prohibit prescription drugs from being accepted for return, exchange, or redispensing after removal from a pharmacy premises unless certain requirements are met; to authorize certain drugs to be transferred from a facility licensed by the Department of Health and Hospitals to a provisional, permitted pharmacy under certain procedures; to limit the grounds for sanction to certain instances for selecting an equivalent drug product if the practitioner instructs otherwise; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 739—**

BY SENATOR SCHEDLER

## AN ACT

To amend and reenact R.S. 17:1519.2(B), 1519.4(A)(1), (C)(1) and (2), and (E)(1) and to repeal R.S. 17:1519.4(B)(1), relative to hospitals operated by the Louisiana State University Health Sciences Center; to provide requirements on appropriations schedules; to provide that the Health Care Services Fund be a restricted fund; to authorize the center to retain excess revenues; to delete provisions requiring a memorandum of understanding between the health care services division and the Department of Health and Hospitals; to delete restrictions on Medicaid collections by the division; and to provide for related matters. Except as provided herein, all reporting and regulatory provisions of Act 3 of 1997 shall remain in force and effect.

Reported with amendments.

**SENATE BILL NO. 987—**

BY SENATOR JOHNSON

## AN ACT

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

Reported with amendments.

**SENATE BILL NO. 331—**

BY SENATOR MICHOT

## AN ACT

To amend and reenact R.S. 23:1035(A), 1063, and 1163(B); relative to workers' compensation; to limit the exemption of a sole proprietor from the workers' compensation provision under certain circumstances; to provide for indemnification of the principal in certain circumstances; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 821—**

BY SENATOR HOYT

## AN ACT

To amend and reenact R.S. 11:2257(H), relative to Firefighters' Retirement System of Louisiana; to create an alternative retirement option under the deferred retirement option plan; and to provide for related matters.

Reported with amendments.

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**SENATE BILL NO. 240—**

BY SENATORS ELLINGTON AND SCHEDLER  
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to the prohibited use of funds, credit, property or things of value of the state or political subdivisions; to provide an exception for purposes of investment of a portion of the Medicaid Trust Fund for the Elderly; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

**SENATE BILL NO. 460—**

BY SENATOR SMITH  
AN ACT

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

Reported with amendments.

**SENATE BILL NO. 1107 (Substitute for Senate Bill No. 972 by Senator Hainkel)—**

BY SENATOR HAINKEL  
AN ACT

To amend and reenact R.S. 22:1382(A)(3)(a)(iv), 1401, 1402, 1403(D), 1404, 1404.1, 1405(A), (C), (D)(2) and (5), (G), and (I), 1406(A), (B) and (C), 1406.1, 1406.2(1), the introductory paragraph of R.S. 22:1406.2(2), 1406.3(B) and (C), 1406.6(A), 1406.7, 1406.8(A) and (D), 1406.10, 1406.11, 1406.12, 1407, 1408(A) and (C), 1409(A), (B), (D), (E), and (G), the introductory paragraph of R.S. 22:1410(A), 1410(A)(1), (B) and (C), 1411, 1412(B), 1413(B), 1414(B), 1415, 1417(A) and (B), 1417.1, 1418, 1419(B), 1420, 1422, 1422.1, 1424, 1431, 1432(1), (2)(introductory paragraph), and (6), 1436(A) and (B), 1437(A)(1) and (2)(g) and (B), 1438(A)(1) and (C), 1440, 1441, 1442, 1443, 1444, 1446, 1447, 1459(A), and 2092.5(C)(2), R.S. 23:1392(1) and (8), R.S. 32:430(M) and 1043(A), R.S. 40:1299.44(A)(2)(b), (c), and (f) and (6)(a) and 1308(C)(6), to enact R.S. 22:1402.1, 1402.2, 1402.3, and 1406(E) and to repeal R.S. 22:15(B)(1)(h), 636.2(A)(3), 636.4(E)(2)(a), 1404.2, 1406(D)(7) and (F), 1423, 1450.4, 1450.5, R.S. 23:1395(A), and R.S. 36:686(C)(1) relative to insurance rate regulation; to limit the authority of the Louisiana Insurance Rating Commission; to provide for transition of certain functions, duties, and obligations from the commission to the Department of Insurance; to limit the authority of the department; to replace the commission with the department for receipt of certain reports, plans, and revenues; to permit the department to review and approve certain filings; to eliminate the rate making requirements for certain property and casualty insurers; to permit the department to enforce certain rate reductions; to permit the attorney general to represent the citizens of the state before the department; to provide for appeals to the Louisiana Insurance Rating Commission; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 887—**

BY SENATOR IRONS AND REPRESENTATIVE CLARKSON  
AN ACT

To amend and reenact R.S. 25:745(A)(1) and to enact R.S. 25:746, relative to historic preservation districts; to provide for the review of certain historic preservation district or commission decisions; to authorize jurisdiction for appeals of such decisions to district court; to provide for actions in the court of appeal and supreme court; to provide rights and obligations of owners, business agents, and lessees of immovable property located within a district; to authorize actions to compel the repair and care of immovable property within a district; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 244—**

BY SENATOR MALONE  
A JOINT RESOLUTION

Proposing to add Article VII, Section 10.11 of the Constitution of Louisiana, relative to providing funds for the support of farming; to authorize the legislature by law to establish and implement programs to assist certain farmers; to authorize the legislature by law to provide for and maintain a permanent trust fund to provide revenue to fund such assistance; to specify an election for submission of the proposition to electors and provide a ballot proposition; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 401—**

BY SENATOR FONTENOT  
AN ACT

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

Reported with amendments.

**SENATE BILL NO. 1045—**

BY SENATOR BOISSIERE  
AN ACT

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

Reported with amendments.

**SENATE BILL NO. 289—**

BY SENATOR ULLO  
AN ACT

To enact R.S. 15:832.1(A)(3) and to enact R.S. 39:128(D), relative to the capital construction projects; to exempt the construction of buildings to house inmate work programs from the capital outlay

budget process under certain circumstances; to exempt the use of inmate labor to construct such facilities on prison grounds from maximum cost limits; to provide for an annual report to the legislature; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 217—**

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 14:67.17, relative to misappropriation without evidence; to create the crime of theft of the assets of an aged person or disabled person; to define such crime; to provide for penalties; to classify persons being effected by such crime; to require certain reporting; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 314—**

BY SENATORS HEITMEIER AND HOYT

AN ACT

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

Reported with amendments.

**SENATE BILL NO. 442—**

BY SENATOR DARDENNE

AN ACT

To amend and reenact Code of Evidence Articles 103(A)(2), 404(A)(1) and (2), and 803(6) and to enact Code of Evidence Articles 412.2, 902(11), and 902(12), relative to evidence; to provide for preservation of claims of error for appeal after rulings excluding evidence; to permit use of evidence as to the character of an accused in certain circumstances; to provide for the use of certain hearsay testimony upon certification; to provide for self-authentication of records of regularly conducted activity; to provide for the admissibility of certain evidence when the accused is charged with a crime involving sexually assaultive behavior; to require notice that such evidence will be introduced at trial; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 458—**

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:3372(5), (6), (7), and(9)(a), 3374(4), (5), (7), (13), (14), (15), and (16), 3375(A)(2) and (B), 3376(A), the introductory paragraph of (C), (C)(5), (8), and (9), the introductory paragraph of (D), (D)(3)(c), (F)(3) and (4), the introductory paragraph of (H), (H)(3), and (4), 3376.1, the introductory paragraph of 3379(A), (A)(1), (2), (7), and (11), (B)(1) and (3), and (C), 3381(C), 3382, the introductory paragraph of 3384, 3384(2) and (4) and to enact R.S. 37:3374(17), 3376(C)(10), and (F)(5), 3379(A)(14) and (15), and (B)(4) and (D) relative to the Substance Abuse Counselor Certification Law; to change the name of a prevention counselor;

to provide for definitions; to provide for the powers and duties of the Louisiana State Board of Certification for Substance Abuse Counselors; to provide for certification requirements of a substance abuse counselor, compulsive gambling counselor or prevention specialist; to provide for suspension of certification or registration and for hearing and appeal thereof; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 778—**

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 39:13(B), and to enact R.S. 39:13(C) and (D), relative to the administration of state lands; to provide for the identification of non-productive property; to require the commissioner of administration to make recommendations relative to non-productive property; to authorize the commissioner of administration to sell non-productive property; to provide for the proceeds of the sale; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 925—**

BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 14:403(A), 403.2(J)(1), 403.3(D), 403.4(F), and 403.5(E) and to enact R.S. 14:403.6 and 403.7, relative to offenses affecting law enforcement; to provide for cross-reporting cases of animal and human abuse; to require persons responsible for reporting abuse of adults and children to also report abuse and neglect of animals; to require persons responsible for reporting abuse and neglect of animals to report abuse of adults and abuse of children; to require training for such persons in recognizing situations of abuse and neglect; to prohibit persons with a history of abuse or violence from being employed in any care facility; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 929—**

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 27:306(E)(1), relative to gaming; to provide with respect to state license qualifications for video draw poker; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 1048—**

BY SENATOR HOYT

AN ACT

To amend and reenact the introductory paragraph of Schedule II(D) of R.S. 40:964, 964.1, 966(A)(1), and 967(A)(1), relative to the classification of controlled dangerous substances; to provide for the classification of a controlled substance analogue as a Schedule II controlled dangerous substance; to provide for the treatment of an analogue of a Schedule II controlled dangerous

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substance to be the same as such substance; to provide for penalties for distribution and manufacture of controlled substance analogues in both Schedule I and II; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 991—**  
BY SENATOR GAUTREAUX AND REPRESENTATIVE BALDONE  
AN ACT

To authorize and empower the Terrebonne Parish School Board to lease certain described property in Gibson, Louisiana; to provide for execution of lease documents; to provide for reservation of mineral rights; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 1035—**  
BY SENATORS BAJOE, DARDENNE, W. FIELDS, HOYT, IRONS, B. JONES, MOUNT AND THEUNISSEN AND REPRESENTATIVE PRATT  
AN ACT

To enact R.S. 17:416.15, relative to school discipline; to authorize elementary schools to develop and implement youth development and assistance programs for certain students; to provide for program approval; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 936—**  
BY SENATOR C. JONES  
AN ACT

To amend and reenact R.S. 23:76 (C)(1), (2)(e), (3), (6), and (10) and to enact R.S. 23:76(C)(11), relative to the Occupational Forecasting Conference; to provide for membership from the Louisiana Workforce Commission; to provide for chairmanship; to provide for responsibility and staffing; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 1086—**  
BY SENATOR LENTINI  
AN ACT

To amend and reenact R.S. 47:114(D)(2) and 1601(A), relative to the interest rate on unpaid state taxes; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 200—**  
BY SENATOR ELLINGTON  
AN ACT

To amend and reenact R.S. 39:461.4(A) and (B) and 461.5, and to enact R.S. 39:461.9, relative to the Interim Emergency Board; to authorize the board to make certain changes to capital outlay projects in a capital outlay act and capital outlay budget upon approval of the legislature by mail ballot; to require the written request of certain legislators and agencies; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 1008—**  
BY SENATOR CAIN  
AN ACT

To amend and reenact R.S. 11:1312(C), relative to the State Police Pension and Retirement System; to provide with respect to the deferred retirement option plan and criteria applicable to participation therein; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 332—**  
BY SENATOR MICHOT  
AN ACT

To amend and reenact R.S. 23:635, relative to employment; to provide with respect to payment of employees; to provide for assessment of fines against employees; and to provide for related matters.

Reported without amendments.

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

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 160—**  
BY SENATOR IRONS  
A CONCURRENT RESOLUTION

To urge and request the commissioner of agriculture and forestry and the appropriate officials of Alabama, California, Florida, Georgia, Hawaii, Mississippi, North Carolina, South Carolina, Tennessee, and Texas to join together to develop an approach to fighting the Formosan termite.

Reported without amendments.

**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).

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 164—**

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

**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.

Reported without amendments.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**Privilege Report of the  
Legislative Bureau**

June 15, 2001

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication.

**HOUSE BILL NO. 410—**

BY REPRESENTATIVES K. CARTER, BOWLER, BRUNEAU, DANIEL, FUTRELL, HUNTER, L. JACKSON, LANDRIEU, MURRAY, PINAC, QUEZAIRE, RICHMOND, NEVERS, AND PRATT

**AN ACT**

To enact R.S. 17:3048.1(V), relative to the Tuition Opportunity Program for Students; to provide eligibility for program awards for certain students receiving high school equivalency diplomas; to provide conditions and limitations; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 529—**

BY REPRESENTATIVE WELCH

**AN ACT**

To amend and reenact R.S. 11:542(C)(4) and 883.1(C)(4), relative to the Louisiana State Employees' Retirement System and the Teachers' Retirement System; to provide with respect to the payment of cost-of-living adjustments and the criteria used for determining eligibility therefor; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1958—**

BY REPRESENTATIVE FUTRELL

**AN ACT**

To amend and reenact Code of Criminal Procedure Article 887(H), relative to fees for the execution of bench and fugitive warrants; to provide for the circumstances under which those fees are to be paid; 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.

**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 15, 2001

To the Honorable President and Members of the Senate:

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

**HOUSE CONCURRENT RESOLUTION NO. 238—**

BY REPRESENTATIVES DIEZ AND FUTRELL

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to expedite the implementation of the PrePass electronic clearance program into weigh scales throughout the state.

June 15, 2001

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. 238—**  
BY REPRESENTATIVES DIEZ AND FUTRELL  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to expedite the implementation of the PrePass electronic clearance program into weigh scales throughout the state.

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

**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. 110—**  
BY REPRESENTATIVE CURTIS  
AN ACT

To amend and reenact R.S. 11:788(B), relative to the Teachers' Retirement System; to provide with respect to the Deferred Retirement Option Plan and lump sum distributions made from the Deferred Retirement Option Plan Account; to provide with respect to the redeposit of monies into the system's fund; 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

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

Ellington  
Fields, C  
Total—35

Lambert  
Lentini  
Ullo

NAYS

Total—0

ABSENT

Mr. President  
Cravins  
Total—4

Hoyt  
Michot

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. 154—**  
BY REPRESENTATIVE R. CARTER  
AN ACT

To amend and reenact R.S. 11:1763(F)(2), relative to the Municipal Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide with respect to the beginning date for payment of interest on a member's Deferred Retirement Option Plan account; to provide an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Bean	Heitmeier	McPherson
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—35

NAYS

Total—0

ABSENT

Mr. President  
Cravins  
Total—4

Fields, W  
Michot



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. 338—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 9:1151, relative to mineral leases; to provide for change of ownership of newly created water bottoms affected by mineral leases or interests; to provide for continuation of mineral leases on lands or water bottoms affected by subsidence or erosion; 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

Table with 3 columns of 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, Malone, Marionneaux, McPherson, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Total—3; Lentini; Michot.

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. 386—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 39:1305(A), 1306(A), and 1309(A), relative to annual budgets of parish governing authorities; to change the time for completion and adoption of such budgets; to authorize parish governing authorities to adopt their annual budgets 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

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Dardenne, Dupre, Ellington, Fields, C, Total—33; Fields, W, Gautreaux, Hines, Hollis, Irons, Johnson, Jones, B, Jones, C, Lambert, Lentini, Malone; Marionneaux, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Table with 1 column: Dean, Total—1

ABSENT

Table with 3 columns: Mr. President, Cravins, Total—5; Fontenot, Heitmeier; Hoyt.

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. 417—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 33:172(E), relative to annexation; to prohibit certain annexations of territory in St. Martin Parish by the town of Broussard without the approval of the governing authority of the parish; 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 Engrossed House Bill No. 417 by Representative Durand

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 1 and 2 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 11, 2001.

Senator Romero moved adoption of the amendments.

Senator Michot objected.

June 15, 2001

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Barham	Fields, C	Romero
Bean	Gautreaux	Smith
Cain	Hines	Tarver
Chaisson	Jones, C	Thomas
Dupre	Lambert	
Total—14		

**NAYS**

Bajoie	Hollis	Michot
Campbell	Hoyt	Mount
Cravins	Johnson	Schedler
Dean	Jones, B	Theunissen
Fields, W	Lentini	Ullo
Fontenot	Malone	
Heitmeier	Marionneaux	
Total—19		

**ABSENT**

Mr. President	Dardenne	Irons
Boissiere	Ellington	McPherson
Total—6		

The Chair declared the amendments were rejected.

**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. 417 by Representative Durand

AMENDMENT NO. 1

On page 2, between lines 6 and 7 insert the following:

"(3) Notwithstanding any other provision to the contrary, if as a result of an annexation into a municipality, the sale tax rate on transactions within the annexed area exceeds nine and one-half percent, then the revenue produced by the rate in excess of nine and one-half percent shall be shared equally between the parish, municipalities, and other sales tax districts."

Senator Cravins moved adoption of the amendments.

Senator Romero objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fields, C	Jones, C
Bean	Fields, W	Malone
Boissiere	Fontenot	McPherson
Campbell	Gautreaux	Michot
Chaisson	Heitmeier	Mount
Cravins	Hines	Tarver
Dean	Irons	Theunissen
Dupre	Johnson	
Total—23		

**NAYS**

Barham	Hoyt	Schedler
Cain	Jones, B	Smith
Dardenne	Lambert	Thomas
Ellington	Lentini	Ullo
Hollis	Romero	
Total—14		

**ABSENT**

Mr. President	Marionneaux
Total—2	

The Chair declared the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fields, C	Lambert
Bean	Fields, W	Lentini
Boissiere	Fontenot	McPherson
Cain	Gautreaux	Romero
Campbell	Heitmeier	Schedler
Chaisson	Hines	Smith
Dardenne	Hollis	Tarver
Dean	Irons	Theunissen
Dupre	Johnson	Thomas
Ellington	Jones, C	Ullo
Total—30		

**NAYS**

Barham	Jones, B	Mount
Cravins	Malone	
Hoyt	Michot	
Total—7		

**ABSENT**

Mr. President	Marionneaux
Total—2	

The Chair declared the amended 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. 418—**

BY REPRESENTATIVE DURAND

**AN ACT**

To amend and reenact R.S. 33:172(E), relative to annexation; to prohibit certain annexations of territory in St. Martin Parish without approval of the parish governing authority; 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 Engrossed House Bill No. 418 by Representative Durand

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 1 and 2 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 11, 2001.

On motion of Senator Romero, 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 Engrossed House Bill No. 418 by Representative Durand

AMENDMENT NO. 1

On page 2, line 4, insert the following:

"(3) Notwithstanding any other provision to the contrary, if as a result of an annexation into a municipality, the sale tax rate on transactions within the annexed area exceeds nine and one-half percent, then the revenue produced by the rate in excess of nine and one-half percent shall be shared equally between the parish, municipalities, and other sales tax districts."

Senator Cravins moved adoption of the amendments.

Senator Romero objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fields, W	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hollis	Mount
Chaisson	Irons	Schedler
Cravins	Johnson	Tarver

Dardenne  
Dean  
Fields, C  
Total—26

Jones, C  
Lentini  
Malone

Theunissen  
Thomas

**NAYS**

Barham  
Dupre  
Fontenot  
Total—8

Hines  
Hoyt  
Lambert

Romero  
Smith

**ABSENT**

Mr. President  
Campbell  
Total—5

Ellington  
Jones, B

Ullo

The Chair declared the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie  
Bean  
Chaisson  
Dupre  
Fontenot  
Total—15

Gautreaux  
Heitmeier  
Hines  
Hollis  
Hoyt

Jones, C  
Romero  
Smith  
Tarver  
Thomas

**NAYS**

Mr. President  
Barham  
Boissiere  
Cain  
Campbell  
Cravins  
Dardenne  
Total—21

Dean  
Ellington  
Fields, C  
Fields, W  
Irons  
Johnson  
Jones, B

Malone  
Marionneaux  
Michot  
Mount  
Schedler  
Theunissen  
Ullo

**ABSENT**

Lambert  
Total—3

Lentini

McPherson

The Chair declared the amended bill failed to pass. Senator Cravins moved to reconsider the vote by which the bill failed to pass and laid the motion on the table.

**Mr. President in the Chair**

June 15, 2001

HOUSE BILL NO. 426—

BY REPRESENTATIVE FUTRELL

AN ACT

To enact R.S. 14:91.1, relative to offenses affecting the health and morals of minors; to create the crime of unlawful presence of a sexually violent predator; to prohibit the unlawful presence of a sexually violent predator on or near certain areas; to provide for exceptions; to provide for notification to school officials; to provide for definitions; to provide for penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Engrossed House Bill No. 426 by Representative Futrell

AMENDMENT NO. 1

On page 1, line 11, change "Unlawful presence of" to "It shall be unlawful for" and delete "is"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Engrossed House Bill No. 426 by Representative Futrell

AMENDMENT NO. 1

On page 1, line 12, after "(1)" delete "To be physically present" and insert "The physical presence of a sexually violent predator"

AMENDMENT NO. 2

On page 2, line 1, after "(2)" delete "To physically reside" and insert "The physical residing of a sexually violent predator"

On motion of Senator Fontenot, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Table with 1 column: Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Fields, W, Total—34

Table with 1 column: Hoyt, Irons, Johnson, Jones, B, Jones, C, Lentini, Malone

Table with 1 column: Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Table with 1 column: Fields, C, Total—1

ABSENT

Table with 1 column: Boissiere, Campbell, Total—4

Table with 1 column: Lambert, Marionneaux

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.

HOUSE BILL NO. 485—

BY REPRESENTATIVES TOOMY AND JOHN SMITH AND SENATOR HEITMEIER AND REPRESENTATIVES ALARIO, ANSARDI, CAZAYOUX, CLARKSON, CROWE, DAMICO, DEVILLIER, DOERGE, DOWNER, DURAND, ERDEY, FARRAR, FLAVIN, FRITH, GLOVER, HEATON, HEBERT, HILL, HUDSON, KATZ, KENNARD, LAFLEUR, LANCASTER, MARTINY, MCCALLUM, NEVERS, ODINET, POWELL, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SCALISE, SCHWEGMANN, GARY SMITH, JACK SMITH, SNEED, STRAIN, THOMPSON, TRICHE, TUCKER, WOOTON, BROOME, AND HOLDEN AND SENATOR CAIN

A JOINT RESOLUTION

Proposing to amend Article VII, Section 11(A) and to add Article VII, Section 10(D)(3) of the Constitution of Louisiana, relative to the expenditure of state funds; to require the payment by the state of salary supplements to certain local law enforcement and fire protection officers; to require the inclusion in the budget estimate and the appropriation of funds sufficient to fully fund such state supplements; to prohibit the reduction of such appropriation, except under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Bajoie, Fontenot, McPherson, Barham, Heitmeier, Michot, Cain, Hollis, Mount, Campbell, Hoyt, Romero, Chaisson, Johnson, Smith, Cravins, Jones, C, Theunissen, Dupre, Lentini, Thomas, Ellington, Malone, Ullo, Fields, C, Marionneaux

Total—26

NAYS

Mr. President	Dardenne	Jones, B
Bean	Dean	Schedler
Boissiere	Irons	Tarver
Total—9		

ABSENT

Fields, W	Hines
Gautreaux	Lambert
Total—4	

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.

**Personal Privilege**

Senator Boissiere asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 485. He voted nay on the bill and had intended to vote yea. He asked that the Official Journal so state.

**Personal Privilege**

Senator Hines 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. 485. He had intended to vote yea on the bill. He asked that the Official Journal so state.

**Personal Privilege**

Senator Gautreaux 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. 485. He had intended to vote yea on the bill. He asked that the Official Journal so state.

**HOUSE BILL NO. 508—**  
BY REPRESENTATIVE DANIEL

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment in stocks of certain funds of institutions of higher education or their management boards; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Dardenne sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 508 by Representative Daniel

AMENDMENT NO. 1

On page 3, line 20 after "exceed" change "sixty-five" to "thirty-five"

On motion of Senator Dardenne, 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

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		

NAYS

Total—0

ABSENT

Total—0

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. 659—**  
BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 30:2281, relative to liens and privileges of the Department of Environmental Quality for cost of remediation; to provide for the filing of a notice of lien; to provide priorities for security interests on remediated property; to provide for the extent of the department's interest; 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	Fontenot	McPherson
Barham	Heitmeier	Michot
Bean	Hines	Mount

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

NAYS

Total—0

ABSENT

Boissiere	Gautreaux
Total—2	

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. 744—**  
BY REPRESENTATIVES DEVILLIER AND CLARKSON  
AN ACT

To amend and reenact Civil Code Article 114, relative to periodic support; to provide for modification; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Fields, W	Marionneaux
Bajoie	Fontenot	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, C	Malone	
Total—37		

NAYS

Total—0

ABSENT

Cravins	Gautreaux
Total—2	

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

**HOUSE BILL NO. 796—**  
BY REPRESENTATIVES WOOTON, CLARKSON, DOWNER, AND  
MCDONALD AND SENATORS HAINKEL AND THEUNISSEN  
AN ACT

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

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, 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, C	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—38		

NAYS

Total—0

ABSENT

Jones, B
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. 818—**  
BY REPRESENTATIVE CRANE  
AN ACT

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

requirements; to provide guidelines for such waivers; to provide for an effective date; and to provide for related matters.

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	Gautreaux	Marionneau
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—35		

**NAYS**

Total—0

**ABSENT**

Mr. President	Fontenot
Cravins	McPherson
Total—4	

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

**HOUSE BILL NO. 889—**

BY REPRESENTATIVES WINSTON, ILES, STRAIN, ALARIO, BAUDOIN, BROOME, BRUCE, CLARKSON, DANIEL, DARTEZ, DURAND, ERDEY, FAUCHEUX, FRITH, GUILLORY, HEBERT, HILL, HOLDEN, HUNTER, HUTTER, KATZ, LANCASTER, MARTINY, MCMAINS, MORRISH, NEVERS, PIERRE, PITRE, POWELL, PRATT, QUEZAIRE, ROMERO, SCHWEGMANN, JANE SMITH, SNEED, WADDELL, WELCH, AND WOOTON

**AN ACT**

To enact R.S. 46:447.3, relative to adopted children; to require the state to provide in-hospital mental health treatment; to require the state to specify this requirement in the contract of adoption; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fields, W	Malone
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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 Bajoie moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 1019—**

BY REPRESENTATIVES DANIEL, MORRISH, STRAIN, FAUCHEUX, HEBERT, HUDSON, LEBLANC, SCALISE, JACK SMITH, STELLY, SWILLING, AND WINSTON

**AN ACT**

To amend and reenact R.S. 39:75(C) and to enact R.S. 39:75(E) and (F), relative to the expenditure of state funds and budgetary procedure; to authorize the governor to make limited reductions to certain appropriations; to authorize the limited adjustment of budgets for certain mandatory or protected expenditures, appropriations, or allocations from the state general fund and dedicated funds under certain circumstances; to authorize limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, for use for other nonmandatory purposes under certain circumstances; and to provide for related matters.

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

**HOUSE BILL NO. 1042—**

BY REPRESENTATIVE WOOTON

**AN ACT**

To amend and reenact R.S. 27:65(B)(11) and to enact R.S. 27:239.1, relative to the Louisiana Gaming Control Law; to provide that electronic cards can be used for making wagers on riverboats and at the official gaming establishment; to provide with respect to the type of electronic cards which may be used; 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	Heitmeier	McPherson
Bean	Hines	Mount
Boissiere	Hollis	Schedler
Chaisson	Hoyt	Tarver
Cravins	Jones, C	Theunissen
Ellington	Malone	Thomas
Fontenot	Marionneau	
Total—20		

NAYS

Mr. President	Fields, C	Michot
Barham	Fields, W	Romero
Cain	Gautreaux	Smith
Dardenne	Irons	Ullo
Dean	Johnson	
Dupre	Lentini	
Total—16		

ABSENT

Campbell	Jones, B	Lambert
Total—3		

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

Personal Privilege

Senator Ellington asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 1042. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Personal Privilege

Senator McPherson asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 1042. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

HOUSE BILL NO. 1159—

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 42:1303.1, relative to the governmental deferred compensation plan; to authorize the Louisiana Deferred Compensation Commission to create a Section 401(a) plan as authorized by the Internal Revenue Code of 1954; to authorize the commission to establish rules and regulations regulating the plan; 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	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

Bajoie	
Total—1	

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

HOUSE BILL NO. 1322—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 49:327(C)(3), relative to the investment of state funds; to authorize the investment in stocks or certain funds of institutions of higher education or their management boards; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Campbell sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Campbell to Engrossed House Bill No. 1322 by Representative Daniel

AMENDMENT NO. 1

On page 2, line 5, after "not to exceed" change "sixty-five" to "thirty-five"

Senator Campbell moved adoption of the amendments.

Senator Dardenne objected.



**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fields, C	Lambert
Barham	Fields, W	Lentini
Bean	Fontenot	Malone
Boissiere	Heitmeier	Marionneaux
Cain	Hines	McPherson
Campbell	Irons	Romero
Chaisson	Johnson	Smith
Dupre	Jones, B	Ullo
Ellington	Jones, C	
Total—26		

**NAYS**

Mr. President	Hoyt	Tarver
Dardenne	Michot	Theunissen
Dean	Mount	Thomas
Gautreaux	Schedler	
Total—11		

**ABSENT**

Cravins	Hollis
Total—2	

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**

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

**NAYS**

Total—0

**ABSENT**

Cravins	McPherson
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Total—2

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

**HOUSE BILL NO. 1340—**

BY REPRESENTATIVES SCHNEIDER, DANIEL, DOERGE, MCDONALD, TOOMY, AND WALSWORTH AND SENATOR BOISSIERE

**AN ACT**

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

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**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Cravins	Jones, B
Total—3		

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

June 15, 2001

Personal Privilege

Senator B. Jones 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. 1340. He had intended to vote yea on the bill. He asked that the Official Journal so state.

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

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

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Engrossed House Bill No. 1347 by Representative Schneider and Senator Boissiere

AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "To" insert "amend and reenact R.S. 42:851(A)(2)(a)(ii) and to"

AMENDMENT NO. 2

On page 1, line 2, after "relative to" insert "public employees; to provide with respect to"

AMENDMENT NO. 3

On page 1, between lines 9 and 10, insert the following:

"Section 1. R.S. 42:851(A)(2)(a)(ii) is hereby amended and reenacted to read as follows:

§851. Authority for employee benefit programs; payroll deduction for payment of premiums

A. (2)(a) For purposes of this Section, an employee is defined as:

(ii) A retiree as defined by the rules and regulations of the Board of Trustees of the State Employees Group Benefits Program or an active or retired employee of the Louisiana Naval War Memorial Commission;

AMENDMENT NO. 4

On page 1, line 10, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, line 11, change "Section 2." to "Section 3."

On motion of Senator Fontenot, 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

Table with 3 columns: Mr. President, Fields, W, Malone; Bajoje, 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, Ullio; 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 Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1351—
BY REPRESENTATIVE THOMPSON
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fields, C, Lentini; Bajoje, 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		

NAYS

Total—0

ABSENT

Total—0

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. 1368—**  
BY REPRESENTATIVE DANIEL

AN ACT

To provide for resolution of certain suits against the state related to the state sales and use taxes assessed on the purchase of certain manufactured and mobile homes; to create a special fund for the purpose of resolution of such lawsuits; to provide for the deposit and use of monies in the fund; to provide for a process for the return of certain monies paid with respect to such tax; to provide for rulemaking; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	Fields, W	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 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.

**Senator Lambert in the Chair**

**HOUSE BILL NO. 1370—**  
BY REPRESENTATIVE THOMPSON  
AN ACT

To enact R.S. 14:56.3, relative to genetically engineered crops; to create the crime of criminal damage to genetically engineered crops, crop facilities, or crop information; 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	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 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. 1528—**  
BY REPRESENTATIVES THOMPSON AND SCALISE  
AN ACT

To amend and reenact R.S. 39:75(C)(1)(a), relative to the expenditure of state funds and budgetary procedure; to authorize reductions in certain appropriations and allocations to avoid a budget deficit, including the limited adjustment of budgets for expenditures from dedicated funds under certain circumstances; to authorize the limited redirection and transfer of funds supporting appropriations and allocations from dedicated funds for use for other purposes; and to provide for related matters.

June 15, 2001

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

HOUSE BILL NO. 1669—
BY REPRESENTATIVE MORRELL
AN ACT

To enact Code of Criminal Procedure Article 814(A)(59), relative to responsive verdicts; to provide for responsive verdicts for solicitation of crime against nature; 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 of names: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Total—35; Fields, C, Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, B, Jones, C, Lentini; Malone, Marionneaux, McPherson, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Hoyt, Michot

Total—2

ABSENT

Mr. President, Lambert

Total—2

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. 1822—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 47:322.38(D), relative to the expenditure of state funds; to provide for the disposition of certain monies appropriated from the New Orleans Area Tourism and Economic Development Fund; to provide for the retention of certain unexpended and unencumbered monies at the end of the fiscal year; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Cain, Chaisson, Cravins, Dardenne, Dupre, Ellington, Fields, C, Total—31; Fields, W, Gautreaux, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, B, Jones, C, Lambert, Lentini; Marionneaux, McPherson, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Ullo.

NAYS

Dean, Hoyt, Malone, Michot

Total—4

ABSENT

Mr. President, Campbell, Fontenot, Thomas

Total—4

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

HOUSE BILL NO. 1863—
BY REPRESENTATIVE FRUGE
AN ACT

To enact R.S. 9:4822(M), relative to the Private Works Act; to provide for construction contracts; to provide for the furnishing of bonds in certain circumstances; to provide for payment of costs of the bond; to provide for prospective application; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Cain, Chaisson, Cravins, Dardenne; Fontenot, Gautreaux, Heitmeier, Hines, Hoyt, Irons, Johnson, Jones, B; McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen.

Dupre Jones, C Thomas  
 Ellington Lentini Ullo  
 Fields, C Malone  
 Fields, W Marionneaux  
 Total—34

NAYS

Dean  
 Total—1

ABSENT

Mr. President Hollis  
 Campbell Lambert  
 Total—4

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

**HOUSE BILL NO. 1916—**  
 BY REPRESENTATIVES FRUGE AND RIDDLE  
 AN ACT

To amend and reenact R.S. 39:51(D) and to enact R.S. 39:51(E), relative to the state operating budget; to require the commissioner of administration to provide certain information on employee positions and costs contained in the General Appropriation Bill to the House Committee on Appropriations; to require approval of the Joint Legislative Committee on the Budget for certain additions of employee positions or increases in employee compensation for certain positions; to provide for an effective date; 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.

**HOUSE BILL NO. 1944—**  
 BY REPRESENTATIVE MARTINY  
 AN ACT

To amend and reenact R.S. 14:40.1(A), relative to the crime of terrorizing; to provide with respect to the definition of that crime; 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	Lentini
Barham	Fontenot	Malone
Bean	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  
 Ellington Lambert Ullo  
 Total—36

NAYS

Total—0

ABSENT

Mr. President Fields, W Thomas  
 Total—3

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

**HOUSE BILL NO. 1945—**  
 BY REPRESENTATIVE MARTINY  
 AN ACT

To enact R.S. 17:3048.1(A)(1)(c)(iii), relative to the Tuition Opportunity Program for Students Performance Award; to provide eligibility requirements for an initial award; to provide conditions and limitations; to provide for an effective date; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Hoyt sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hoyt to Engrossed House Bill No. 1945 by Representative Martiny

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 2 proposed by the Senate Committee on Education and adopted by the Senate on May 29, 2001

AMENDMENT NO. 2

On page 2, delete lines 17 through 20

AMENDMENT NO. 3

On page 2, line 21, change "(bb)" to "(aa)"

AMENDMENT NO. 4

On page 3, line 1, change "(cc)" to "(bb)"

Senator Hoyt moved adoption of the amendments.

Senator Lentini objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Dupre	Hoyt	Ullo
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June 15, 2001

Total—3	NAYS	
Mr. President	Fields, W	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Bean	Heitmeier	McPherson
Boissiere	Hines	Michot
Cain	Hollis	Mount
Chaisson	Irons	Romero
Dardenne	Johnson	Smith
Dean	Jones, B	Tarver
Ellington	Jones, C	Theunissen
Fields, C	Lambert	Thomas
Total—33	ABSENT	
Campbell	Cravins	Schedler
Total—3		

The Chair declared the amendments were rejected.

**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. 1945 by Representative Martiny

AMENDMENT NO. 1

On page 3, between lines 5 and 6, insert the following:

"(dd) No student shall receive an initial award under the provisions of this Subsubparagraph beginning with the 2003-2004 school year or thereafter. However, any student granted an award pursuant to the provision of this Subsubparagraph prior to the 2003-2004 school year may continue under such award as long as continuation requirements in this Section are met."

Senator B. Jones moved adoption of the amendments.

Senator W. Fields objected.

**ROLL CALL**

The roll was called with the following result:

YEAS		
Barham	Gautreaux	Malone
Bean	Heitmeier	Marionneaux
Boissiere	Hines	McPherson
Cain	Hollis	Michot
Campbell	Hoyt	Mount
Chaisson	Irons	Romero
Dean	Jones, B	Smith
Dupre	Jones, C	Tarver

Ellington	Lambert	Thomas
Fontenot	Lentini	Ullo
Total—30	NAYS	
Dardenne	Fields, W	
Fields, C	Theunissen	
Total—4	ABSENT	
Mr. President	Cravins	Schedler
Bajoie	Johnson	
Total—5		

The Chair declared the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS		
Bajoie	Fields, W	Lentini
Barham	Fontenot	Malone
Bean	Gautreaux	Marionneaux
Boissiere	Heitmeier	McPherson
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Irons	Schedler
Dean	Johnson	Tarver
Dupre	Jones, B	Ullo
Ellington	Jones, C	
Fields, C	Lambert	
Total—31	NAYS	
Hoyt	Smith	
Michot	Theunissen	
Total—4	ABSENT	
Mr. President	Dardenne	
Cravins	Thomas	
Total—4		

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

**HOUSE BILL NO. 1979—**  
BY REPRESENTATIVES MURRAY AND CURTIS  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the Public Belt Railroad Commission certain amounts due pursuant to the joint maintenance contract with the Department of Transportation

and Development relative to the Huey P. Long Bridge; 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**

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	
Fields, W	Malone	
Total—37		

**NAYS**

Total—0

**ABSENT**

Mr. President Cravins  
Total—2

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

**HOUSE BILL NO. 1987—**

BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 15:121, relative to grand juries; to provide with respect to the authority of grand juries to inspect prisons and hospitals; to authorize the filing of reports; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount

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

**NAYS**

Total—0

**ABSENT**

Mr. President Cravins  
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. 2007—**

BY REPRESENTATIVE ALARIO  
AN ACT

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

**Motion**

Senator B. Jones moved the previous question on the entire subject matter.

Without objection, so ordered.

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	Michot
Barham	Gautreaux	Mount
Boissiere	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo

June 15, 2001

Total—27

NAYS

Bajoie	Fields, C	Malone
Bean	Fields, W	Marionneaux
Campbell	Johnson	McPherson
Cravins	Lentini	

Total—11

ABSENT

Hines

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.

**Mr. President in the Chair**

**HOUSE BILL NO. 2013—**  
 BY REPRESENTATIVES MURRAY AND CURTIS  
 AN ACT

To enact Subpart F of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:99, relative to special treasury funds; to create Sports Facility Assistance Fund as a special fund in the state treasury; to provide for deposit of monies into the fund; to provide for uses of monies in the fund; to provide for an effective date; 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

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

Total—34

NAYS

Dean

Total—1

ABSENT

Cravins

Jones, C

Fontenot

Total—4

Lambert

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. 2046 (Substitute for House Bill 1593 by Representative Damico)—**

BY REPRESENTATIVE DAMICO  
 AN ACT

To amend and reenact R.S. 30:2195.6 and to enact R.S. 30:2195(F), relative to the Motor Fuels Underground Storage Tank Trust Fund and underground storage tanks; to provide for the funding and uses of the Tank Trust Fund; to provide for the use of the interest; to provide for ownership; to provide for abandoned underground storage tanks; to provide for liens and privileges for costs incurred by the state; 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, C	Lentini
Bajoie	Fields, W	Malone
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	Lambert	

Total—38

NAYS

Total—0

ABSENT

Marionneaux

Total—1

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.

**Regular Order of the Day**

**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. 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.

**Floor Amendments Sent Up**

Senator Irons sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Irons to Reengrossed House Bill No. 1909 by Representative Donelon

AMENDMENT NO. 1

On page 1, at the beginning of line 3, delete "1299.35.10(A)(18)"

AMENDMENT NO. 2

On page 1, line 6, after "Act;" delete the remainder of the line and delete lines 7 and 8 in their entirety

AMENDMENT NO. 3

On page 1, at the beginning of line 9, delete "the abortion report;"

AMENDMENT NO. 4

On page 1, at the beginning of line 13, delete "1299.35.10(A)(18)"

AMENDMENT NO. 5

On page 4, at the beginning of line 24, delete "ultrasound test required;"

AMENDMENT NO. 6

On page 5, deletes lines 18 through 27 in their entirety

AMENDMENT NO. 7

On page 6, delete lines 1 and 2 in their entirety

AMENDMENT NO. 8

On page 6, line 11, after "care" insert a period "." and delete the remainder of the line and delete line 12 in its entirety

AMENDMENT NO. 9

On page 6, line 13, after "viability" delete the semicolon ";"

AMENDMENT NO. 10

On page 6, at the end of line 14, delete "second" and delete line 15 in its entirety

AMENDMENT NO. 11

On page 9, delete lines 19 through 27 in their entirety

AMENDMENT NO. 12

On page 10, delete lines 1 and 2 in their entirety

AMENDMENT NO. 13

On page 10, delete lines 4 through 16 in their entirety

**Motion**

Senator Irons moved for a division of the question on the above floor amendments.

Without objection, the division of the question was ordered.

Senator Irons moved the adoption of Amendments No. 1, 4, 5, 6, 7, 8 and 13.

Senator Lentini objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Jones, C
Fields, C	Irons	
Total—5		

NAYS

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

ABSENT

Mr. President	Cravins	Marionneaux
Total—3		

The Chair declared Amendments No. 1, 4, 5, 6, 7, 8 and 13 were rejected.

Senator Irons moved the adoption of Amendments No. 9, 10, 11 and 12.

Senator Lentini objected.

June 15, 2001

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie  
Fields, C  
Total—4

Fields, W  
Irons

**NAYS**

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

**ABSENT**

Cravins  
Total—2

Marionneau

The Chair declared Amendments No. 9, 10, 11 and 12 were rejected.

Senator Irons moved the adoption of Amendments No. 2 and 3.

Senator Lentini objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie  
Fields, C  
Total—4

Fields, W  
Irons

**NAYS**

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

**ABSENT**

Campbell  
Total—3

Cravins

Marionneau

The Chair declared Amendments No. 2 and 3 were rejected.

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	Fontenot	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	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—34		

**NAYS**

Bajoie  
Fields, C  
Total—4

Fields, W  
Irons

**ABSENT**

Marionneau  
Total—1

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

**Rules Suspended**

Senator Ullo 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:

**Senator W. Fields in the Chair**

**HOUSE BILL NO. 243 —**  
BY REPRESENTATIVES SCALISE AND SWILLING  
AN ACT

To amend and reenact R.S. 51:293, relative to the Louisiana Superdome; to authorize the transfer of the right to designate and use an alternative name and trademarks for the Louisiana Superdome; to require approval of the Joint Legislative Committee on the Budget relative to certain transactions; to require certain conditions in any agreement to transfer the right to designate and use an alternative name and trademarks for the Louisiana Superdome; 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. 243 by Representative Scalise

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on June 7, 2001, on line 16, after "Stadium," delete the remainder of the line and on line 17, delete "now commonly known as the New Orleans Arena,"

On motion of Senator Bajoie, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Dean  
Total—1

**ABSENT**

Mr. President           Marionneaux

Total—2

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

**HOUSE BILL NO. 774—**  
BY REPRESENTATIVE STELLY  
AN ACT

To amend and reenact R.S. 23:893, relative to employment of volunteer firefighters; to prohibit employers from terminating or denying leave to a certified volunteer firefighter; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Lambert
Jones, C	Marionneaux
Total—4	

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. 798—**  
BY REPRESENTATIVE DONELON  
AN ACT

To repeal Chapter 2 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:101 through 115, to repeal provisions of law regulating employment agencies.

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

June 15, 2001

HOUSE BILL NO. 975—

BY REPRESENTATIVE MCMAINS

AN ACT

To amend and reenact R.S. 39:1798.5, relative to the Office Facilities Corporation; to authorize the corporation to assert certain defenses to claims in tort or workers' compensation against the corporation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Marionneau
Barham	Gautreux	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

Total—0

ABSENT

Mr. President	Dean
Total—2	

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

HOUSE BILL NO. 976—

BY REPRESENTATIVE MCMAINS

AN ACT

To enact R.S. 39:1797.1, relative to the Louisiana Office Building Corporation; to authorize the corporation to assert certain defenses to claims in tort or workers' compensation against the corporation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Lambert
Total—2	

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

HOUSE BILL NO. 977—

BY REPRESENTATIVE MCMAINS

AN ACT

To enact R.S. 39:1785(E) and (F), relative to the Correctional Facilities Corporation; to authorize the corporation to provide for applicability of certain defenses in tort or workers' compensation claims against the corporation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President

Lambert

Total—2

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

**HOUSE BILL NO. 1003—**

BY REPRESENTATIVE MCMAINS

AN ACT

To amend and reenact R.S. 23:1212, relative to medical expense payments in workers' compensation; to provide that payment by Medicaid or other state medical assistance programs does not extinguish claims for medical expenses; 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, C	Malone
Barham	Fields, W	Marionneaux
Bean	Fontenot	McPherson
Boissiere	Gautreaux	Michot
Cain	Heitmeier	Mount
Campbell	Hines	Romero
Chaisson	Hollis	Schedler
Cravins	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lentini	Ullo
Total—36		

NAYS

Total—0

ABSENT

Mr. President

Jones, B

Lambert

Total—3

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

**HOUSE BILL NO. 1193—**

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 23:1221(3)(a) and (d)(iii), relative to supplemental earnings benefits; to provide relative to the calculation thereof; to remove the termination of supplemental

earnings benefits when one begins to receive old age insurance benefits; 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	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
Dupre	Jones, B	Theunissen
Ellington	Jones, C	Thomas
Fields, C	Lentini	Ullo
Total—36		

NAYS

Total—0

ABSENT

Mr. President

Dean

Lambert

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.

**Mr. President in the Chair**

**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**

**HOUSE CONFEREES APPOINTED**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 1682 by Representative Townsend:

Representatives Hebert vice and Toomy.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 1391 by Representative Daniel:

Representatives Daniel, Stelly and Hammett.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 500 by Senator W. Fields:

Representatives Holden, Diez and M. Jackson.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 898 by Senator C. Fields:

Representatives M. Jackson, Welch and Toomy.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 974 by Senator Ullo:

Representatives Lancaster, Bruneau and Hammett.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 1011 by Senator Lentini:

Representatives Odinet, Martiny and Wooton.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 1017 by Senator Lentini:

Representatives Landrieu, Alario and Riddle.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1330 by Representative Morrish, 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 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 309 by Representative Montgomery, 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 Montgomery, Pinac and Alario.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 510 by Representative Montgomery, 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 Montgomery, Schneider and Doerge.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 632 by Representative McMains, 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 McMains, Johns and Walsworth.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 665 by Representative Odinet, 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 Odinet, Martiny and Wooton.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 960 by Representative Diez, 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 Diez, Toomy and Richmond.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1103 by Representative LeBlanc, 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 LeBlanc, Hammett and Alario.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1132 by Representative Welch, 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 Welch, Diez and Pratt.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1187 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, Diez and Montgomery.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1211 by Representative Pratt, 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 Pratt, Broome and Murray.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:



I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1408 by Representative Schneider, 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 Schneider, Salter and Doerge.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1893 by Representative Clarkson, 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 Clarkson, Diez and Tucker.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1897 by Representative Perkins, 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 Perkins, Damico and Morrish.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1905 by Representative Landrieu, 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 Landrieu, Martiny and Riddle.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1917 by Representative Quezairé, 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 Quezairé, McMains and Daniel.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1960 by Representative Futrell, 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 Futrell, Diez and Baylor.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 2025 by Representative Landrieu, 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 Landrieu, Broome and Murray.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Concurrent Resolution No. 111.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 389.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 776.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 914.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 945.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1041.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1492.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1556.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1721.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1727.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1886.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2051.

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

**Message from the House**

**RECOMMIT  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 892.

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

**Message from the House**

**RECOMMIT OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1925.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 20.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 360.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 438.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 511.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 616.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 665.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 1041.

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

**Appointment of Conference Committee  
on House Bill No. 510**

The President of the Senate appointed on the Conference Committee on House Bill No. 510 the following members of the Senate: Senators Boissiere, Gautreaux and Hoyt.

**Appointment of Conference Committee  
on House Bill No. 632**

The President of the Senate appointed on the Conference Committee on House Bill No. 632 the following members of the Senate: Senators Ellington, Dardenne and Barham.

**Appointment of Conference Committee  
on House Bill No. 665**

The President of the Senate appointed on the Conference Committee on House Bill No. 665 the following members of the Senate: Senators Lentini, Chaisson and B. Jones.

**Appointment of Conference Committee  
on House Bill No. 1103**

The President of the Senate appointed on the Conference Committee on House Bill No. 1103 the following members of the Senate: Senators Barham, B. Jones and Irons.

**Appointment of Conference Committee  
on House Bill No. 1211**

The President of the Senate appointed on the Conference Committee on House Bill No. 1211 the following members of the Senate: Senators Bajoie, Irons and Fontenot.

**Appointment of Conference Committee  
on House Bill No. 1408**

The President of the Senate appointed on the Conference Committee on House Bill No. 1408 the following members of the Senate: Senators Boissiere, Gautreaux and Hoyt.

**Appointment of Conference Committee  
on House Bill No. 1905**

The President of the Senate appointed on the Conference Committee on House Bill No. 1905 the following members of the Senate: Senators Cravins, Dardenne and B. Jones.

**Appointment of Conference Committee  
on House Bill No. 1917**

The President of the Senate appointed on the Conference Committee on House Bill No. 1917 the following members of the Senate: Senators Ellington, Marionneaux and Dardenne.

**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. 60—**

BY SENATOR MCPHERSON

**A RESOLUTION**

To direct the Wildlife and Fisheries Commission not to lower the season limit on turkeys from three gobblers per season to two gobblers per season statewide.

The resolution was read by title; lies over under the rules.

**SENATE RESOLUTION NO. 61—**

BY SENATORS CRAVINS AND ELLINGTON

**A RESOLUTION**

To direct the Department of Public Safety and Corrections to enter into good faith discussions and negotiations regarding the suitability, availability, and cost-effectiveness of acquiring an available corrections facility to be used as a state corrections facility.

The resolution was read by title; lies over under the rules.

**SENATE RESOLUTION NO. 62—**

BY SENATOR SMITH

**A RESOLUTION**

To urge and request the secretary of the U.S. Department of the Interior, Bureau of Indian Affairs, to take into consideration the will of the people in certain parishes before it authorizes a federally recognized tribe to conduct Class III gaming activities on lands held in trust pursuant to the Indian Gaming Regulatory Act, Title 25, Section 2701, et seq., of the U.S. Code.

The resolution was read by title; lies over under the rules.

**SENATE RESOLUTION NO. 63—**

BY SENATOR HEITMEIER

**A RESOLUTION**

To amend and readopt Senate Rule No. 12.12 of the Rules of Order of the Senate, relative to concurrence in conference committee reports; to require notice of a conference committee report; to require distribution of the report; to require the report to lie over one day prior to its consideration for adoption; and to provide exceptions.

The resolution was read by title; lies over under the rules.

**SENATE RESOLUTION NO. 64—**

BY SENATOR DEAN

**A RESOLUTION**

To direct the commissioner of the division of administration to instruct the appropriate state personnel to immediately install safety railings or other such devices around the ledges surrounding the front of the capitol to insure that children are prevented from falling therefrom.

The resolution was read by title; lies over under the rules.

**SENATE CONCURRENT RESOLUTION NO. 165—**

BY SENATOR CRAVINS

**A CONCURRENT RESOLUTION**

To urge and request the attorney general to create within the Department of Justice, office of the attorney general, a Juvenile Rehabilitation Study Commission to conduct an assessment of

Louisiana's juvenile justice system, in particular the feasibility of reducing Louisiana's over-reliance on secure care by assessing youth in secure care and the availability and effectiveness of the current non-secure programs.

The resolution was read by title; lies over under the rules.

**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 15, 2001

To the Honorable President and Members of the Senate:

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

**HOUSE CONCURRENT RESOLUTION NO. 236—**

BY REPRESENTATIVE JOHNS

**A CONCURRENT RESOLUTION**

To direct the Department of Insurance to investigate reimbursement of the provider fee by insurance or third party payors to pharmacy providers as mandated in Acts 1992, No. 260 and to take whatever actions are necessary to ensure compliance with reimbursement of the provider fee by such insurance or third party payors.

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. 236—**

BY REPRESENTATIVE JOHNS

**A CONCURRENT RESOLUTION**

To direct the Department of Insurance to investigate reimbursement of the provider fee by insurance or third party payors to pharmacy providers as mandated in Acts 1992, No. 260 and to take whatever actions are necessary to ensure compliance with reimbursement of the provider fee by such insurance or third party payors.

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

Senator Lambert in the Chair

Rules Suspended

Senator Irons 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

Senator Irons asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just returned from the House of Representatives with amendments.

SENATE BILL NO. 887—

BY SENATOR IRONS AND REPRESENTATIVE CLARKSON AN ACT

To amend and reenact R.S. 25:745(A)(1) and to enact R.S. 25:746, relative to historic preservation districts; to provide for the review of certain historic preservation district or commission decisions; to authorize jurisdiction for appeals of such decisions to district court; to provide for actions in the court of appeal and supreme court; to provide rights and obligations of owners, business agents, and lessees of immovable property located within a district; to authorize actions to compel the repair and care of immovable property within a district; 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 Judiciary to Reengrossed Senate Bill No. 887 by Senator Irons

AMENDMENT NO. 1

On page 5, at the beginning of line 20, before "to seek" delete "or in the Nineteenth Judicial District Court,"

AMENDMENT NO. 2

On page 6, delete lines 18 through 21 in their entirety

AMENDMENT NO. 3

On page 7, at the end of line 4, after "located" delete the comma ", " and the remainder of the line

AMENDMENT NO. 4

On page 7, at the beginning of line 5, before "in order" delete "Nineteenth Judicial District Court,"

AMENDMENT NO. 5

On page 7, delete lines 24 through 27 in their entirety

AMENDMENT NO. 6

On page 8, at the beginning of line 17, before "In all" delete "G.(1)" and insert in lieu thereof "G"

AMENDMENT NO. 7

On page 8, delete lines 26 and 27 in their entirety

AMENDMENT NO. 8

On page 9, delete lines 1 through 3 in their entirety

Senator Irons 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 listing names: Barham, Bean, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Fields, C, Fields, W, Fontenot, Total—34; Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Jones, B, Jones, C, Lambert, Lentini, Malone, Marionneaux; McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Total—0

ABSENT

Table with 3 columns listing names: Mr. President, Bajoie, Total—5; Boissiere, Ellington; Johnson

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

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. 1205—

BY REPRESENTATIVE DANIEL AN ACT

To amend and reenact R.S. 11:2178(K)(1), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to cost-of-living adjustments, the maximum limit applicable to monthly adjustments to increase the minimum monthly adjustment payable; to provide an effective date; and to provide for related matters.

June 15, 2001

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

HOUSE BILL NO. 1295—

BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 23:631(A)(1)(a), relative to discharged employees; to extend the time period within which a discharged employee must be compensated; 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

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

NAYS

Marionneaux  
Total—1

ABSENT

Mr. President	Hollis
Bajoie	Schedler
Total—4	

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. 1363—

BY REPRESENTATIVE KATZ

AN ACT

To enact R.S. 13:1899(J), relative to additional court costs imposed by city courts in criminal matters; to provide that certain fees collected to maintain and equip a city jail shall be used to defray expenses of housing and maintaining prisoners upon closure of the jail; 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	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
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

Mr. President	Johnson
Fields, C	Schedler
Total—4	

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. 1516—

BY REPRESENTATIVE MCMAINS

AN ACT

To enact R.S. 23:1310.3(F), relative to workers' compensation; to provide for constitutional challenges of workers' compensation provisions; 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	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	
Marionneaux		
Total—1		

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

**HOUSE BILL NO. 1626—**  
BY REPRESENTATIVE LEBLANC  
AN ACT

To enact Subpart F of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:99 and 99.1, relative to special treasury funds; to create the Municipalities Energy Expense Loan Fund as a special fund in the state treasury; to provide for deposit and use of monies in the fund; to provide for loans from the fund for certain municipalities to assist with the payment of energy expenses; to provide for the administration of the program; to provide for rulemaking authority; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

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

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

**HOUSE BILL NO. 1640—**  
BY REPRESENTATIVE LEBLANC  
AN ACT

To amend and reenact Part VII of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:251 through 257, relative to the operation of state buildings; to provide for an energy management policy to minimize energy costs and consumption; to require that such policy be used by the agencies of state government; to require the development of energy management plans for each agency; to require reporting relative to such plans; to authorize the retention of certain monies associated with savings in expenses related to energy use; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Campbell sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Campbell to Engrossed House Bill No. 1640 by Representative LeBlanc

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2001, on page 1, line 13, after "used" and before the period "." insert "no later than January 1, 2002"

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2001, on page 1, lines 17 and 18, delete "no later than January 1, 2002"

On motion of Senator Campbell, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

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

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Dupre	Jones, B	Thomas
Ellington	Jones, C	Ullo
Fields, C	Lambert	
Total—35		
	NAYS	
Total—0		
	ABSENT	
Mr. President	Schedler	
Dean	Tarver	
Total—4		

The Chair declared the amended 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. 1641—**

BY REPRESENTATIVES LEBLANC, DEWITT, AND THOMPSON  
AN ACT

To amend and reenact R.S. 17:375(A)(1) and (B)(3), R.S. 23:1170(A), R.S. 32:1313(B), R.S. 40:2199(F)(1) and 2502(E), R.S. 41:1085, R.S. 46:160.1(17), 160.9, 160.10(A), and 2685(A)(3), and R.S. 47:718(C) and to repeal Part III of Chapter 4-A of Title 3, comprised of R.S. 3:331 through 338, R.S. 17:7.6, 10.3, 373, 375(3), and 377(B), Chapter 20-D of Title 17, comprised of R.S. 17:3044.1 through 3044.5, R.S. 17:3129.5, 3129.6, 3384, and 3765, R.S. 23:1170(C), and 2071, R.S. 28:26, Chapter 5-A of Subtitle 1 of Title 30, comprised of R.S. 30:311 through 30:316, R.S. 33:3007, R.S. 36:4(B)(6)(b), 259(AA), 409(C)(7), R.S. 40:1300.6 and 1300.171, Part VIII of Chapter 11 of Title 40, comprised of R.S. 40:2193 through 2193.5, R.S. 40:2194.6, 2195.2(B), 2502(B)(9), and 2503, R.S. 46:160.1(8) and 160.7, Part V of Chapter 4 of Title 46, comprised of R.S. 46:581 through 589, Part VI of Chapter 4 of Title 46, comprised of R.S. 46:591 through 593, R.S. 46:932(11), Chapter 36 of Title 46, comprised of R.S. 46:2451 through 2453, 2624(I)(4) and (5), Chapter 49 of Title 46, comprised of R.S. 46:2640 through 2643, R.S. 46:2682(2), and 2684, Subpart I of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.31, Subpart J of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.32, Subpart K of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.33, Subpart O of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.38, Subpart P of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.39, Subpart R of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.41 and 120.42, Subpart S of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.51 through 120.55, R.S. 47:463.60, Subtitle VI of Title 47, comprised of R.S. 47:5001 through 5010, R.S. 51:2323, and R.S. 56:1924, relative to special treasury funds; to eliminate the Medicaid Access Trust Fund, Community-based Health Care Fund, U.S. Olympic Checkoff Fund, Rural Development Loan Fund, School and District Accountability Fund, Quality Science and Mathematic Equipping Fund, Minority Health Professions Education Fund, Louisiana University Faculty Incentive Fund, Higher Education Initiatives Fund, Louisiana Endowment Fund for Eminent Louisiana Scholars, School Leadership Development Fund,

Alternative School Fund, Workers' Compensation Enforcement Revolving Fund, Community and Technical Colleges Investment Fund, Mental Health Trust Fund, Coastal Environmental Protection Trust Fund, St. Mary Parish Local Government Gaming Mitigation Fund, Louisiana Senior Citizens Trust Fund, Louisiana Indigent Health Care Trust Fund, Louisiana Inmate Arts Trust Fund, Child Advocacy Center Support Fund, Health Professional Development Fund, Community-Based and Rural Health Care Fund, Interagency Recreation Board Fund, Louisiana Community-Based Services Trust Fund, Homeless Relief Fund, Homeless Trust Fund, Drug Enforcement and Recovery Fund, Victims of Family Violence Checkoff Fund, Literacy Fund, Addictive Disorders Treatment Fund, Louisiana Special Olympics Checkoff Fund, Pet Overpopulation Fund, Tax Surplus Fund, Louisiana Small Business Incubator Fund, Motor Vehicle Safety Inspection Fund, Weights and Standards Mobile Police Force Fund, Health Care Facility Fund, and Stewardship Account; to authorize the transfer of balances between funds; to provide for deposit of monies into the state general fund; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

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

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

HOUSE BILL NO. 1652—

BY REPRESENTATIVES LEBLANC, PITRE, JOHN SMITH, AND WINSTON AN ACT

To amend and reenact R.S. 39:82(A), 87.4(A) and (D)(3), and 352 and to enact R.S. 39:87.4(D)(5) and (6) and 87.5, relative to government performance; to provide for an incentive reward program related to efficiency in state operations and performance; to provide for eligibility, determination, and requirements for receipt of rewards; to provide for limitations on and methods for the provision of such rewards; to establish the "Incentive Fund" in the state treasury; to provide for deposit and use of monies in the fund; to provide for use of unexpended, unencumbered monies remaining in the fund at the end of the fiscal year; to require the development of a model plan for the purposes of the incentive program by the Department of State Civil Service; to authorize rewards for certain state employees under certain circumstances; to provide for an effective date; 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:

Table with columns for YEAS, NAYS, and ABSENT, listing names of representatives and their counts for House Bill No. 1652.

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. 1654—

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS AN ACT

To amend and reenact R.S. 9:3410(B)(3) and to enact R.S. 12:1308.1, 1308.2, 1350.1, 1353(A)(9) and (E), and 1364(A)(4) and (B)(4), relative to filing of annual reports with the secretary of state; to

require annual reports of limited liability companies; to provide for filing fees for limited liability companies and to increase filing fees for registered foreign partnerships; to provide relative to failure to file annual reports, including limitations on doing business with the state and revocation of articles of organization or certificates of authority; to provide for reinstatement of articles of organization; and to provide for related matters.

Floor Amendments Sent Up

Senator Hollis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 1654 by Representative Pinac and Senator Hollis

AMENDMENT NO. 1

On page 1, line 2, after "R.S." change "12:1308.1" to "12:140.3, 1308.1" and at the end of line 2, after "1308.2," insert "1317.1,"

AMENDMENT NO. 2

On page 1, delete line 4 and insert "certain business entities; to require annual"

AMENDMENT NO. 3

On page 1, line 10, after "organization;" insert "to provide for representation before state entities;"

AMENDMENT NO. 4

On page 2, line 3, after "R.S." change "12:1308.1" to "12:140.3, 1308.1" and after "1308.2," insert "1317.1,"

AMENDMENT NO. 5

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

"140.3. Corporate representation; state entities

Any representative of a corporation having five or fewer shareholders shall have the consent of a majority interest of the shareholders and evidence of such consent by authentic act in order to represent the corporate interest to any state agency, board, or commission or to represent the corporate interest at any hearing or proceeding held by any state agency, board, or commission."

AMENDMENT NO. 6

On page 5, between lines 15 and 16, insert the following:

"1317.1 Company representation; state entities

Any representative of a limited liability company having five or fewer members shall have the consent of a majority interest of the members and evidence of such consent by authentic act in order to represent the company interest to any state agency, board, or commission or to represent the company interest at any hearing or proceeding held by any state agency, board, or commission."

On motion of Senator Hollis, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Cravins	Fields, C	Johnson
Dean	Fields, W	
Total—5		

**ABSENT**

McPherson  
Total—1

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

**HOUSE BILL NO. 1665—**

BY REPRESENTATIVE LEBLANC

**AN ACT**

To amend and reenact R.S. 39:2(27) and 75(A) and to enact R.S. 39:2(11.1), relative to the elimination of a projected or actual deficit; to define projected deficit and a deficit; to provide relative to the budget status report and its contents; to provide for the elimination of a projected deficit in a fund or a deficit in a fund; 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	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 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. 1735—**

BY REPRESENTATIVE SCALISE

**AN ACT**

To amend and reenact R.S. 23:1031.1(D), (E)(introductory paragraph), and (F) and 1293(B)(1) and to enact R.S. 23:1310.8(F), relative to workers' compensation; to provide for the determination of occupational disease; to provide for accessibility to pleadings and evidence in workers' compensation disputes; to provide for motions for modification; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Dardenne sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 1735 by Representative Scalise

AMENDMENT NO. 1

On page 1, line 3, after "enact" insert "R.S. 23:121(3)(c)(iii) and (v) and"

AMENDMENT NO. 2

On page 1, line 10, before "R.S. 23:1310.8(F)" insert "R.S. 23:1221(3)(c)(iii) and (iv) and"

AMENDMENT NO. 3

On page 1, line 10, change "is" to "are"

AMENDMENT NO. 4

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

"§1221. Temporary total disability; permanent total disability; supplemental earnings benefits; permanent partial disability; schedule of payments

Compensation shall be paid under this Chapter in accordance with the following schedule of payments:

\* \* \*

(3) \* \* \*
(c)(i) \* \* \*

(iii) For purposes of Item (i) of this Subparagraph, the employment or self-employment shall be deemed proven available to the employee when such employment or self-employment has been identified by a vocational rehabilitation counselor who has notified the most current treating and examining physicians and the employee or his attorney of the available employment or self-employment during the time the position is available.

(iv) For purposes of this Subparagraph (3)(c), a vocational rehabilitation counselor shall not be required to obtain approval from any physician of the employment or self-employment provided that the employment or self-employment is within the physical restrictions established by the physician or physicians who have treated or examined the employee.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Bajolie, Barham, Bean, Boissiere, Cain, Cravins, Dardenne, Dean, Dupre, Fontenot, Total—33

NAYS

Fields, C, Total—3

ABSENT

Campbell, 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.

HOUSE BILL NO. 1783—

BY REPRESENTATIVES LEBLANC, DEWITT, AND TOWNSEND AND SENATOR DARDENNE

AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; 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, Bajolie, Fields, C, Malone, Barham, Fields, W, Marionneaux, Bean, Fontenot, McPherson, Boissiere, Gautreaux, Michot, Cain, Hines, Romero, Campbell, Hollis, Tarver, Chaisson, Hoyt, Theunissen, Cravins, Irons, Thomas, Dardenne, Johnson, Ullo, Dean, Jones, B, Dupre, Jones, C, Total—34

NAYS

Smith, Total—1

ABSENT

Heitmeier, Mount, 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.

HOUSE BILL NO. 1808—

BY REPRESENTATIVE LEBLANC

AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary funds, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

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

HOUSE BILL NO. 1811 (Substitute for House Bill No. 1746 by Representative Scalise)—

BY REPRESENTATIVE SCALISE

AN ACT

To amend and reenact R.S. 23:1035(B), relative to workers' compensation; to exempt musicians and performers working under contract from coverage; 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

Mr. President	Ellington	Lambert
Bajoie	Fields, W	Lentini
Barham	Fontenot	Malone
Bean	Gautreaux	Marionneaux
Boissiere	Heitmeier	McPherson
Cain	Hines	Michot
Chaisson	Hollis	Smith
Cravins	Hoyt	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones, B	Ullo
Dupre	Jones, C	
Total—32		

NAYS

Fields, C	Mount	Schedler
Irons	Romero	
Total—5		

ABSENT

Campbell	Tarver
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. 1817—

BY REPRESENTATIVES DEWITT, BRUNEAU, LANCASTER, AND HUNTER AND SENATORS HAINKEL, LAMBERT, BARHAM, AND ULLO

AN ACT

To appropriate the sum of Forty-nine Million Two Hundred Eighty-four Thousand Forty-nine and No/100 (\$49,284,049.00) Dollars, or so much thereof as may be necessary, out of the state general fund and the sum of Three Hundred Fifty Thousand and No/100 (\$350,000.00) Dollars out of the state general fund to provide for the Legislative Auditor Ancillary Enterprise Fund, and the sum of Seven Million Four Hundred Thousand and No/100 (\$7,400,000.00) Dollars out of self-generated funds, to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

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

HOUSE BILL NO. 1835—

BY REPRESENTATIVE LEBLANC

AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2001-2002; and to provide for related matters.

Floor Amendments Sent Up

Senator Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gautreaux to Engrossed House Bill No. 1835 by Representative LeBlanc

AMENDMENT NO. 1

On page 33, line 2, change "District No. 7" to "District No. 1"

On motion of Senator Gautreaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed House Bill No. 1835 by Representative LeBlanc

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 2 proposed by Senate Committee on Finance and adopted by the Senate on June 12, 2001

On motion of Senator Barham, the amendments were adopted.

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

HOUSE BILL NO. 1957—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 56:1691(C) and (D), to repeal R.S. 56:1691(B)(3), (E), (F), and (G), and to repeal R.S. 56:1691 effective July 1, 2002, relative to monies in the State Parks Land Acquisition Trust Fund; to provide for the investment and use of monies deposited in the fund; to authorize use of monies in the fund for certain promotional activities related to state parks and outdoor recreational activities; to provide for effective dates; 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	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

NAYS

Total—0

ABSENT

Total—0

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. 2014—**

BY REPRESENTATIVE GREEN

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 "Wal-Mart Stores, Inc. v. Secretary, Dept. of Revenue, State of Louisiana"; 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.

**HOUSE BILL NO. 2045 (Substitute for House Bill No. 806 by Representative Pitre)—**

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 23:1127.1, relative to workers' compensation; to allow and institute a procedure for access to employee earnings records; to provide confidentiality for information received; to provide for damages as a result of a breach of confidentiality; and to provide for related matters.

**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. 2045 by Representative Pitre

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 23:1127.1" to "Subpart F-1 of Chapter 10 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:1131""

AMENDMENT NO. 2

On page 1, line 8, change "R.S. 23:1127.1" to "Subpart F-1 of Chapter 10 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:1131,"

AMENDMENT NO. 3

On page 1, between lines 8 and 9, insert "SUBPART F-1. EMPLOYEE EARNINGS"

AMENDMENT NO. 4

On page 1, line 9, change "1127.1" to "1131"

On motion of Senator C. Jones, 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

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 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.

**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. 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

Delete Senate Floor Amendment Nos. 1 through 9 proposed by Senator Romero and adopted by the Senate on June 14, 2001.

AMENDMENT NO. 2

On page 2, line 7, change "fifty" to "thirty"

On motion of Senator Romero, the amendments were adopted.

**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

Delete Senate Floor Amendment Nos. 1 through 9 proposed by Senator Romero and adopted by the Senate on June, 14, 2001

AMENDMENT NO. 2

On page 1, line 6, after "licenses;" insert "to provide for nonresident four-day freshwater and saltwater fishing licenses;"

AMENDMENT NO. 3

On page 1, line 14, between "B.(1)" and "In" insert "(a)"

AMENDMENT NO. 4

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. 5

On page 2, line 6, between "(2)(a)" and "The" insert "(i)"

AMENDMENT NO. 6

On page 2, line 7, change "fifty" to "thirty"

AMENDMENT NO. 7

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.

On motion of Senator Romero, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Campbell	Chaisson	Marionneaux
Total—3		

The Chair declared the amended 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. 1716 be called from the Calendar at this time for its final passage.



HOUSE BILL NO. 1716—  
BY REPRESENTATIVE PIERRE

AN ACT

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

Floor Amendments Sent Up

Senator Romero sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Engrossed House Bill No. 1716 by Representative Pierre

AMENDMENT NO. 1

Delete Senate committee amendments No. 1 and 2 proposed by the Senate Natural Resources Committee and adopted by the Senate on May 14, 2001

On motion of Senator Romero, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean  
Total—1

ABSENT

Campbell	Chaisson	Marionneaux
Total—3		

The Chair declared the amended 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 Lentini asked that House Bill No. 390 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 390—

BY REPRESENTATIVES TOOMY AND DEVILLIER AND SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 16:51(A)(12), (22), (31), and (34), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Engrossed House Bill No. 390 by Representative Toomy

AMENDMENT NO. 1

Delete Amendment No. 3 proposed by the Senate Committee on Judiciary C and adopted on May 23, 2001

AMENDMENT NO. 2

On page 2, between lines 3 and 4, add the following:

"(19) In the Nineteenth Judicial District, ~~forty-four~~ forty-six assistant district attorneys;

\* \* \*

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Campbell Hoyt
Chaisson Marionneaux
Total—4

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

Called from the Calendar

Senator C. Jones asked that House Bill No. 1612 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1612—

BY REPRESENTATIVE THOMPSON
AN ACT

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

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C Jones to Engrossed House Bill No. 1612 by Representative Thompson

AMENDMENT NO. 1

On page 2, line 24, after "not" delete "less than four members" and insert "more than five members, two of which must be members of the police jury in which the special district is located"

AMENDMENT NO. 2

On page 2, line 25, after "municipalities" insert ", and the president of the police jury in which the special district is located,"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean
Total—1

ABSENT

Campbell Marionneaux
Chaisson Schedler
Total—4

The Chair declared the amended 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.

Appointment of Conference Committee on House Bill No. 1897

The President of the Senate appointed on the Conference Committee on House Bill No. 1897 the following members of the Senate: Senators Cain, Fontenot and Malone.

Appointment of Conference Committee on Senate Bill No. 898

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. 898: Senators Ellington, C. Fields and Dardenne.

Rules Suspended

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

Senate Resolutions on Second Reading

Senator Heitmeier asked for and obtained a suspension of the rules to take up at this time the following Senate Resolutions.

**SENATE RESOLUTION NO. 63—**  
BY SENATOR HEITMEIER

A RESOLUTION

To amend and readopt Senate Rule No. 12.12 of the Rules of Order of the Senate, relative to concurrence in conference committee reports; to require notice of a conference committee report; to require distribution of the report; to require the report to lie over one day prior to its consideration for adoption; and to provide exceptions.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Hollis	Michot
Barham	Hoyt	Mount
Bean	Irons	Romero
Dardenne	Johnson	Smith
Dean	Jones, B	Theunissen
Dupre	Lambert	Ullo
Gautreaux	Lentini	
Heitmeier	McPherson	
Total—22		

NAYS

Bajoie	Fontenot	Thomas
Cain	Hines	
Fields, C	Malone	
Total—7		

ABSENT

Boissiere	Ellington	Schedler
Campbell	Fields, W	Tarver
Chaisson	Jones, C	
Cravins	Marionneau	
Total—10		

The Chair declared the Senate had adopted the Senate Resolution.

**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 15, 2001

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

**SENATE CONCURRENT RESOLUTION NO. 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.

**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)".

**SENATE CONCURRENT RESOLUTION NO. 29—**  
BY SENATORS IRONS AND BAJOIE

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to address the problem of sexual trafficking.

**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.

**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.

**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.

**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.

**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.

**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.

**SENATE CONCURRENT RESOLUTION NO. 103—**

BY SENATOR DEAN AND REPRESENTATIVE PRATT

**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.

**SENATE CONCURRENT RESOLUTION NO. 4—**

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

**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".

**SENATE CONCURRENT RESOLUTION NO. 129—**

BY SENATOR THEUNISSEN AND REPRESENTATIVE PRATT

**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.

**SENATE CONCURRENT RESOLUTION NO. 147—**

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

**A CONCURRENT RESOLUTION**

To urge and request 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.

**SENATE CONCURRENT RESOLUTION NO. 160—**

BY SENATOR IRONS

**A CONCURRENT RESOLUTION**

To urge and request the commissioner of agriculture and forestry and the appropriate officials of Alabama, California, Florida, Georgia, Hawaii, Mississippi, North Carolina, South Carolina, Tennessee, and Texas to join together to develop an approach to fighting the Formosan termite.

**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).

**SENATE CONCURRENT RESOLUTION NO. 164—**

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

**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.

Respectfully submitted,  
CHRIS ULLO  
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

**Privilege Report of the Committee on Senate and Governmental Affairs**

**ENROLLMENTS**

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 15, 2001

To the President and Members of the Senate:

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

The following Senate Bills have been properly enrolled:

**SENATE BILL NO. 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 R.S. 39:98.3(C)(5) and (9); to enact 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 appropriation and distribution of monies from the fund; to provide for certain revisions; and to provide for related matters.

**SENATE BILL NO. 18—**

BY SENATORS HOLLIS AND BAOJIE AND REPRESENTATIVES MURRAY AND SCALISE

AN ACT

To enact R.S. 51:293.1, relative to the name of the Superdome building; to authorize the transfer of the right to designate and use an alternative name and trademarks for the Louisiana Superdome; 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.

**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; to authorize the promulgation of rules and regulations; and to provide for related matters.

**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.

**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.

**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.

**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.

**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.

**SENATE BILL NO. 757—**

BY SENATOR SCHEDLER AND REPRESENTATIVES DURAND AND WELCH

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.

**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.

**SENATE BILL NO. 119 (Duplicate of House Bill Nos. 1922 and 1923)—**

BY SENATOR THEUNISSEN AND REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 38:2248, relative to public contracts; 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.

June 15, 2001

**SENATE BILL NO. 230—**  
BY SENATOR FONTENOT

AN ACT

To enact R.S. 42:821(A)(2)(a)(x) and (xi), 851(A)(2)(a)(x), and 808(6) and (7), relative to life and health and accident insurance coverage for certain governmental employees; 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 include certain employees of the New Orleans City Park Improvement Association; and to provide for related matters.

**SENATE BILL NO. 364 (Duplicate of House Bill No. 672)—**  
BY SENATOR ELLINGTON AND REPRESENTATIVE MCCALLUM AND  
COAUTHORED BY SENATOR 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 authorize an increase in 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.

**SENATE BILL NO. 365 (Duplicate of House Bill No. 673)—**  
BY SENATOR ELLINGTON AND REPRESENTATIVE MCCALLUM

AN ACT

To amend and reenact R.S. 9:5217(A) and to enact R.S. 9:5217(C), relative to multiple indebtedness mortgages; to provide for the fees that may be charged by clerks of court for recording those mortgages; to provide for a noncompliance fee; and to provide for related matters.

**SENATE BILL NO. 390—**  
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 47:463.83 and 463.84, relative to motor vehicles prestige 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 the issuance of such plates; to provide for the color and design of such plates; to provide for fees for such license plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

**SENATE BILL NO. 807—**  
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 22:3077(C)(2) and (3), relative to procedures for making medical necessity determinations; to provide relative to notification of such determinations by medical necessity review organizations; and to provide for related matters.

**SENATE BILL NO. 822—**  
BY SENATORS HANKEL AND SCHEDLER AND REPRESENTATIVES  
CROWE, SCHNEIDER AND STRAIN

AN ACT

To amend and reenact R.S. 13:621.22, 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; and to provide for related matters.

**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), and to enact R.S. 47:2110(F), 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.

**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.

**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, 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, 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; 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; and to provide for related matters.

**SENATE BILL NO. 455—**  
BY SENATOR MICHOT AND REPRESENTATIVE DANIEL

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(C), (D), and (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 15.6, 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.

**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.

**SENATE BILL NO. 835—**

BY SENATOR HEITMEIER AND REPRESENTATIVE HOLDEN  
AN ACT

To amend and reenact R.S. 48:756(B)(1) and to repeal R.S. 48:756(B)(2)(d), relative to the Parish Transportation Fund; to provide for funding for mass transit purposes; to provide for changes in funding amounts for certain local governments; to provide an effective date; and to provide for related matters.

**SENATE BILL NO. 881—**

BY SENATOR CHAISSON AND REPRESENTATIVES E. ALEXANDER, BALDONE, BAUDOIN, BROOME, BRUCE, CLARKSON, CRANE, CROWE, DARTEZ, DEVILLIER, DIEZ, ERDEY, FARRAR, FRITH, FUTRELL, GALLOT, GREEN, HEBERT, HILL, KATZ, KENNARD, LUCAS, MARTINY, MCDONALD, NEVERS, PERKINS, PIERRE, POWELL, SHAW, JACK SMITH, THOMPSON, TOWNSEND, TUCKER AND WALSWORTH  
AN ACT

To amend and reenact R.S. 14:32.1(A), 32.8(A)(2)(b), 39.1(A), 39.2(A), 98(A)(1)(b) and (c), 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 affecting the public safety; to provide relative to the offense of operating a vehicle while intoxicated; 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; 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; and to provide for related matters.

**SENATE BILL NO. 200—**

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:461.4(A) and (B) and 461.5, and to enact R.S. 39:461.9, relative to the Interim Emergency Board; to authorize the board to make certain changes to capital outlay projects in a capital outlay act and capital outlay budget upon approval of the legislature by mail ballot; to require the written request of certain legislators and agencies; and to provide for related matters.

**SENATE BILL NO. 332—**

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 23:635, relative to employment; to provide with respect to payment of employees; to provide for assessment of fines against employees; and to provide for related matters.

**SENATE BILL NO. 936—**

BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 23:76 (C)(1), (2)(e), (3), (6), and (10) and to enact R.S. 23:76(C)(11), relative to the Occupational Forecasting Conference; to provide for membership from the Louisiana Workforce Commission; to provide for chairmanship; to provide for responsibility and staffing; and to provide for related matters.

**SENATE BILL NO. 991—**

BY SENATOR GAUTREAU AND REPRESENTATIVE BALDONE

AN ACT

To authorize and empower the Terrebonne Parish School Board to lease certain described property in Gibson, Louisiana; to provide for execution of lease documents; to provide for reservation of mineral rights; and to provide for related matters.

**SENATE BILL NO. 1008—**

BY SENATORS CAIN AND LENTINI AND REPRESENTATIVES FARRAR AND JOHN SMITH

AN ACT

To amend and reenact R.S. 11:1312(C), relative to the State Police Pension and Retirement System; to provide with respect to the deferred retirement option plan and criteria applicable to participation therein; and to provide for related matters.

**SENATE BILL NO. 1035—**

BY SENATORS BAJOIE, DARDENNE, W. FIELDS, HOYT, IRONS, B. JONES, MOUNT AND THEUNISSEN AND REPRESENTATIVE PRATT  
AN ACT

To enact R.S. 17:416.15, relative to school discipline; to authorize elementary schools to develop and implement youth development and assistance programs for certain students; to provide for program approval; and to provide for related matters.

**SENATE BILL NO. 1086—**

BY SENATOR LENTINI  
AN ACT

To amend and reenact R.S. 47:114(D)(2) and 1601(A), relative to the interest rate on unpaid state taxes; to provide for an effective date; 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 15, 2001

To the President and Members of the Senate:

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

The following Senate Resolutions have been properly enrolled:

**SENATE RESOLUTION NO. 45—**

BY SENATOR IRONS  
A RESOLUTION

To urge and request the commissioner of agriculture and forestry and the appropriate officials of Alabama, California, Florida, Georgia, Hawaii, Mississippi, North Carolina, South Carolina, Tennessee, and Texas to join together to develop an approach to fighting the Formosan termite.

**SENATE RESOLUTION NO. 53—**

BY SENATOR SCHEDLER  
A RESOLUTION

To direct the Department of Insurance to investigate reimbursement of the provider fee by insurance or third party payors to pharmacy providers as mandated in R.S. 46:2625 and to take whatever actions are necessary to ensure compliance with reimbursement of the provider fee by such insurance or third party payors.

**SENATE RESOLUTION NO. 54—**

BY SENATOR MICHOT  
A RESOLUTION

To commend Alaina Hebert, an Olympic hopeful, on her outstanding accomplishments.

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 15, 2001

To the Honorable Secretary of State:

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

**SENATE CONCURRENT RESOLUTION NO. 61—**

BY SENATOR DARDENNE  
A CONCURRENT RESOLUTION

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

**SENATE CONCURRENT RESOLUTION NO. 161—**

BY SENATORS THEUNISSEN, BAJOIE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREUX, HAINKEL, HEITMEIER, HINES, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THOMAS AND ULLO

A CONCURRENT RESOLUTION

To recognize and commend the Baton Rouge Cadet Squadron, Louisiana Wing, on being honored in 2000 as the Civil Air Patrol Squadron of Distinction, and to recognize Major Joe Muffoletto on being honored as the commander of the squadron with the F. Ward Reilly Leadership Award.

**SENATE CONCURRENT RESOLUTION NO. 162—**

BY SENATOR HAINKEL AND REPRESENTATIVE SCALISE  
A CONCURRENT RESOLUTION

To recognize and commend the Zephyr Field officials, all staff and crew, the Jefferson Parish Sheriff's Office, and any other person who worked at the field and contributed to making the 2001 Super Regional series between Tulane University and Louisiana State University one of the most successful regionals in the nation.

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



Message to the Secretary of State

SIGNED  
SENATE JOINT RESOLUTIONS

June 15, 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 Joint Resolution:

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

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.

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

Message to the Governor

SIGNED SENATE BILLS

June 15, 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. 50—

BY SENATOR MARIONNEAUX

AN ACT

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

SENATE BILL NO. 592—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 44:1(A)(2), relative to public records; to provide that security features of a public body's electronic systems are not public records; and to provide for related matters.

SENATE BILL NO. 725—

BY SENATOR HINES AND REPRESENTATIVES BAYLOR, BROOME, HUTTER, KATZ AND JANE SMITH

AN ACT

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

SENATE BILL NO. 885 (Duplicate of House Bill No. 1058)—

BY SENATOR MARIONNEAUX AND REPRESENTATIVE MARTINY

AN ACT

To amend and reenact Code of Criminal Procedure Art. 345(B), (C), (D)(2), and (F), relative to letters of incarceration; to provide that letters of incarceration may be obtained from any officer from any facility in the state of Louisiana or a foreign jurisdiction; to provide that a letter of incarceration shall provide sufficient proof of incarceration; and to provide for related matters.

SENATE BILL NO. 1016—

BY SENATOR LENTINI

AN ACT

To enact R.S. 13:2590.2 and R.S. 42:66(O), relative to public officials; to provide relative to the clerk of court of Jefferson Parish; to provide that the clerk shall also serve as the ex officio clerk of court for a consolidated Justice of the Peace Litter Court of Jefferson Parish; to provide for exemptions from dual office holding; and to provide for related matters.

SENATE BILL NO. 1028—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:1300.52(D)(1)(a) and 1300.53(A)(1)(a), relative to criminal history checks conducted by the office of state police, or other authorized agencies, on certain nonlicensed persons and licensed ambulance personnel; to authorize the office of state police or other authorized agency to provide the criminal history records of such persons to certain employers if the records reveal conviction of certain acts; to prohibit such employers from hiring or contracting with such a person if he has been convicted of such offense; and to provide for related matters.

SENATE BILL NO. 1061—

BY SENATOR ROMERO

AN ACT

To authorize and empower the state land office to sell the state's undivided interest in a certain parcel of land in St. Martin Parish at public auction; and to provide for related matters.

SENATE BILL NO. 1072—

BY SENATORS B. JONES, HEITMEIER, BARHAM, BEAN, CAIN, CHAISSON, DARDENNE, DEAN, DUPRE, ELLINGTON, FONTENOT, GAUTREAUX, HAINKEL, HINES, C. JONES, LENTINI, SCHEDLER, SMITH, THEUNISSEN, THOMAS AND ULLO

AN ACT

To amend and reenact R.S. 17:71.3(E)(2) and to repeal R.S. 17:71.3(E)(3), relative to reapportionment of school boards; to provide for the subdivision of precincts in certain circumstances; to repeal certain provisions relative to subdivision of precincts

to create certain school board districts in parishes having a population of ten thousand or fewer persons; and to provide for related matters.

**SENATE BILL NO. 1073—**

BY SENATORS ELLINGTON AND SMITH AND REPRESENTATIVES BAUDOIN, R. CARTER, DURAND, LAFLEUR, MORRISH AND THOMPSON  
AN ACT

To amend and reenact R.S. 56:578.11, relative to the labeling of catfish packaging; to provide for the labeling of the country of origin; to define farm-raised; and to provide for related matters.

**SENATE BILL NO. 1104 (Substitute for Senate Bill 666 by Senator B. Jones, et Al)—**

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

To enact R.S. 47:1516.1, relative to the Department of Revenue; to authorize the secretary to enter into contracts with debt collection agencies for the collection of certain in-state tax liabilities; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 109—**

BY SENATORS HINES AND SCHEDLER  
AN ACT

To amend and reenact R.S. 37:1007(A)(1) and (2)(c) and (B)(1), and to enact R.S. 37:1007(A)(2)(a)(xiv), (xv), (xvi), (xvii), (xviii), (xix), (xx), and (xxi), relative to the Nurse Supply and Demand Commission; to increase the membership of the commission; to add to the duties of the commission; to change the voting requirements for adding members to the commission; and to provide for related matters.

**SENATE BILL NO. 191—**

BY SENATOR MICHOT  
AN ACT

To enact R.S. 47:463.4(B)(5), relative to special license plates; to provide for the issuance of an additional hang tag for a mobility impaired person under certain conditions; and to provide for related matters.

**SENATE BILL NO. 196—**

BY SENATORS ULLO AND SCHEDLER AND REPRESENTATIVE CLARKSON  
AN ACT

To amend and reenact R.S. 14:40.2(A), (B)(1)(a), and (C)(1), relative to crimes; to redefine the crime of stalking; to increase the penalty for such crime; to prohibit suspension of penalty for such crime except under certain circumstances; to provide relative to definitions; and to provide for related matters.

**SENATE BILL NO. 247—**

BY SENATOR SCHEDLER  
AN ACT

To enact R.S. 17:421.7, relative to public school counselors; to provide a salary supplement for certain public school counselors that have acquired certain certification by the National Board for Certified Counselors; to provide conditions and guidelines for receiving the supplement; to provide for payment; to provide limitations; to provide definitions; and to provide for related matters.

**SENATE BILL NO. 300—**

BY SENATOR CHAISSON  
AN ACT

To amend and reenact R.S. 13:2589(A), relative to justice of the peace courts; to require a minimum monthly salary to be paid from the parish governing authority for certain justices of the peace and constables; to require attendance at the Justice of the Peace Training Course to receive such salary; and to provide for related matters.

**SENATE BILL NO. 445—**

BY SENATORS DARDENNE AND 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 2704, relative to reimbursement of nursing homes participating in the Medicaid program; to provide for legislative findings and purpose; to establish a case mix reimbursement methodology for nursing homes; to provide for exclusion of certain services; to provide for establishment of a committee to develop a plan and to provide for committee duties and responsibilities; to provide for promulgation of rules and regulations; to provide for an effective date; to provide for reporting; and to provide for related matters.

**SENATE BILL NO. 496—**

BY SENATOR SCHEDLER  
AN ACT

To amend and reenact R.S. 17:3801(A)(3) and (C)(1) and 3802(C)(4) and to enact R.S. 17:3802(C)(5) and 3803(B)(1)(g), relative to the Louisiana Education Quality Trust Fund; to provide for the allocation of earnings; to provide for use of monies in the fund for payment of investment management and administrative costs; to provide for payment of certain costs related to the use of external peer-review consultants; to provide authorization for investment in tax exempt bonds; and to provide for related matters.

**SENATE BILL NO. 508—**

BY SENATOR SCHEDLER  
AN ACT

To amend and reenact R.S. 46:2691(A) and to enact R.S. 46:2691(C), relative to the Medicaid Trust Fund for the Elderly; to provide for investment of monies in the fund; to authorize the treasurer to use investment earnings to pay expenses of outside investment managers; to authorize use of funds for administrative expenses of treasurer as costs; and to provide for related matters.

**SENATE BILL NO. 655—**

BY SENATOR DEAN  
AN ACT

To enact R.S. 3:2859, relative to the adoption and donation of unclaimed horses; to authorize the adoption and donation of unclaimed horses; to provide for the establishment of adoption and donation guidelines; and to provide for related matters.

**SENATE BILL NO. 732—**

BY SENATOR HINES AND REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 40:1300.144(A)(2), relative to the Rural Hospital Preservation Act; to provide for reimbursement of rural hospitals under the medical assistance program; to provide for rules and regulations related thereto; 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), (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. 252—**

BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:2476.2 and 2587, relative to civil service; to provide with respect to civil service boards; to provide relative to compensation of members of the fire and police civil service board in the municipality of Opelousas; to authorize compensation of members of the board for attendance at meetings; to provide limitations; to provide for additional members of the City of Opelousas Municipal Civil Service Board; and to provide for related matters.

**SENATE BILL NO. 525—**

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 36:477(C)(1) and to enact R.S. 40:600.6(A)(24), relative to the transfer of the authority to administer the federal grants for energy assistance and weatherization services for low income persons; to transfer that authority from the Department of Social Services to the Louisiana Housing Finance Agency; to authorize the transfer of all books, records, money, and other property used by the Department of Social Services in the administration of the program to the Louisiana Housing Finance Agency; and to provide for related matters.

**SENATE BILL NO. 621—**

BY SENATOR HAINKEL

AN ACT

To enact R.S. 40:1498(F), relative to fire protection districts; to provide for an increase in per diem for governing board members of certain fire protection districts; and to provide for related matters.

**SENATE BILL NO. 653—**

BY SENATOR DUPRE AND REPRESENTATIVE BALDONE

AN ACT

To amend and reenact Code of Civil Procedure Art. 4912, relative to trial courts of limited jurisdiction; to provide with respect to justice of the peace courts; to provide with respect to possession or ownership of movable property; to increase the jurisdictional amounts in certain instances; and to provide for related matters.

**SENATE BILL NO. 751—**

BY SENATOR MOUNT

AN ACT

To enact Chapter 15 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1451 through 1459, relative to the establishment of residences for transitional youth; to establish a system of licensure for such residences; to provide for the adoption of regulations; to establish fees and provide for inspections; to provide for penalties for operation without a license or in violation of regulations; and to provide for related matters.

**SENATE BILL NO. 770—**

BY SENATOR GAUTREAUX

AN ACT

To amend and reenact R.S. 26:493.1, relative to alcoholic beverages; to provide relative to municipal authority to regulate the closing time at bars in certain parishes; to decrease the required population of a parish in which a municipality shall be authorized to enact ordinances relative to such regulations; and to provide for related matters.

**SENATE BILL NO. 866—**

BY SENATOR CAMPBELL AND REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 14:102.5(C) and to enact R.S. 14:102.5(A)(7) and (E), relative to dogfighting; to define the crime of dog fighting; to provide for admissible evidence of dogfighting; to provide exceptions; and to provide for related matters.

**SENATE BILL NO. 884—**

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 15:85(7), (10), and (11)(a), (b)(iv), (v), and (vi), relative to the forfeiture and collection of bonds taken to secure the appearance of persons in court; to provide a period of one year for the surety to satisfy a judgment of bond forfeiture for certain bail obligations; to provide with regard to enforcement and collection of judgments; to provide with regard to failure to satisfy judgments of bond forfeiture; and to provide for related matters.

**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. 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. 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.

**SENATE BILL NO. 417—**

BY SENATORS SCHEDLER, GAUTREAUX, HOYT, MARIONNEAUX, SMITH AND THOMAS AND REPRESENTATIVE HUDSON

AN ACT

To amend and reenact R.S. 38:2251(A)(8), (B), (C)(1), (2), (4), and (6), (D), (E), (G), and (H)(introductory paragraph) and R.S. 39:1595(A)(3), and (4), (B), (C)(1), (2), (4), (6), and (7), and (D) through (H)(introductory paragraph) and to enact R.S. 38:2251(C)(7) and (K) and R.S. 39:1595(J), relative to certain public bid law and central purchasing procurement preferences; to decrease certain agricultural preferences; and to provide for related matters.

**SENATE BILL NO. 1080—**

BY SENATOR DUPRE

AN ACT

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

**SENATE BILL NO. 512—**

BY SENATOR SCHEDLER

AN ACT

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

**SENATE BILL NO. 624—**

BY SENATOR MOUNT (BY REQUEST) AND REPRESENTATIVES JOHNS AND STELLY

AN ACT

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

**SENATE BILL NO. 678—**

BY SENATORS B. JONES, DARDENNE, GAUTREAUX, DUPRE AND C. FIELDS AND REPRESENTATIVES HAMMETT, LANCASTER, MONTGOMERY AND GARY SMITH

AN ACT

To amend and reenact R.S. 47:9050(B)(2) and 9060(D), relative to tax clearances; to require a tax clearance upon the renewal of certain licenses; to require a tax clearance prior to the awarding of lottery vendor contracts; and to provide for related matters.

**SENATE BILL NO. 742—**

BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 40:1502.14, relative to fire protection districts; to continue exemption from having proof of a current service charge receipt; to obtain reduced insurance premium rate in certain fire protection districts; and to provide for related matters.

**SENATE BILL NO. 748—**

BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 15:804(C), relative to prison districts; to continue the membership of the board of governors of prison districts in certain parishes; and to provide for related matters.

**SENATE BILL NO. 855—**

BY SENATORS SCHEDLER, BAJOIE, MOUNT AND IRONS AND REPRESENTATIVES TRICHE, SCHWEGMANN, DURAND AND KATZ

AN ACT

To enact R.S. 28:821(D) and 826, relative to community and family support systems; to create the Disability Services and Supports System Planning Group; to provide for the membership of the planning group; to provide for the duties and functions of the planning group; to provide for expiration; and to provide for related matters.

**SENATE BILL NO. 992—**

BY SENATORS ULLO AND MICHOT AND REPRESENTATIVES CAZAYOUX, HEBERT, HUDSON, MONTGOMERY, MURRAY, PRATT, SCALISE, STELLY, THOMPSON, TRICHE, WELCH AND WINSTON

AN ACT

To amend and reenact Children's Code Art. 791.1, the introductory paragraph of Art. 791.2, and Art. 791.4, to enact Children's Code Art. 791.5, and to repeal Sections 2 and 3 of Act No. 1372 of the 1999 Regular Session of the Legislature, relative to truancy and assessment and service centers; to authorize the creation of a truancy and assessment and service center in certain judicial districts encompassing the parishes of Bossier, Iberia, Lafayette and Ouachita; to extend the period of effectiveness for the pilot program; to extend the period for reporting; and to provide for related matters.

**SENATE BILL NO. 1006—**

BY SENATOR HOYT

AN ACT

To authorize the Vermilion Parish Police Jury to lease a portion of a public building to the previous owner of the building; and to provide for related matters.

**SENATE BILL NO. 1032—**

BY SENATOR MALONE

AN ACT

To authorize school boards in parishes with a population between two hundred fifty-one thousand and two hundred fifty-three thousand to rename stadiums and buildings within those parishes; and to provide for related matters.

**SENATE BILL NO. 1036—**

BY SENATOR BAJOIE AND REPRESENTATIVE PRATT

AN ACT

To amend and reenact R.S. 40:2133(A) and 2136, relative to ambulatory surgical centers; to expand the definition of "ambulatory surgical center"; to provide for promulgation of rules, regulations, and minimum standards; to provide an effective date; and to provide for related matters.

**SENATE BILL NO. 569—**

BY SENATOR ULLO

## AN ACT

To amend and reenact Section 3 of Act No. 666 of the 1997 Regular Session, as amended by the second Section 2 of Act No. 599 of the 1999 Regular Session, and to amend and reenact R.S. 56:700.2(A)(4), relative to the Underwater Obstruction Removal Fund; to provide for annual deposits into the fund for an additional three years; to provide for a termination date; and to provide for related matters.

**SENATE BILL NO. 718—**

BY SENATOR HOYT

## AN ACT

To enact Subpart B-29 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.561 through 130.570, relative to economic development in Vermilion Parish; to create and comprehensively provide relative to the Vermilion Parish Economic Development District; to provide for the composition, appointment, and terms of office of the board of commissioners of the district; to provide for the powers, duties, and functions of the board; to provide for the levy and collection of taxes and parcel fees and the issuance of debt; and to provide for related matters.

**SENATE BILL NO. 755—**

BY SENATORS C. JONES AND CRAVINS

## AN ACT

To amend and reenact R.S. 33:2737.73(A), relative to school boards; to continue the authority of school boards in certain parishes to levy a sales tax; and to provide for related matters.

**SENATE BILL NO. 792—**

BY SENATOR IRONS AND REPRESENTATIVE PRATT

## AN ACT

To enact R.S. 17:282.3, relative to a program of youth suicide prevention; to establish a program of youth suicide prevention administered by the state Department of Education in cooperation with state and local agencies; to require the State Board of Elementary and Secondary Education to adopt rules and regulations for the development of a state plan; to provide relative to services provided to students under a program; to authorize local programs; to provide for funding; and to provide for related matters.

**SENATE BILL NO. 816—**

BY SENATOR MOUNT

## AN ACT

To amend and reenact R.S. 46:56(F)(5), relative to confidential child welfare information; to provide authorization for the Department of Social Services to release confidential child welfare information to certain researchers; and to provide for related matters.

**SENATE BILL NO. 965—**

BY SENATORS HOYT, MCPHERSON AND THEUNISSEN AND REPRESENTATIVES DANIEL, ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, BALDONE, BAUDOIN, BROOME, BRUCE, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, CROWE, DAMICO, DARTEZ, DEVILLIER, DOWNER, DURAND, ERDEY, FRITH, FRUGE, FUTRELL, GALLOT, GUILLORY, HEBERT, HOLDEN, HOPKINS, HUDSON, HUNTER, HUTTER, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANDRIEU, LEBLANC, MCCALLUM, MCDONALD, MCMAINS,

MCVEA, MONTGOMERY, MORRISH, MURRAY, NEVERS, PERKINS, PIERRE, PRATT, QUEZAIRE, RICHMOND, RIDDLE, SCALISE, SHAW, JANE SMITH, JOHN SMITH, STRAIN, SWILLING, THOMPSON, TOWNSEND, TUCKER, WALSWORTH, WINSTON, WOOTON AND WRIGHT

## AN ACT

To enact R.S. 36:4(V) and Chapter 13-C of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3099.1 through 3099.4, relative to ground water resources in the state of Louisiana; to create the Ground Water Management Commission in the office of the governor; to create the Ground Water Management Advisory Task Force; to provide for the powers, duties, functions, and responsibilities of each of these entities as they relate to ground water management; to provide for adoption of rules and regulations for the determination of critical ground water areas and possible limitation of access to ground water sources and response to emergency situations; to require the development of a plan for implementation of a statewide comprehensive ground water management system; to provide for the Louisiana Geological Survey; and to provide for related matters.

**SENATE BILL NO. 1007—**

BY SENATORS BEAN AND HINES

## AN ACT

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

**SENATE BILL NO. 1022—**

BY SENATOR JOHNSON AND REPRESENTATIVE MURRAY

## AN ACT

To amend and reenact R.S. 33:9033.3(A), relative to sales tax incremental financing in certain municipalities; to provide that certain municipalities may implement sales tax increment financing for certain economic development projects; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 1029—**

BY SENATORS C. FIELDS AND SCHEDLER AND REPRESENTATIVE MURRAY

## AN ACT

To amend and reenact R.S. 49:321(C) and (D)(1) and to enact R.S. 39:1221(6) and R.S. 49:321(A)(4), relative to security for deposit of state funds; to authorize the use of deposit guaranty bonds as security for deposits of state funds; and to provide for related matters.

**SENATE BILL NO. 1060—**

BY SENATOR ROMERO

## AN ACT

To authorize the secretary of the Department of Public Safety and Corrections to exchange certain property in Lafayette Parish with Adrian Vega; to provide for property descriptions; to provide for reservation of mineral rights; to provide for terms and conditions; and to provide for related matters.

June 15, 2001

**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. 990—**

BY SENATOR C. JONES  
AN ACT

To amend and reenact R.S. 33:2740.49, to enact R.S. 33:2740.51, and to repeal Act Nos. 88 and 446 of the 1982 Regular Session of the Legislature, relative to special districts; to create the Southside Economic Development District in the City of Monroe; to repeal provisions for the Monroe Downtown Development District and to transfer its functions, powers, and duties to the Downtown Economic Development District of the City of Monroe; 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.

and they are hereby presented for executive approval.

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

**Message from the House**

**SIGNED HOUSE BILLS AND  
JOINT RESOLUTIONS**

June 15, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

**HOUSE BILL NO. 264—**

BY REPRESENTATIVE HAMMETT  
AN ACT

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

**HOUSE BILL NO. 640—**

BY REPRESENTATIVE GARY SMITH  
AN ACT

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

**HOUSE BILL NO. 734—**

BY REPRESENTATIVE JACK SMITH  
AN ACT

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

**HOUSE BILL NO. 759—**

BY REPRESENTATIVE MCMAINS  
AN ACT

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

**HOUSE BILL NO. 762—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 27:311(J) and to enact R.S. 27:25.1, relative to the Video Draw Poker Devices Control Law; to provide for the issuance of a conditional video draw poker license within ninety days of submission of a completed application absent a showing of unsuitability; to prohibit the assessment of costs for an administrative proceeding on a prevailing party; and to provide for related matters.

**HOUSE BILL NO. 842—**

BY REPRESENTATIVE HAMMETT  
AN ACT

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

**HOUSE BILL NO. 933—**

BY REPRESENTATIVE DIEZ  
AN ACT

To amend and reenact R.S. 32:1716(A) and 1731 and to enact R.S. 32:1717.1 and 1734(D), relative to towing and recovery of vehicles; to increase the annual fee paid by tow truck owners; to provide relative to the Louisiana Towing and Storage Fund; to require licensing of storage facilities; to require a fee for licensing of storage facilities; to prohibit towing and storage companies

from charging certain fees during business hours; to authorize towing and storage companies to charge certain fees after business hours; to set the maximum fee which may be charged; to provide a cause of action for certain violations; and to provide for related matters.

**HOUSE BILL NO. 996—**

BY REPRESENTATIVE MCMAINS  
AN ACT

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

**HOUSE BILL NO. 1016—**

BY REPRESENTATIVE QUEZAIRE  
AN ACT

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

**HOUSE BILL NO. 1056—**

BY REPRESENTATIVE LEBLANC  
AN ACT

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

**HOUSE BILL NO. 1393—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

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

**HOUSE BILL NO. 1892—**

BY REPRESENTATIVE HAMMETT  
AN ACT

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

**HOUSE BILL NO. 1904—**

BY REPRESENTATIVE DARTEZ  
AN ACT

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

**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.

**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.

**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.

**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.

**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.

**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.

**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.

**HOUSE BILL NO. 696—**

BY REPRESENTATIVES MCDONALD, HAMMETT, AND THOMPSON AND SENATOR B. 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.

**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.

**HOUSE BILL NO. 740—**

BY REPRESENTATIVE SNEED  
AN ACT

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

**HOUSE BILL NO. 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.

**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.

**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.

**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.

**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.

**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.

**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.

**HOUSE BILL NO. 1197—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:861(A)(3), 863(A)(3)(a), (B)(2)(a), and (C)(2) and (4), and 863.2(E)(2) and to repeal R.S. 32:863(C)(3) and (D) as amended by Act Nos. 553 and 616 of the 1987 Regular Session of the Legislature, relative to motor vehicle liability security; to provide relative to notification of cancellation of liability security; to provide relative to notification of nonuse of a motor vehicle; to provide relative to revocation of motor vehicle registration; to provide relative to sanctions for violations of required motor vehicle liability security; to provide relative to legitimate reasons for cancellation of liability security; to provide relative to special operator's permits; and to provide for related matters.

**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.

**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.

**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.

**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 through the Department of Transportation and Development"; to provide for costs; and to provide for related matters.

**HOUSE BILL NO. 1447—**

BY REPRESENTATIVES CROWE, HOLDEN, E. ALEXANDER, R. ALEXANDER, BAYLOR, BROOME, CLARKSON, CURTIS, DARTEZ, DIEZ, DOERGE, DURAND, ERDEY, FLAVIN, FRITH, FRUGE, GLOVER, GUILLORY, HEBERT, HILL, HUDSON, HUNTER, HUTTER, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LUCAS, MARTINY, MCCALLUM, MCDONALD, MORRELL, MORRISH, MURRAY, NEVERS, PIERRE, PINAC, PITRE, PRATT, QUEZAIRE, RIDDLE, SALTER, SCHWEGMANN, SHAW, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, WADDELL, WELCH, WOOTON, AND WRIGHT

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.

**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.

**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.

**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.

**HOUSE BILL NO. 1966—**

BY REPRESENTATIVE CAZAYOUX

AN ACT

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

**HOUSE BILL NO. 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.

**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.

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

BY REPRESENTATIVES DANIEL, CRANE, AND HEBERT

AN ACT

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

**HOUSE BILL NO. 245—**

BY REPRESENTATIVE BAYLOR AND SENATOR W. FIELDS

AN ACT

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

public records law; to provide exceptions; and to provide for related matters.

**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.

**HOUSE BILL NO. 275—**

BY REPRESENTATIVE MARTINY

AN ACT

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

**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.

**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.

**HOUSE BILL NO. 400—**

BY REPRESENTATIVE FARRAR

AN ACT

To amend and reenact R.S. 33:4564.3, relative to Ward Ten Recreation District, Rapides Parish, Louisiana; to provide for the membership of the board of commissioners; to provide for implementation of the Act; and to provide for related matters.

**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.

**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.

**HOUSE BILL NO. 669—**

BY REPRESENTATIVE LAFLEUR  
AN ACT

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

**HOUSE BILL NO. 704—**

BY REPRESENTATIVE K. CARTER  
AN ACT

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

**HOUSE BILL NO. 743—**

BY REPRESENTATIVE ANSARDI  
AN ACT

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

**HOUSE BILL NO. 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.

**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.

**HOUSE BILL NO. 1438—**

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS  
AN ACT

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

**HOUSE BILL NO. 1468—**

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

To amend and reenact R.S. 33:1563(E)(3) and 1565(B)(1), relative to organ donation and coroners; to provide for prompt delivery of anatomical gifts; to provide immunity from civil litigation and criminal prosecution for delivery of anatomical gifts; to provide for judicial enforcement of anatomical gifts; and to provide for related matters.

**HOUSE BILL NO. 1601—**

BY REPRESENTATIVE SNEED  
AN ACT

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

**HOUSE BILL NO. 1661—**

BY REPRESENTATIVE DONELON  
AN ACT

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

**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.

**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.

**HOUSE BILL NO. 1847—**

BY REPRESENTATIVE HOLDEN  
AN ACT

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

**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.

**HOUSE BILL NO. 1985—**

BY REPRESENTATIVE SHAW AND SENATORS MALONE, DUPRE, MICHOT, AND MOUNT  
AN ACT

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

**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.

**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.

**HOUSE BILL NO. 29—**

BY REPRESENTATIVES DIEZ AND FARRAR  
AN ACT

To enact R.S. 44:4(29), relative to applicability of the laws relative to public records; to exempt public school students' names, addresses, and telephone numbers from such law; to provide exceptions; to provide for effectiveness; and to provide for related matters.

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

BY REPRESENTATIVES POWELL AND ANSARDI AND SENATORS HAINKEL AND LENTINI

AN ACT

To enact R.S. 33:2213(O), relative to the fire and police civil service; to provide that the city of Kenner may establish work periods for police department employees; and to provide for related matters.

**HOUSE BILL NO. 148—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(c), relative to the Department of Public Service, including provisions to provide for the re-creation of the Department of Public Service 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. 196—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 37:2165(D) and to repeal R.S. 37:2172, relative to contractors; to provide relative to the membership of the Residential Building Contractors Subcommittee; to provide relative to exemptions; to repeal certain provisions relative to penalties; and to provide for related matters.

**HOUSE BILL NO. 358—**

BY REPRESENTATIVES TRICHE AND DOWNER  
AN ACT

To amend and reenact R.S. 32:666(A)(introductory paragraph) and 667(B)(4), relative to traffic accidents; to require chemical tests to be given in certain traffic accidents; to require suspension of a driver's license in certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 429—**

BY REPRESENTATIVE LANCASTER AND SENATOR ULLO  
AN ACT

To enact R.S. 49:191(12)(j) and to repeal R.S. 49:191(11)(i), relative to the Department of Elections and Registration, including provisions to provide for the re-creation of the Department of Elections and Registration 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. 584—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 51:1822(G), relative to business opportunity sellers and agents; clarifies provisions relative to the bonding requirements as they apply to business opportunities; and to provide for related matters.

**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.

**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.

**HOUSE BILL NO. 711—**

BY REPRESENTATIVES CLARKSON AND DOWNER  
AN ACT

To amend and reenact R.S. 36:109(E)(15) and R.S. 37:3391, 3392(9), 3394(A), (B)(1)(introductory paragraph), and (H), and 3406(B) and (D), relative to the Louisiana Real Estate Appraisers State Board of Certification; to remove the board from under the jurisdiction of the Louisiana Real Estate Commission; to revise the name of the board; to change the membership of the board; to revise the quorum requirements of the board; and to provide for related matters.

**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.

**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.

**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.

**HOUSE BILL NO. 1725—**

BY REPRESENTATIVES SNEED, FRITH, SCHWEGMANN, SCHNEIDER, AND DOWNER AND SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 14:72 and to enact R.S. 14:68.7, relative to offenses against property; to provide relative to forgery; to make certain acts relative to retail sales receipts or universal product code labels unlawful; to provide for criminal penalties; to provide for enhanced penalties in certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 1734—**

BY REPRESENTATIVES ANSARDI AND HOLDEN AND SENATOR HINES  
AN ACT

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

**HOUSE BILL NO. 1790—**

BY REPRESENTATIVE HEATON  
AN ACT

To amend and reenact R.S. 13:1381.5(A) and (B) and R.S. 22:1065.1(B)(1)(introductory paragraph) and (1)(a) and to enact R.S. 22:1065.1(B)(3), relative to court funds; to provide for the collection of certain bail bond premium fees and the allocation of such fees in Orleans Parish; and to provide for related matters.

**HOUSE BILL NO. 495—**

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

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



**HOUSE BILL NO. 635—**

BY REPRESENTATIVE MCVEA

## AN ACT

To amend and reenact R.S. 28:771(D), R.S. 36:254(F)(1) and 258(G), and R.S. 46:2661(4), 2662(A), 2663(A) and (C), and 2665(A), relative to the Capital Area Human Services District, to add the parishes of East Feliciana and West Feliciana to the district; to provide for representation of said parishes on the governing board of the district; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 715—**

BY REPRESENTATIVES DIEZ AND NEVERS

## AN ACT

To amend and reenact R.S. 32:771(2), 773.1(A)(2)(m) and (n), and 773.2(D) and to enact R.S. 32:773.1(A)(2)(p) and 773.2(F), relative to used motor vehicle dealers; to provide relative to a new marine, motorcycle, or all-terrain vehicle dealer's area of responsibility; to provide for notices and hearings; and to provide for related matters.

**HOUSE BILL NO. 1010—**

BY REPRESENTATIVES THOMPSON, BAUDOIN, FRITH, PIERRE, JACK SMITH, AND TOWNSEND

## AN ACT

To amend and reenact R.S. 30:142(E)(1)(a), relative to in-kind royalty natural gas sales; to provide for sales by the state mineral board to satisfy and meet bona fide human needs; to provide for the price for in-kind royalty natural gas for human needs; and to provide for related matters.

**HOUSE BILL NO. 1046—**

BY REPRESENTATIVES CLARKSON AND K. CARTER AND SENATOR IRONS

## AN ACT

To amend and reenact R.S. 9:5625(G), relative to the prescriptive period applicable to actions involving zoning violations in historical preservation and landmark areas; to increase the prescriptive period to ten years; and to provide for related matters.

**HOUSE BILL NO. 1232—**

BY REPRESENTATIVE CLARKSON

## AN ACT

To amend and reenact R.S. 37:3392(10), 3396(D) and (E), 3398(B), and 3408(B), relative to real estate appraisers; to provide for definitions; to revise provisions relative to the certification and examination of real estate appraisers; to provide for continuing education; and to provide for related matters.

**HOUSE BILL NO. 1319—**

BY REPRESENTATIVE BROOME

## AN ACT

To amend and reenact R.S. 25:123(B), 124(B), and 124.1(C), relative to depositories for public documents; to provide relative to the duties of the recorder of state documents; to provide relative to state agency liaisons; to provide relative to the rules and regulation of state depositories; and to provide for related matters.

**HOUSE BILL NO. 1478—**

BY REPRESENTATIVE SALTER

## AN ACT

To amend and reenact R.S. 46:2683(B)(introductory paragraph), relative to licensure of community-based service providers; to exempt councils on aging from fees associated with such licenses; and to provide for related matters.

**HOUSE BILL NO. 1689—**

BY REPRESENTATIVE LEBLANC

## AN ACT

To enact R.S. 46:460.1, relative to submission of quarterly reports; to require the Department of Social Services to submit copies of federal quarterly reports; and to provide for related matters.

**HOUSE BILL NO. 1703—**

BY REPRESENTATIVE RICHMOND

## AN ACT

To enact R.S. 21:4, relative to hotels and lodging houses; to authorize municipalities or city or parish governing authorities to prohibit the hourly rental of rooms; and to provide for related matters.

**HOUSE BILL NO. 1742—**

BY REPRESENTATIVE CLARKSON

## AN ACT

To amend and reenact R.S. 37:1437(C)(2)(a) and (5)(a) and 1466(H), relative to the Louisiana Real Estate Commission; to provide with respect to licensure requirements for real estate brokers and salespersons; to provide for certain insurance coverage on certain licensees of the commission; and to provide for related matters.

**HOUSE BILL NO. 1747—**

BY REPRESENTATIVE PINAC

## AN ACT

To amend and reenact R.S. 6:824(A)(1), relative to repayment of loans; to change the minimum grace period for repayment of a loan; and to provide for related matters.

**HOUSE BILL NO. 1759—**

BY REPRESENTATIVES LEBLANC, DEWITT, WINSTON, R. ALEXANDER, DOERGE, DURAND, GUILLORY, ILES, L. JACKSON, KATZ, MCCALLUM, PERKINS, SCHWEGMANN, SHAW, WELCH, AND WINSTON

## AN ACT

To enact R.S. 46:460.3, relative to work activities under the Temporary Assistance for Needy Families programs; to specify that adult basic education and literacy training shall be considered vocational educational training; and to provide for related matters.

**HOUSE BILL NO. 1896—**

BY REPRESENTATIVE L. JACKSON

## AN ACT

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

**HOUSE BILL NO. 2006—**

BY REPRESENTATIVE BAYLOR

AN ACT

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

**HOUSE BILL NO. 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.

**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 promulgation of rules and regulations; to require a contract relative to royalty fees; and to provide for related matters.

**HOUSE BILL NO. 432—**

BY REPRESENTATIVES MURRAY AND HOLDEN

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.

**HOUSE BILL NO. 433—**

BY REPRESENTATIVES MURRAY AND HOLDEN

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.

**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.

**HOUSE BILL NO. 448—**

BY REPRESENTATIVES JOHN SMITH, ILES, AND HOLDEN

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.

**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.

**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.

**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.

**HOUSE BILL NO. 865—**

BY REPRESENTATIVE JOHNS

## AN ACT

To amend and reenact R.S. 37:1241(A)(17), relative to grounds for pharmacist sanctions by the Louisiana Board of Pharmacy; to limit the grounds for sanction to certain instances for selecting an equivalent drug product if the practitioner instructs otherwise; and to provide for related matters.

**HOUSE BILL NO. 1024—**

BY REPRESENTATIVE PINAC

## AN ACT

To enact Chapter 4 of Code Title IX of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3370 and 3371, relative to sale/lease-back commercial transactions; to provide for valid sale/lease-back transactions; to provide for applicability; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 1141—**

BY REPRESENTATIVE PINAC

## AN ACT

To amend and reenact R.S. 6:969.18(F), and R.S. 9:3512(4), 3514(A), and 3516(13), relative to motor vehicle sales finance; to provide for the disclosure of certain fees and charges; to revise certain terminology regarding motor vehicle credit transactions; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 1201—**

BY REPRESENTATIVE WELCH

## AN ACT

To amend and reenact R.S. 40:1095(A) and (B), relative to medical treatment; to authorize minors to consent to certain medical treatment under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 1231—**

BY REPRESENTATIVE PINAC

## AN ACT

To amend and reenact R.S. 6:641(E), 646(B)(3), 651(C), 653.1(A), and 656(A)(1)(a), to enact R.S. 6:649(A)(3) and 661.1, and to repeal R.S. 6:657, relative to credit unions; to provide for primary insurance; to provide for examination by the commissioner; to provide for supervisory committee examinations; to provide for private mortgage insurance; to provide for branching notification; to provide for teleconference board meetings; to repeal provision on reserve transfers; and to provide for related matters.

**HOUSE BILL NO. 1485—**

BY REPRESENTATIVES PINAC, BRUNEAU, AND MURRAY

## AN ACT

To amend and reenact R.S. 36:4.1(B)(1), to enact Chapter 6-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:561 through 607, and to repeal Chapter 6 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:491 through 556, relative to cosmetology; to provide relative to definitions; to provide for the creation of the Louisiana Board of Cosmetology; to provide for the membership and powers and duties of the board; to provide for the conduct of board business; to provide for the compensation of board

members; to prohibit certain information from being divulged; to provide for the "Cosmetologists' Board Fund"; to prohibit certain activities without a certificate of registration; to establish qualifications for certificates; to provide for continuing education for teachers; to provide for temporary and special permits; to establish an examination team and to provide for conducting examinations; to provide for inactive certificates and reactivations; to provide for certificates for managers; to provide for renewals of certificates; to provide for the registration and regulation of beauty shops; to prohibit the employment of certain persons at beauty shops; to provide for booth rental permits; to provide for the registration and regulation of cosmetology schools; to provide for the regulation of satellite classrooms; to require the display of certificates; to provide for records to be maintained; to provide for fees assessed; to provide for grounds for certain administrative actions by the board; to provide for fines assessed by inspectors; to provide for investigations; to provide for violations and penalties; to allow the board to institute actions for injunctions; to allow the board to petition for certain court orders; to provide for the review of board orders; and to provide for related matters.

**HOUSE BILL NO. 1562—**

BY REPRESENTATIVE DONELON

## AN ACT

To enact R.S. 9:3576.24, relative to the Collection Agency Regulation Act; to provide for designation of records of a collection agency as "trade secrets"; to make the taking of a collection agency's business records a crime; to provide for a cause of action; and to provide for related matters.

**HOUSE BILL NO. 1696—**

BY REPRESENTATIVES PIERRE, FRITH, AND MCDONALD

## AN ACT

To amend and reenact R.S. 41:1701, 1702(C), (D)(intro. para.) and (1), (F), (G)(1) and (2), (H), and (I), 1703(B), 1706, 1707(A) and (B), 1708, 1709, 1711(A), 1712(C) and (D), 1713(A), and 1714(C) and to enact R.S. 41:1701.1, relative to the State Land Office; to designate the agency which has the responsibility for administration and management of the state's water bottoms; 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.

**Adjournment**

Senator Lambert moved that the Senate adjourn until Saturday, June 16, 2001, at 8:30 o'clock A.M.

The President of the Senate declared the Senate adjourned until 8:30 o'clock A.M. on Saturday, June 16, 2001.

MICHAEL S. BAER, III  
Secretary of the Senate

GAYE F. HAMILTON  
Journal Clerk