

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

THIRTEENTH DAY'S PROCEEDINGS

Twenty-third Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
 State Capitol
 Baton Rouge, Louisiana
 Thursday, April 17, 1997

The House of Representatives was called to order at 1:30 P.M., by the Honorable H. B. "Hunt" Downer, Jr., Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Fruge	Odinot
Alario	Gautreaux	Perkins
Alexander, A.—93rd	Glover	Pierre
Alexander, R.—13th	Green	Pinac
Ansardi	Guillory	Pratt
Barton	Hammett	Quezaire
Baudoin	Heaton	Riddle
Baylor	Hebert	Romero
Bowler	Hill	Rousselle
Bruce	Holden	Salter
Brun	Hopkins	Scalise
Bruneau	Hudson	Schneider
Carter	Hunter	Shaw
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins

Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard-Lewis
Fontenot	Morrell	Windhorst
Forster	Morrish	Winston
Frith	Murray	Wright
Total—102		

ABSENT

Jenkins	Powell	Smith, J.D.—50th
Total—3		

The Speaker announced that there were 102 members present and a quorum.

Prayer

Prayer was offered by Rev. Chuck Frazier.

Pledge of Allegiance

Rep. Winston led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Riddle, the reading of the Journal was dispensed with.

On motion of Rep. Doerge, the Journal of April 16, 1997, was adopted.

Privileged Report of the Legislative Bureau

April 17, 1997

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 509
 Reported with amendments.

Respectfully submitted,

JIMMY N. DIMOS
 Chairman

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

April 16, 1997

To the honorable Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 106
 Returned without amendments.

House Concurrent Resolution No. 110
 Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
 Secretary of the Senate

Message from the Senate

SENATE BILLS

April 16, 1997

To the honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 222, 229, 232, 248, 262, 273, 290, 304, 377, 378, 382, 423, 426, 428, 467, 468, 489, 490, 492, 494, 495, 496, 499, 502, 514, 533, 534, 542, 543, 544, 545, 546, 548, 550, 551, 573, 736, 1387, and 1437

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Long, the rules were suspended in order to take up the bills contained in the message at this time.

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 222— BY SENATORS LANDRY, BEAN, CAIN, DYESS, HEITMEIER, LENTINI AND SMITH

AN ACT

To amend and reenact R.S. 32:61 and 62(A), relative to traffic regulations; to increase maximum speed limits on certain highways of the state; to require the Department of Transportation and Development to develop criteria to determine portions of roads requiring lower speed limits; and to provide for related matters.

Read by title.

SENATE BILL NO. 229— BY SENATOR ELLINGTON

AN ACT

To authorize and empower the board of commissioners of the Fifth Louisiana Levee District to exchange title to certain described parcels of land in Concordia Parish with Mr. Rodney Hutchins; and to provide for related matters.

Read by title.

SENATE BILL NO. 232— BY SENATORS HINES AND SHORT

AN ACT

To amend and reenact R.S. 17:1681.1, relative to scholarships for children of police officers or deputy sheriffs killed or permanently disabled in performance of duty; to increase the types of expenses covered by such scholarships; and to provide for related matters.

Read by title.

SENATE BILL NO. 248— BY SENATORS HAINKEL, BAGNERIS, BARHAM, CASANOVA, DARDENNE, GREENE, GUIDRY, HOLLIS, ULLO, BAJOIE, BEAN, CAIN, CAMPBELL, COX, DYESS, ELLINGTON, EWING, FIELDS, HEITMEIER, HINES, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SHORT, SIRACUSA, SMITH, TARVER AND THEUNISSEN AND REPRESENTATIVE BRUNEAU

A JOINT RESOLUTION

Proposing to amend Article VII, Sections 10(B) and (D)(2) and 10.3 of the Constitution of Louisiana, relative to appropriations; to abolish the Revenue Stabilization/Mineral Trust Fund and establish the Louisiana Stabilization Fund; to provide that the legislature appropriate certain nonrecurring revenue to the Louisiana Stabilization Fund; to provide for credits to and investment of the fund; to provide for instances when the fund may be appropriated; to provide for a maximum fund balance; and to specify an election for submission of the proposition to electors; and provide a ballot proposition.

Read by title.

SENATE BILL NO. 262— BY SENATOR ROMERO

AN ACT

To enact R.S. 33:381(C)(11), relative to the selection of municipal officers; to provide for the appointment of the chief of police in the village of Loreauville; to provide that the chief of police shall not have a residency requirement; and to provide for related matters.

Read by title.

SENATE BILL NO. 273— BY SENATOR SMITH

AN ACT

To authorize and empower the director of the State Land Office to exchange title to certain described parcels of land in Winn Parish with Dr. L.R. Collier; and to provide for related matters.

Read by title.

SENATE BILL NO. 290— BY SENATORS HEITMEIER AND SMITH AND REPRESENTATIVE DEWITT

A JOINT RESOLUTION

Proposing to amend Article VII, Section 1 of the Constitution of Louisiana, relative to the power to tax; to prohibit the exercise of the power to tax by any state court; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

SENATE BILL NO. 304— BY SENATOR CAIN

AN ACT

To enact R.S. 32:707(M), relative to motor vehicles; to provide for acquisition of titles for certain vehicles; to require deposit; to require waiting period; to authorize credit for deposit under certain circumstances; to provide for effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 377— BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 32:398(D), relative to traffic; to reduce time period for reporting certain traffic accidents to the Department of Public Safety and Corrections; and to provide for related matters.

Read by title.

SENATE BILL NO. 378—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 32:385(A)(2), relative to motor vehicles; to provide relative to size limitations on motor vehicles; to provide for exemptions to such limitations for certain equipment; and to provide for related matters.

Read by title.

SENATE BILL NO. 382—
BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 32:82(B), relative to driving on divided highways; to provide that no vehicle shall cross the painted continuous center line of a multiple lane highway; and to provide for related matters.

Read by title.

SENATE BILL NO. 423—
BY SENATORS CAMPBELL AND SHORT

AN ACT

To amend and reenact R.S. 17:1682.1(B), relative to student benefits; to provide for educational benefits for the child of a firefighter killed or disabled in the line of duty; to increase the number of semesters such child may be allowed to receive such benefits; and to provide for related matters.

Read by title.

SENATE BILL NO. 426—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2253(A)(1), relative to the Firefighters' Retirement System; to provide with respect to membership in the system; to establish a membership age limit; to provide for re-employment of a retiree without suspension of benefits; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 428—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2252(12), relative to the Firefighters' Retirement System, to provide with respect to the definition of member; to authorize employees of the retirement system to be members of the system; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 467—
BY SENATOR BAGNERIS

AN ACT

To amend and reenact R.S. 25:891(A) and (B) and to enact R.S. 25:891(D), relative to the Louisiana State Arts Council; to provide for membership of the council; to provide for terms of service; and to provide for related matters.

Read by title.

SENATE BILL NO. 468—
BY SENATOR BAGNERIS

AN ACT

To amend and reenact R.S. 33:4083.1, relative to the Sewerage and Water Board of New Orleans; to add unclaimed customer credit balances to the unclaimed customer water deposits to be retained by the board for use in funding the "Water Help Program Fund"; and to provide for related matters.

Read by title.

SENATE BILL NO. 489—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2175(E)(1), relative to the Sheriffs' Pension and Relief Fund; to provide for reemployment after retirement; to provide income limits during reemployment on a part-time basis; and to provide for related matters.

Read by title.

SENATE BILL NO. 490—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2178(B)(2) and (D)(III)(1) and (1)(d), relative to the Sheriffs' Pension and Relief Fund; to provide for benefits payable; to increase the disability benefit for partial disability; to authorize minimal income for a totally disabled member; to increase survivor's benefits for eligible parents; and to provide for related matters.

Read by title.

SENATE BILL NO. 492—
BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:2214.2, relative to the Municipal Police Employees' Retirement System; to require medical examinations prior to enrollment; to provide for waivers for preexisting conditions; to provide for failure to submit required information; and to provide for related matters.

Read by title.

SENATE BILL NO. 494—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2220(A)(1)(b), 2221(F)(1), and 2225(A)(7)(b), relative to the Municipal Police Employees' Retirement System; to provide with respect to cost-of-living adjustments; to remove base waiting period for granting of cost-of-living adjustments; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 495—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2227(B)(1)(a) and (b) and (D)(1)(b) and to repeal R.S. 11:2227(D)(1)(c), relative to the Municipal Police Employees' Retirement System; to provide with respect to contributions to the system when a member is receiving worker's compensation payments; and to provide for related matters.

Read by title.

SENATE BILL NO. 496—
BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:2224(E), relative to the Municipal Police Employees' Retirement System; to provide with respect to optional allowance selections; to prohibit a change in beneficiaries after retirement except under certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 499—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:157(C), relative to the Municipal Police Employees' Retirement System; to provide with respect to membership in the system; to authorize election to rejoin the system; and to provide for related matters.

Read by title.

SENATE BILL NO. 502—

BY SENATOR HINES AND REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 37:751(G), 752(4) and (8), 753(B) and (E)(3), 755, 760(4), (8), (9), (10), and (12), 761.1(2) and (4), 763(B), 764.1(A), (B), and (C), 770(A)(1) and (2), 774, 776(A)(8), the introductory paragraph of 777, 777(A)(11), 778, 780(A)(2) and (B)(1), 781(B), and 782, to enact R.S. 37:751(M), 753(J), 757, 764(C), 770(A)(3), (C), and (D), 776(A)(27), (28), and (29), 777(A)(21), (22), and (23), (B), and (C), and to repeal R.S. 37:761.1(5) and 764.1(A)(4), relative to the practice of dentistry; to provide for definitions; to provide for exemptions from licensing; to provide for appointments, vacancies, compensation, and powers and duties of the Louisiana State Board of Dentistry; to provide certain requirements for applicants for licensure, license reactivation, and renewal; to provide for refusal to issue, suspension, or revocation of a dental hygienist license and reinstatement thereof; to provide for a board hearing, notice, and penalty on charges against a licensed person; to provide relative to the issuance of subpoenas; to authorize the board to purchase immovable property; to provide for maintenance of certain records; and to provide for related matters.

Read by title.

SENATE BILL NO. 514—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 33:4574(C)(1)(a), relative to tourist commissions; to increase the membership of the Vermilion Parish Tourist Commission by two; and to provide for related matters.

Read by title.

SENATE BILL NO. 533—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To enact Subpart J of Part VI of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:310 through 310.1, relative to labeling requirements and penalties for misrepresenting seafood, fish, or fish products being sold; and to provide for related matters.

Read by title.

SENATE BILL NO. 534—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:8(103), relative to underutilized species; to redefine the term underutilized species; and to provide for related matters.

Read by title.

SENATE BILL NO. 542—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:302.1(B)(1) and (C)(2)(a) and 302.9(B), relative to nonresident basic and saltwater fishing license; to delete the requirement for a seven-day nonresident fishing license; and to provide for related matters.

Read by title.

SENATE BILL NO. 543—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:320(A)(4)(1) and (2), and to repeal R.S. 56:320(A)(4), relative to freshwater fish; to provide for the taking of certain freshwater fish; and to provide for related matters.

Read by title.

SENATE BILL NO. 544—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:332.1(A), relative to the license requirements for taking eel; to require that an eel fisherman need only possess a valid commercial fishing license to fish and sell eel; and to provide for related matters.

Read by title.

SENATE BILL NO. 545—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:327(A)(1)(a), relative to fisheries, to clarify a technical reference to rock bass; and to provide for related matters.

Read by title.

SENATE BILL NO. 546—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:8(76), 411(5), the introductory paragraph of R.S. 56:412(A), R.S. 56:412(A)(1), and 413; relative to domestic fish farming; to redefine "privately owned waters" to include enclosures on privately owned property; to provide for harvesting of fish from such waters; and to provide for related matters.

Read by title.

SENATE BILL NO. 548—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To enact R.S. 56:326(F)(5), relative to the possession or taking of crabs; to prohibit possession or taking of crabs under certain conditions; to provide additional penalties, including the loss of crab trap gear licenses, for violations; and to provide for related matters.

Read by title.

SENATE BILL NO. 550—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:327.1(C)(2), relative to aquaculturally-raised fish; to clarify the reporting responsibilities; and to provide for related matters.

Read by title.

SENATE BILL NO. 551—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:8(77), relative to fish and fish products; to define processing fish and fish products; and to provide for related matters.

Read by title.

SENATE BILL NO. 573—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To repeal R.S. 56:302.8, relative to the requirement that an owner of a charter vessel obtain a charter vessel fishing license; and to provide for related matters.

Read by title.

SENATE BILL NO. 736—

BY SENATORS ROBICHAUX AND DARDENNE
AN ACT

To enact R.S. 42:1125, relative to the Code of Governmental Ethics; to provide for disclosure of private contributions to governor-elect's transition and inauguration; to provide for definitions; to provide for penalties; to provide for immunity; and to provide for related matters.

Read by title.

SENATE BILL NO. 1387—

BY SENATORS HAINKEL, BAGNERIS, BARHAM, CASANOVA, DARDENNE, GREENE, GUIDRY, HOLLIS, AND ULLO
AN ACT

To amend and reenact R.S. 39:24(A) and (F), 34, 38, 54, 75(C), 94, and 95, to enact R.S. 39:33.1, 52.1, and 87, and to repeal R.S. 39:91, 92 and 93, relative to stabilization funds; to create the Louisiana Stabilization Fund in statute; to provide for deposit of money into the fund; to provide for the investment and use of the fund; to revise budget processes in regard to a deficit in the budget; to establish and revise budget processes for the determination of the expenditure limit and money available for appropriation in excess of this limit; to provide a ballot process for polling the legislature on certain budget propositions when the legislature is not in session; to abolish the Revenue Stabilization/Mineral Trust Fund in statute if and when a constitutional amendment is approved to abolish this fund in the constitution; to provide for effective dates; to provide for a designation of statutes into Subparts; and to provide for related matters.

Read by title.

SENATE BILL NO. 1437—

BY SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 6:2(10), 201(3), and 215(B) and (C) and to enact R.S. 6:121(B)(4), 201(18), 215(D) and 365.1, relative to state banks; to provide for mutual state banks; to provide for what shall constitute the capital of a mutual state bank; to

provide for mergers or conversions of federally insured financial institutions; to provide for conversions from one form of federally insured financial institution to another; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 112—

BY REPRESENTATIVE GAUTREUX
A CONCURRENT RESOLUTION

To recognize the Morgan City Archives as the official Mexican War sesquicentennial commemoration institution for the state of Louisiana and to commend the archives for its efforts to preserve the heritage of the state.

Read by title.

On motion of Rep. Gautreaux, and under a suspension of the rules, the above resolution was referred to the Committee on Municipal, Parochial and Cultural Affairs, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 113—

BY REPRESENTATIVE DOERGE
A CONCURRENT RESOLUTION

To urge and request the State Civil Service Commission to amend the required qualifications for employment as a classified civil service employee in the position of accountant to also permit an applicant who has earned the requisite number of hours in accounting from a school accredited by any national or regional accrediting agency recognized by the secretary of the United States Department of Education to be employed.

Read by title.

Lies over under the rules.

Introduction of House Bills and Joint Resolutions

The following named members introduced the following House Bills and Joint Resolutions, which were read the first time by their titles, and placed upon the calendar for their second reading:

HOUSE BILL NO. 1406—

BY REPRESENTATIVE HOPKINS
AN ACT

To amend and reenact R.S. 13:1952(21)(b), relative to the establishment and territorial jurisdiction of particular city courts; to provide for the election of the judges of the Shreveport City Court; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2318—

BY REPRESENTATIVE HILL
AN ACT

To enact R.S. 33:2737.67, relative to the Beauregard Parish School Board; to authorize the board to levy an additional sales and use tax with voter approval; to provide for the allowable uses of the proceeds of the tax; and to provide for related matters.

Read by title.

House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

HOUSE RESOLUTION NO. 22—

BY REPRESENTATIVE WINDHORST

A RESOLUTION

To adopt House Rule 6.6(A)(10) and (11) of the Rules of Order of the House of Representatives to specify that matters relating to gambling, gaming, and wagering, with the exception of parimutuel watering, and charitable gaming are within the subject matter jurisdiction of the Committee on Administration of Criminal Justice and shall be referred to the Committee on Administration of Criminal Justice.

Read by title.

Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 108—

BY REPRESENTATIVE RIDDLE

A CONCURRENT RESOLUTION

To repeal rules eliminating the Medically Needy Program within the Medicaid program; to repeal rules creating a state-funded Medically Needy Program; to provide for effective dates; and to provide for related matters.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

HOUSE CONCURRENT RESOLUTION NO. 109—

BY REPRESENTATIVE WILLARD-LEWIS

A CONCURRENT RESOLUTION

To urge and request that the United States Congress condemn the practice of hazing female cadets at military academies, potentially freeze federal funds to military academies where the practice of hazing women has taken place until such time as there is a more open environment for women, and form a congressional subcommittee to examine the issue and investigate specific incidents of hazing.

Read by title.

Under the rules, the above resolution was referred to the Committee on Judiciary.

HOUSE CONCURRENT RESOLUTION NO. 111—

BY REPRESENTATIVE DIEZ

A CONCURRENT RESOLUTION

To authorize and direct the Department of Transportation and Development to install "Slow-School Zone" signs on Louisiana Highway 73 (Old Jefferson Highway) near Oak Grove Elementary School in Ascension Parish.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 11—

BY SENATOR ULLO

A CONCURRENT RESOLUTION

To create a Select Council on Shrimp Management and a Shrimp Industry Review Panel to study the current and future management of Louisiana's shrimp resources and to make recommendations for future management objectives.

Read by title.

Under the rules, the above resolution was referred to the Committee on Natural Resources.

SENATE CONCURRENT RESOLUTION NO. 31—

BY SENATOR LANDRY

A CONCURRENT RESOLUTION

To extend the Public Bid Law Study Commission created by Senate Concurrent Resolution No. 176 of the 1991 Regular Session and to reappoint the current commission members.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

SENATE CONCURRENT RESOLUTION NO. 57—

BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS

A CONCURRENT RESOLUTION

To request the Supreme Court to promulgate rules which will provide for the suspension of an attorney's license to practice law where the attorney has failed to comply with a subpoena or court order as it pertains to child support payments.

Read by title.

Under the rules, the above resolution was referred to the Committee on Judiciary.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions on second reading to be referred to committees were taken up, read, and referred to committees, as follows:

HOUSE BILL NO. 2311—

BY REPRESENTATIVE SHAW

AN ACT

To amend and reenact R.S. 14:68.4, relative to the crime of unauthorized use of a motor vehicle; to provide for the time when that crime becomes applicable to possession of the motor vehicle with the consent of the owner; to provide for the time when that crime becomes applicable if there is a written agreement concerning the possession; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

HOUSE BILL NO. 2312—

BY REPRESENTATIVE SHAW

AN ACT

To enact R.S. 14:333.1, relative to crimes affecting the public generally; to provide with respect to the manufacture, distribution, sale, or offer of illegal identification cards; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

HOUSE BILL NO. 2313—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 30:2418(G), relative to waste tires; to provide that unexpended and unencumbered monies in the fund at the end of a fiscal year shall be credited to and deposited into the state general fund; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

HOUSE BILL NO. 2314—

BY REPRESENTATIVE RIDDLE

AN ACT

To amend and reenact R.S. 37:1171(5), 1701, 2366, and 2367 and to enact Part II of Chapter 28 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2371 through 2379, relative to psychologists; to authorize the State Board of Examiners of Psychologists to certify qualified psychologists to prescribe drugs and to provide for other related powers and duties; to provide for definitions; to provide for the duties of a psychologist certified to prescribe; to allow a psychologist certified to prescribe to give directions to certain other health care providers; to establish the qualifications for psychologists certified to prescribe and the requirements for such certification; to provide for renewal of the certificate; to provide for grounds for discipline, suspension, and revocation of a certificate; to prohibit issuance of a prescription by a psychologist who is not certified to prescribe; to provide a penalty for violations; to provide for prescribing practices; to provide for controlled substance prescriptive authority; to provide for coordination with the Louisiana Board of Pharmacy; to provide for designation of existing law; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

HOUSE BILL NO. 2315—

BY REPRESENTATIVE WILKERSON

AN ACT

To enact R.S. 32:706.1(C), relative to new and used motor vehicle dealers; to provide notice of wrecked vehicles; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

HOUSE BILL NO. 2316—

BY REPRESENTATIVES ILES AND THOMAS

AN ACT

To enact R.S. 37:918(16) and R.S. 37:920.1, relative to the Louisiana State Board of Nursing; to authorize the Louisiana State Board of Nursing to request and obtain state and national criminal history record information from certain state and federal agencies on any person applying for a license or permit which the board is authorized to issue, including permission to enroll as a student in clinical nursing courses; to require an applicant to submit a full set of fingerprints; to authorize the board to charge and collect a fee from any applicant for costs incurred by the board in requesting and obtaining criminal history record information and to authorize a charge to the board for such

information; to provide for definitions; to provide that state or national criminal history record information obtained by the board which is not already a matter of public record shall be confidential and nonpublic; to provide for the release of such information upon written consent of the applicant or by court order; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

HOUSE BILL NO. 2317—

BY REPRESENTATIVES DIEZ, FORSTER, HUDSON, SCALISE, AND TRAVIS

AN ACT

To amend and reenact R.S. 37:2162(I) and to enact R.S. 37:2162(J), relative to contractors; to provide for fines for violations to be transferred to a special contractor's educational trust fund to be used for educational purposes; to provide relative to civil penalties collected upon a finding that a person is acting as a contractor without a valid license; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 50—

BY SENATORS BEAN AND JONES AND REPRESENTATIVE BRUN

AN ACT

To amend and reenact 32:410(A)(3)(a)(i) and to enact 32:410(A)(3)(d), relative to drivers' licenses; to require the elimination of the appearance of social security numbers on such licenses; to authorize the office of motor vehicles to retain access to social security numbers; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Brun, the bill was returned to the calendar subject to call.

SENATE BILL NO. 60—

BY SENATORS SCHEDLER, SHORT AND THEUNISSEN

AN ACT

To amend and reenact R.S. 29:288, relative to free tuition for children of disabled veterans; to reduce the disability rating needed by disabled veterans in order for their children to receive free tuition in state colleges; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Education.

SENATE BILL NO. 192—
BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 2:135.3, relative to airport authorities; to prohibit discrimination against licensed aerial applicators; to provide for official investigation of aerial applicators in certain circumstances; to authorize suspension of airport or landing strip usage in certain instances; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 364—
BY SENATOR GREENE

AN ACT

To enact R.S. 37:2887(C), relative to certified stress analysts; to exempt certain peace officers from licensing requirements for activities conducted in course and scope of employment as peace officers; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 459—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 46:56(F)(4)(a), relative to public records; to authorize the Louisiana State Board of Dentistry and the Louisiana State Board of Medical Examiners to obtain certain information in case records of the Department of Health and Hospitals and the Department of Social Services without a written request by the board or a written waiver from an applicant, client, or his legal representative under certain circumstances; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 501—
BY SENATOR HINES AND REPRESENTATIVE DEWITT

AN ACT

To amend and reenact the introductory paragraph of R.S. 37:760 and to enact R.S. 37:760(B) and 763.1, relative to the Louisiana State Board of Dentistry; to provide for its powers and duties; to authorize the board to request and obtain criminal history record information on any person applying for any dental health care practitioner license, permit, certificate, or registration; to provide definitions; to provide for fees; to provide for confidentiality of information obtained; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 504—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 33:381(C)(1)(a), relative to municipal officers; to change the position of the chief of police in the city of Oakdale from that of an appointed position to that of an

elected position; to provide for a special election; to provide for effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 716—
BY SENATOR FIELDS

AN ACT

To enact Chapter 4 of Title 21 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 21:81 and 82, relative to the rental of rooms to persons under the age of eighteen; to provide penalties; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 963—
BY SENATOR HINES

AN ACT

To enact R.S. 36:259(BB)(3), and R.S. 40:5.11, relative to fluoridation of certain public water systems; to create the Fluoridation Advisory Board in the Department of Health and Hospitals and provide for the composition, powers, duties, functions, and compensation thereof; to establish a water fluoridation program in the office of public health and provide for the functions thereof; to authorize rulemaking related to the fluoridation of public water systems; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Riddle, the bill was returned to the calendar subject to call.

SENATE BILL NO. 1135—
BY SENATOR BRANCH

AN ACT

To authorize the naming of certain veterinary hospitals after a living person; to provide for an expiration date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 1303—
BY SENATOR HINES AND REPRESENTATIVES R. ALEXANDER AND THOMAS

AN ACT

To amend and reenact R.S. 17:2353 and 2354.4(D), (E), (J), and (K)(1) and to enact R.S. 17:2351(9), (10), and (11), relative to the Anatomical Gift Act; to provide for the designation of a state organ procurement organization; to provide for the donation of vascular organs to the Louisiana-designated organ procurement organization; to provide restrictions on the donation of vascular organs to out-of-state organ procurement organizations; to authorize the state organ procurement organization to enter into reciprocity agreements with organizations in other states; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 1335—
BY SENATOR SMITH

AN ACT

To enact R.S. 32:1254(N)(6)(r), relative to motor vehicles; to provide for interest rates; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 1388—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 22:635, relative to automobile insurance rates; to prohibit premium increases to policyholders due to a lapse for failure to renew; to provide for application on effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

SENATE BILL NO. 1436 (Substitute for Senate Bill No. 16 by Senator Cain)—
BY SENATOR CAIN

AN ACT

To enact Part I-C of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:741 through 743, relative to inmate litigation; to provide for loss of privileges or sanctions when litigation instituted by an inmate is determined by the court to be frivolous or malicious; to provide for definitions; to require inmates to pay for court cost and fees; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

**House and House Concurrent Resolutions
Reported by Committees**

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

HOUSE CONCURRENT RESOLUTION NO. 36—
BY REPRESENTATIVE WINDHORST

A CONCURRENT RESOLUTION

To amend the Department of Public Safety and Corrections, office of state police, video gaming division rules (LAC 42:XI.2405(B)(3), (4), and (5)), which provide for the expiration of video draw poker licenses, to allow for quarterly issuance of video draw poker licenses.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Windhorst, the resolution was ordered engrossed and passed to its third reading.

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

The following House Bills and Joint Resolutions on second reading reported by committees were taken up and acted upon as follows:

HOUSE BILL NO. 63—

BY REPRESENTATIVE GUILLORY

AN ACT

To amend and reenact R.S. 18:564(D) and to enact R.S. 18:1461(A)(21), relative to assistance in voting; to require the registrar of voters to indicate a voter's need for assistance at the polls on the voter's original application for registration under certain circumstances; to prohibit a person assisting a voter at the polls from influencing the assisted voter to vote a certain way; to provide for criminal penalties for violations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 63 by Representative Guillory

AMENDMENT NO. 1

On page 1, line 3, change "authorize" to "require"

AMENDMENT NO. 2

On page 1, delete line 4 and insert "indicate a voter's need for assistance at the polls on the voter's original application for registration under certain circumstances; to"

AMENDMENT NO. 3

On page 2, delete lines 1 through 4 in their entirety and at the beginning of line 5 delete "assistance in voting. The" and insert the following in lieu thereof:

"such statement is filed with the registrar as provided in this Paragraph or if a statement is presented to the commissioner-in-charge on election day pursuant to Paragraph (2) of this Subsection, the"

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 78—

BY REPRESENTATIVE ILES

AN ACT

To enact R.S. 15:538(C), relative to probation and parole for sexual offenders; to require as a condition of probation or parole medroxyprogesterone acetate treatment for certain sexual offenders; and to provide for related matters.

Read by title.

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Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 78 by Representative Iles

AMENDMENT NO. 1

On page 1, line 11, after "child," and before "or who is" insert "under the age of twelve years."

AMENDMENT NO. 2

On page 1, at the end of line 11, delete "any" and delete lines 12 and 13 in their entirety and on line 14 delete "Statutes of 1950," and insert in lieu thereof the following:

"R.S. 14:41, R.S. 14:42, R.S. 14:42.1, R.S. 14:43, R.S. 14:43.1, R.S. 14:43.2, R.S. 14:43.3, R.S. 14:43.4, R.S. 14:78, R.S. 14:78.1, or R.S. 14:89.1"

On motion of Rep. Windhorst, the amendments were adopted.

On motion of Rep. Windhorst, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 330— BY REPRESENTATIVE ROUSSELLE AN ACT

To amend and reenact R.S. 18:101(B), relative to voter registration; to provide for registration of persons having multiple residences; to require those persons to register at the residence upon which a homestead exemption is claimed; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 330 by Representative Rousselle

AMENDMENT NO. 1

On page 2, after line 9 insert the following:

"Section 2. This Act shall become effective on January 1, 1998. However, all election officials and public employees who under the constitution or election laws are charged with administering the election laws may take such action in compliance with the provisions of this Act before January 1, 1998, as is necessary to ensure that the provisions of this Act shall be implemented by such date."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 334— BY REPRESENTATIVE ROUSSELLE AN ACT

To enact R.S. 18:451.1, relative to qualification of candidates for elections; to provide that the qualifications for office which a candidate must possess may not be changed by a local governing authority during a certain time period; to provide for the date on which certain ordinances relating to the qualifications of a candidate may become effective; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 334 by Representative Rousselle

AMENDMENT NO. 1

On page 1, line 2 after "To" and before "relative" delete "amend and reenact R.S. 18:451," and insert "enact R.S. 18:451.1,"

AMENDMENT NO. 2

On page 1, delete line 4 and at the beginning of line 5 before "and to" delete "qualifying," and insert the following:

"must possess may not be changed by a local governing authority during a certain time period; to provide for the date on which certain ordinances relating to the qualifications of a candidate may become effective;"

AMENDMENT NO. 3

On page 1, line 7 after "R.S." and before "to read" delete "18:451 is hereby amended and reenacted" and insert "18:451.1 is hereby enacted"

AMENDMENT NO. 4

On page 1, delete lines 9 through 19 in their entirety and insert the following:

"§451.1. Local ordinances affecting the qualifications of candidates

Notwithstanding any other provision of law to the contrary, no ordinance of a local governing authority affecting the qualifications of a candidate for an office shall become effective until such ordinance has been duly adopted, promulgated, and if necessary, has been submitted to and approved by the Department of Justice and no such ordinance of a local governing authority shall become effective during the period between the opening of the qualifying period and the election of a candidate to such office; however, a local governing authority may provide that such ordinance is effective on a date subsequent to the election of a candidate to such office."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 384—

BY REPRESENTATIVE JETSON

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(B) of the Constitution of Louisiana, to provide with respect to extraordinary sessions of the legislature; to provide that the legislature may legislate generally or specifically with respect to any object included in the proclamation convening the session, including any additional or alternative approach to any such object; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 783—

BY REPRESENTATIVES HEATON AND DUPRE

AN ACT

To enact R.S. 15:574.4(H)(6), relative to conditions of parole; to provide that persons placed on parole must refrain from using and submit to testing for controlled dangerous substances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Windhorst, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 824—

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 40:1379.3.2, relative to local option elections to determine whether carrying concealed handguns will be allowed or prohibited; to provide for the calling of such elections; to provide for the conduct and effect of such elections; to provide for applicability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 824 by Representative Murray

AMENDMENT NO. 1

On page 1, line 17 after "municipality may" delete the remainder of the line, delete line 18 in its entirety, and on page 2, delete lines 1 through 3 in their entirety and insert "call an election in the"

AMENDMENT NO. 2

On page 2, line 7 after "parish may" delete the remainder of the line, delete lines 8 through 10 in their entirety, and at the beginning of line 11 delete "such area,"

AMENDMENT NO. 3

On page 2, delete lines 26 and 27 in their entirety and on page 3, delete lines 1 through 14 in their entirety

AMENDMENT NO. 4

On page 5 after line 10 insert the following:

"H. If a majority of the electors who vote in an election as authorized by this Section vote to prohibit the carrying of concealed handguns as otherwise authorized by law, the governing authority ordering the election shall post signs as appropriate to inform the public that carrying a concealed handgun in the parish, municipality, or unincorporated area of the parish, as the case may be, is prohibited."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 896—

BY REPRESENTATIVE FARVE (BY REQUEST)

A JOINT RESOLUTION

Proposing to amend Article IV, Section 5(E)(1) of the Constitution of Louisiana, to provide for the granting of reprieves, pardons, and remissions of fines by the Board of Pardons; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 950—

BY REPRESENTATIVE PERKINS

AN ACT

To enact Chapter 15 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:2001, relative to the authority of the governing authorities of local governmental subdivisions with respect to campaign signs; to prohibit such governing authorities from requiring a license or permit for the erection, display, or posting of campaign signs; to provide relative to certain prohibitions on such activities; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 950 by Representative Perkins

AMENDMENT NO. 1

On page 1, delete lines 2 and 3 in their entirety and insert the following in lieu thereof:

"To enact Chapter 15 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:2001,"

AMENDMENT NO. 2

On page 1, delete lines 11 through 16 in their entirety and insert the following:

"Section 1. Chapter 15 of Title 18 of the Louisiana Revised Statutes of 1950, comprised of R.S. 18:2001, is hereby enacted to read as follows:

CHAPTER 15. MISCELLANEOUS PROVISIONS

§2001. Permits for campaign signs prohibited"

AMENDMENT NO. 3

On page 2, line 4 after "signs" and before "person's" delete "supporting such" and insert "relating to a"

AMENDMENT NO. 4

On page 2, line 7 after "signs" and before "during" insert "on private property"

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1047—

BY REPRESENTATIVES R. ALEXANDER AND DEWITT
AN ACT

To enact R.S. 40:2006, relative to the Department of Health and Hospitals; to provide for the assessment of licensing fees, unit fees, and delinquency fees for specified types of health care facilities and providers; to provide for the assessment of subsidiary fees for applicable facilities; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1047 by Representatives Rodney Alexander and DeWitt

AMENDMENT NO. 1

On page 1, line 13, after "fee" and before "six hundred" delete "of" and insert "not to exceed"

AMENDMENT NO. 2

On page 2, delete lines 6 through 8

AMENDMENT NO. 3

On page 2, at the beginning of line 9, change "(i)" to "(f)"

AMENDMENT NO. 4

On page 2, at the beginning of line 10, change "(j)" to "(g)"

AMENDMENT NO. 5

On page 2, at the beginning of line 11, change "(k)" to "(h)"

AMENDMENT NO. 6

On page 2, at the beginning of line 12, change "(l)" to "(i)"

AMENDMENT NO. 7

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

AMENDMENT NO. 8

On page 2, at the beginning of line 14, change "(n)" to "(k)"

AMENDMENT NO. 9

On page 2, line 19, after "fee" and before "five dollars" delete "of" and insert "not to exceed"

AMENDMENT NO. 10

On page 2, line 23, after "means a" and before "vehicle," delete "bed," and insert "room,"

AMENDMENT NO. 11

On page 3, delete line 3 and at the beginning of line 4, change "(f)" to "(e)"

AMENDMENT NO. 12

On page 3, line 9, after "licensed" and before "by the" insert "or registered"

AMENDMENT NO. 13

On page 3, line 10, after "assessed a" delete the remainder of the line and insert "fee not to exceed three hundred dollars per subsidiary license or registration,"

AMENDMENT NO. 14

On page 3, at the beginning of line 14, delete "license." and insert "license or registration."

AMENDMENT NO. 15

On page 3, at the end of line 14, add "or registration"

AMENDMENT NO. 16

On page 3, between lines 17 and 18, insert the following:

"D. The fees authorized and charged to any category of provider as provided in Subsections A, B, and C of this Section shall not exceed the estimated costs of providing the services to such specified category of provider."

AMENDMENT NO. 17

On page 3, at the beginning of line 18, change "D." to "E."

AMENDMENT NO. 18

On page 3, line 23, after "subsidiary" and before "This" delete "license." and insert "license or registration."

AMENDMENT NO. 19

On page 4, at the end of line 2, delete "license." and insert "license or registration."

AMENDMENT NO. 20

On page 4, delete lines 9 through 11 and at the beginning of line 12, change "(i)" to "(f)"

AMENDMENT NO. 21

On page 4, at the beginning of line 13, change "(j)" to "(g)"

AMENDMENT NO. 22

On page 4, at the beginning of line 14, change "(k)" to "(h)"

AMENDMENT NO. 23

On page 4, at the beginning of line 15, change "(l)" to "(i)"

AMENDMENT NO. 24

On page 4, at the beginning of line 16, change "(m)" to "(j)"

AMENDMENT NO. 25

On page 4, at the beginning of line 22, change "licensure" to "licensure, registration,"

On motion of Rep. Rodney Alexander, the amendments were adopted.

On motion of Rep. Rodney Alexander, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1094—

BY REPRESENTATIVES WINDHORST AND DEWITT
AN ACT

To amend and reenact R.S. 15:574.2(C)(7) and to enact R.S. 15:574.2(C)(11), relative to the Board of Parole; to provide for rulemaking authority for the Board of Parole; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Windhorst, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1237—

BY REPRESENTATIVES THOMAS, DEWITT, AND DURAND
AN ACT

To amend and reenact R.S. 40:17 and to enact R.S. 40:31.22(E), relative to tuberculosis; to authorize the detention of an individual with active and communicable tuberculosis by execution of an emergency certificate; to provide for the maximum period of detention; to provide for the transfer of a patient to a tuberculosis unit or clinic; to provide for penalties for violation of an emergency certificate and release of the patient upon expiration of the emergency certificate; to establish a procedure for the preparation and issuance of an emergency certificate including procedures for the examination of the patient, factors to be used by a physician when determining if an emergency certificate should be executed, and follow-up examination procedures; to require the inpatient treatment facility to determine if a patient in a facility for tuberculosis is in need of medical stabilization for other conditions and to provide for the temporary transfer of such patient for medical stabilization treatment when necessary; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1237 by Representative Thomas, et al.

AMENDMENT NO. 1

On page 4, line 1, after "with" and before "quarantine" insert "voluntary agreements or"

AMENDMENT NO. 2

On page 5, at the end of line 10, after the period "." insert the following:

"If no follow-up examination occurs within the seventy-two hours following the execution of the emergency certificate, the emergency certificate shall be deemed to have expired by operation of law."

On motion of Rep. Rodney Alexander, the amendments were adopted.

On motion of Rep. Rodney Alexander, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1309—
BY REPRESENTATIVE WILKERSON
AN ACT

To amend and reenact R.S. 28:841, R.S. 36:258(C) and (E)(1), and R.S. 47:9021, relative to compulsive or problem gambling; to transfer responsibility for operation of certain programs related to compulsive or problem gambling from the office of mental health of the Department of Health and Hospitals to the office of alcohol and drug abuse of the department; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Rodney Alexander, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1506—
BY REPRESENTATIVE CLARKSON
AN ACT

To amend and reenact R.S. 15:574.2(C)(9), relative to the written notification of parole hearings; to provide for written notice of hearings to be made to crime victims; to provide for the time and contents of the written notice; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1506 by Representative Clarkson

AMENDMENT NO. 1

On page 2, line 4, after "less than" and before "days" change "seven" to "ten"

On motion of Rep. Windhorst, the amendments were adopted.

On motion of Rep. Windhorst, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1644—
BY REPRESENTATIVE VITTER
AN ACT

To amend and reenact R.S. 15:571.4(B)(2) and 574.4(I)(2), relative to forfeiture of diminution of sentence and parole; to remove maximum amount of good time forfeited if a condition of parole is violated; to provide that good time diminution of sentence which would have been earned if parole had not been granted is also forfeited for parole violations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Windhorst, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1645—
BY REPRESENTATIVES VITTER, BRUCE, DUPRE, KENNARD, MCCAIN,
ROMERO, AND WINDHORST
AN ACT

To enact R.S. 15:573.1 and 574.2.1, relative to pardon and parole; to limit contact with members of the Board of Pardons and Board of Parole regarding cases; to provide that letters written regarding inmates seeking pardon or parole shall be public record; to provide for exceptions; to provide penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1645 by Representative Vitter, et al.

AMENDMENT NO. 1

On page 1, line 4, after "written" and before "inmates" delete "on behalf of" and insert "regarding"

AMENDMENT NO. 2

On page 1, at the end of line 15, delete "on behalf" and at the beginning of line 16 delete "of" and insert "regarding"

AMENDMENT NO. 3

On page 2, line 1, after "Pardons" insert a period "." and delete the remainder of the line and delete line 2 in its entirety

AMENDMENT NO. 4

On page 2, at the end of line 4, delete "on behalf" and at the beginning of line 5 delete "of" and insert "regarding"

AMENDMENT NO. 5

On page 2, line 13, after "Section" and before "shall" insert "after being informed of the violation as provided in Subsection C of this Section"

AMENDMENT NO. 6

On page 2, at the end of line 18, delete the period "." and insert a comma "," and insert "or any letter written in opposition to pardon, clemency, or commutation of sentence."

AMENDMENT NO. 7

On page 2, line 25, after "otherwise" and before "any" delete "on behalf of" and insert "regarding"

AMENDMENT NO. 8

On page 3, line 1, after "Parole" delete the comma "," and insert a period "." and delete the remainder of the line and delete line 2 in its entirety

AMENDMENT NO. 9

On page 3, line 3, after "Parole" delete "on behalf of" and insert "regarding"

AMENDMENT NO. 10

On page 3, line 11, after "Section" and before "shall" insert "after being informed of the violation as provided in Subsection C of this Section"

AMENDMENT NO. 11

On page 3, at the end of line 16, delete the period "." and insert a comma "," and insert "or any letter written in opposition to the inmate's being placed on parole."

On motion of Rep. Windhorst, the amendments were adopted.

On motion of Rep. Windhorst, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1646—
BY REPRESENTATIVE VITTER
AN ACT

To enact R.S. 15:572.4(D), relative to the Board of Pardons; to provide that no applicant who has been sentenced to life imprisonment can apply to the Board of Pardons for pardon or commutation of sentence within a period of fifteen years from initial sentence; to provide time periods for additional review after denial by the board; to provide for exceptions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1646 by Representative Vitter

AMENDMENT NO. 1

On page 1, line 6, after "board;" and before "and to" insert "to provide for exceptions;"

AMENDMENT NO. 2

On page 2, at the end of line 11, insert the following:

"However, the provisions of this Subsection shall not apply when the board determines that new and material evidence that,

notwithstanding the exercise of reasonable diligence by the applicant, was not discovered before or during his trial, is available and if it had been introduced at the trial it would probably have changed the verdict or judgment of guilty."

On motion of Rep. Windhorst, the amendments were adopted.

On motion of Rep. Windhorst, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1681—
BY REPRESENTATIVE THOMAS
AN ACT

To amend and reenact R.S. 40:41(I), relative to vital statistics; to require the state registrar of vital statistics to issue a certified copy of a birth or death certificate to any public retirement system, fund, or plan in Louisiana upon written request of the retirement system; to limit the purposes for which the birth or death certificate may be requested; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Rodney Alexander, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1740—
BY REPRESENTATIVE FARVE (BY REQUEST)
AN ACT

To amend and reenact R.S. 15:572(A) and (B), relative to the Board of Pardons; to provide for the granting of reprieves, pardons, and remissions of fines by the Board of Pardons; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Windhorst, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1780—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 30:128(C), relative to the State Mineral Board; to provide relative to transfers and approval by the board; to provide relative to activities constituting a transfer; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 1780 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 14, after "transfer" delete the remainder of the line and insert

"of an overriding royalty interest other than transfers by sublessors or the successors of sublessors, a production, payment"

On motion of Rep. John Smith, the amendments were adopted.

On motion of Rep. John Smith, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1781—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 30:129(A), relative to the State Mineral Board; to provide relative to the powers, duties, and authority of the board; to provide relative to pooling agreements and operating units; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. John Smith, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1783—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 30:148.2, relative to the Department of Natural Resources; to provide relative to duties and powers of the office of mineral resources; to provide relative to lands which may be leased; to authorize the granting of surface/subsurface agreements for the erection and use of certain facilities or equipment where appropriate on unleased acreage; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. John Smith, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1788—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 30:6(F) and (G), relative to hearings by the commissioner of conservation; to provide for the payment of fees for such hearings; to provide for denial of the hearing; to provide for contesting of the commissioner's determination; to provide for time period for compliance with a determination; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 1788 by Representative DeWitt

AMENDMENT NO. 1

Change author of bill from Representative DeWitt to Representative Flavin

AMENDMENT NO. 2

On page 2, line 9, after "hearing" change the period to a comma and insert the following:

"and the hearing fee shall be refunded."

AMENDMENT NO. 3

On page 3, line 7, delete "ten" and insert in lieu thereof "thirty"

AMENDMENT NO. 4

On page 3, line 11, delete "ten-day" and insert in lieu thereof "thirty-day"

On motion of Rep. John Smith, the amendments were adopted.

On motion of Rep. John Smith, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1791—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 30:83(B)(10), 84(A)(1), (5), and (7), 85, 86(C) and (E)(introductory paragraph) and (2), 87(E), 88(B), (C), (D), (E), (F), and (G), 89, 91(B), 92(A), 93(A)(introductory paragraph) and (2)(c), and 95; to enact R.S. 30:92(C); and to repeal R.S. 30:83(F)(2) and (4), 84(A)(3), (B), and (C), 87(C), and 93(A)(2)(d), all relative to the Louisiana Oilfield Site Restoration Law; to provide relative to the powers and duties of the secretary and assistant secretary; to provide relative to the Oilfield Site Restoration Fund; to provide relative to oilfield site restoration fees; to provide relative to oilfield site trust accounts; to provide relative to non-orphan site restoration; to provide relative to orphaned oilfield sites; to provide relative to orphan site restoration; to provide for recovery of certain site restoration costs; to provide relative to no inference of liability on the part of the state; to provide procedures, conditions, and requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 1791 by Representative DeWitt

AMENDMENT NO. 1

Change the author of the bill from "DeWitt" to "Flavin"

On motion of Rep. John Smith, the amendments were adopted.

On motion of Rep. John Smith, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1795—
BY REPRESENTATIVE FLAVIN

AN ACT

To enact R.S. 30:28 and to repeal R.S. 30:204, relative to drilling permits; to provide relative to issuance procedures, fees, location plat, notice and hearing requirements, and funds; to redesignate the section of law with present language as a new section; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 1795 by Representative DeWitt

AMENDMENT NO. 1

Change the author of the bill from "DeWitt" to "Flavin"

On motion of Rep. John Smith, the amendments were adopted.

On motion of Rep. John Smith, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1836—
BY REPRESENTATIVE VITTER

AN ACT

To amend and reenact R.S. 15:574.4(A)(1) and (2)(a), relative to parole and intensive incarceration; to increase amount of sentence which must be served prior to being eligible for parole; to provide for certain types of offenders who are eligible for intensive incarceration and intensive parole supervision programs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1836 by Representative Vitter

AMENDMENT NO. 1

On page 2, line 14, after "having" and before "time" delete "served" and insert "been sentenced to serve"

On motion of Rep. Windhorst, the amendments were adopted.

On motion of Rep. Windhorst, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1837—
BY REPRESENTATIVE VITTER
AN ACT

To amend and reenact R.S. 15:572.1(E), 572.4(B)(1)(a), and 574, relative to the Board of Pardons; to provide for a quorum; to provide with respect to rulemaking; to provide for certain notices prior to consideration of pardon applications; to provide for the vote required for action to be taken; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1837 by Representative Vitter

AMENDMENT NO. 1

On page 2, delete line 18, and insert "the"

AMENDMENT NO. 2

On page 2, at the end of line 22, insert the following:

"In addition, the board shall not take up any consideration of an application for a pardon until it has made reasonable efforts to contact the victim or the surviving family members of the victim, including correspondence mailed at least ten days prior to the date of the hearing to the last known address of the victim or the surviving family members of the victim, and it has notified the Crime Victims Services Bureau of the Department of Public Safety and Corrections."

On motion of Rep. Windhorst, the amendments were adopted.

On motion of Rep. Windhorst, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1888—
BY REPRESENTATIVE R. ALEXANDER
AN ACT

To enact R.S. 40:975(G), relative to denial, revocation, or suspension of a license to manufacture, distribute, or dispense a controlled dangerous substance; to provide that a license to manufacture, distribute, or dispense a controlled dangerous substance shall be terminated by the Department of Health and Hospitals for failure to timely renew the license; to provide for appeals; to provide for the adoption of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Rodney Alexander, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1915—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 15:571.3(A)(1), relative to the diminution of prison sentences for good behavior; to provide for the rate of good time for certain prisoners in parish prisons; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1915 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 3, after "to provide" delete the remainder of the line and insert "for the rate of good time for certain prisoners in parish prisons; and to"

AMENDMENT NO. 2

On page 1, delete line 4

AMENDMENT NO. 3

On page 1, at the end of line 16, after "both" change the comma "," to a period "." and delete "at the"

AMENDMENT NO. 4

On page 1, delete line 17

AMENDMENT NO. 5

On page 2, at the beginning of line 1, delete "served" and insert the following:

"The amount of diminution of sentence allowed under this Paragraph shall be at the rate of thirty days for every thirty days in actual custody, except for a prisoner convicted a first time of a crime of violence, as defined in R.S. 14:2(13), who shall earn diminution of sentence at the rate of three days for every seventeen days"

AMENDMENT NO. 6

On page 2, line 1, after "including" and before "time spent" insert "in either case"

AMENDMENT NO. 7

On page 2, line 2, after "which" and before "is given" delete "defendant" and insert "the prisoner"

On motion of Rep. Windhorst, the amendments were adopted.

On motion of Rep. Windhorst, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1929—

BY REPRESENTATIVES DUPRE, CLARKSON, AND DURAND
AN ACT

To amend and reenact R.S. 40:32(10) and to enact R.S. 40:32(18), relative to vital statistics; to redefine "vital records"; to define "signature", "sign(ed)" to include written or electronic signatures; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Rodney Alexander, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2028—

BY REPRESENTATIVES DOWNER, DIMOS, LANCASTER, LEBLANC, MCDONALD, MCMAINS, ROUSSELLE, JOHN SMITH, STELLY, TRICHE, WALSWORTH, AND WILLARD-LEWIS
AN ACT

To enact R.S. 18:1461.1 and 1505.2(D), relative to campaign contributions and expenditures; to prohibit any person from coercing or attempting to coerce another person relative to campaign contributions; to prohibit any person from directly or indirectly affecting an individual's employment based upon campaign contributions; to prohibit an organization from directly or indirectly requiring its members to make certain contributions; to prohibit contributions or expenditures of funds gained through coercion; to provide for any contributions received through a violation to escheat to the state; to provide for definitions; to provide penalties for violations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2049—

BY REPRESENTATIVES R. ALEXANDER AND DEWITT
AN ACT

To amend and reenact the title of Part XIII of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, R.S. 40:1058.1(A)(1) through (7), 1058.2 through 1058.5(A), 1058.6, 1058.7, and 1058.9 and to repeal R.S. 40:1058.1(A)(8) through (29), relative to substance abuse/addiction treatment facilities; to provide for the Department of Health and Hospitals to license and monitor service providers engaged in operating substance abuse/addiction treatment facilities; to define terms; to provide penalties for violations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 2049 by Representatives Rodney Alexander and DeWitt

AMENDMENT NO. 1

On page 2, line 22, after "alcohol," and before "or a combination" insert "problem and compulsive gambling."

AMENDMENT NO. 2

On page 3, line 25, after "treatment" and before "services" insert "or problem and compulsive gambling"

AMENDMENT NO. 3

On page 4, line 3, after "abuse/addiction" and before "in a properly" insert "or problem and compulsive gambling"

On motion of Rep. Rodney Alexander, the amendments were adopted.

On motion of Rep. Rodney Alexander, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2050—

BY REPRESENTATIVES RIDDLE AND DEWITT
AN ACT

To amend and reenact R.S. 40:29, relative to laboratories operated by the office of public health of the Department of Health and Hospitals; to provide for a schedule of fees to be charged by such laboratories; to provide for the collection of such fees; to provide exceptions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 2050 by Representative Riddle and DeWitt

AMENDMENT NO. 1

On page 1, at the end of line 4, add "provide for the collection of such fees; to"

AMENDMENT NO. 2

On page 2, at the end of line 14, delete the period "." and insert "as deemed necessary by the state health officer."

AMENDMENT NO. 3

On page 8, at the end of line 7, change "38.00" to "31.00"

AMENDMENT NO. 4

On page 22, between lines 16 and 17, insert the following:

"(374) Blood lead § 17.50

D. The Department of Health and Hospitals may adopt rules and regulations in accordance with the Administrative Procedure Act

to provide for the collection of fees required by the fee schedule provided in this Section."

On motion of Rep. Rodney Alexander, the amendments were adopted.

On motion of Rep. Rodney Alexander, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2125—

BY REPRESENTATIVE WINDHORST
AN ACT

To enact R.S. 27:306(H), relative to video draw poker devices; to provide for the use of affidavits in certain license renewals; to make it unlawful to submit false information; to provide penalties; to provide exceptions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Windhorst, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2309 (Substitute for House Bill No. 1087 by Representative Wiggins)—

BY REPRESENTATIVES WIGGINS AND BAUDOIN
AN ACT

To enact R.S. 30:2014.2, relative to permits; to provide for applications; to provide for ownership; to provide for qualifications; to provide for criminal and civil violations; to provide for controlling interest; to provide for rules; and to provide for related matters.

Read by title.

On motion of Rep. Wiggins, the bill was ordered passed to its third reading.

HOUSE BILL NO. 2310 (Substitute for House Bill No. 1122 by Representative Travis)—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 9:3576.3(2)(a) and (4) 3576.5(A), 3576.9(C)(2), 3576.10(B), 3576.11(B), 3576.14, 3576.15(B) and (C) 3576.18(A), 3576.21(K) and 3576.22(B) and to enact R.S. 9:3576.5(C) and (D) and 3576.18(G), relative to the Collection Agency Regulation Act; to provide relative to the definition of "debt collector" or "collection agency" and "client", "Louisiana client" or "customer"; to provide for investigations and proceedings and powers of the commissioner; to provide relative to licensing and penalties; to delete references to the attorney general as being able to initiate investigations; to provide relative to licensing fees and branch office certificates, trust fund accounts, and administrative hearings; to provide relative to operating a collection agency without a license; and to provide for related matters.

Read by title.

On motion of Rep. Travis, the bill was ordered passed to its third reading.

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 330—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, BRANCH, COX, CRAVINS, DYESS, ELLINGTON, GUIDRY, HEITMEIER, HINES, HOLLIS, LAMBERT, LANDRY SHORT, SMITH AND THEUNISSEN
A JOINT RESOLUTION

Proposing to add Article I, Section 25 of the Constitution of Louisiana, to provide for rights of victims of crimes; to provide for submission of the proposed amendment to the electors; to specify an election for submission of the proposition to electors and provide a ballot proposition; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Windhorst, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**House and House Concurrent Resolutions on
Third Reading for Final Consideration**

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 49—

BY REPRESENTATIVES ANSARDI, DONELON, AND FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the office of state police to perform criminal background checks on certain health care personnel within the time frame specified by law.

Read by title.

On motion of Rep. Ansardi, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 89—

BY REPRESENTATIVE WINDHORST
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 1998 Regular Session of the Legislature R.S. 49:964(G)(6) only to the extent that it requires the court to find that an agency decision is "manifestly" erroneous in view of the reliable, probative, and substantial evidence on the whole record, thereby making the applicable standard of review to be erroneous in view of the reliable, probative, and substantial evidence on the whole record.

Read by title.

Rep. Windhorst moved the adoption of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.R.—30th
Carter	Jetson	Stelly
Chaisson	Johns	Strain
Clarkson	Kennard	Theriot
Copelin	Kenney	Thomas
Crane	Lancaster	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneaux	Triche
DeWitt	Martiny	Vitter
Diez	McCain	Walsworth
Dimos	McCallum	Warner
Doerge	McDonald	Welch
Donelon	McMains	Weston
Dupre	Michot	Wiggins
Durand	Montgomery	Wilkerson
Fauchoux	Morrell	Windhorst
Flavin	Morrish	Winston
Forster	Murray	Wright
Frith	Odinot	
Fruge	Perkins	
Total—97		

NAYS

Total—0

ABSENT

Farve	Jenkins	Smith, J.D.—50th
Fontenot	Mitchell	Willard-Lewis
Glover	Powell	
Total—8		

The resolution was adopted.

Ordered to the Senate.

HOUSE RESOLUTION NO. 6—

BY REPRESENTATIVES FAUCHEUX AND POWELL
A RESOLUTION

To create a committee to evaluate and recommend potential sites for a state park in St. John the Baptist Parish and Tangipahoa Parish and to urge and request the office of state parks to study the feasibility of establishing a park at sites recommended by the committee and to report its findings to the legislature.

Read by title.

On motion of Rep. Fauchoux, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 15—

BY REPRESENTATIVE ROUSSELLE
A CONCURRENT RESOLUTION

To urge and request the office of state parks to study the feasibility of making Fort Jackson in Plaquemines Parish a state commemorative area and to report its findings to the House Committee on Municipal, Parochial and Cultural Affairs and the Senate Committee on Education.

Read by title.

On motion of Rep. Rousselle, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 22—

BY REPRESENTATIVES FAUCHEUX AND POWELL AND SENATORS HAINKEL AND LANDRY
A CONCURRENT RESOLUTION

To create a committee to evaluate and recommend potential sites for a state park in St. John the Baptist Parish and Tangipahoa Parish and to urge and request the office of state parks to study the feasibility of establishing a park at sites recommended by the committee and to report its findings to the legislature.

Read by title.

On motion of Rep. Fauchaux, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 75—

BY REPRESENTATIVE MICHOT
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such action as is necessary to amend the federal regulations regarding commercial driver's license standards.

Read by title.

On motion of Rep. Michot, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVES TRICHE AND THORNHILL
A CONCURRENT RESOLUTION

To authorize and direct the House Committee on Transportation, Highways and Public Works and the Senate Committee on Transportation, Highways and Public Works to study and make recommendations with respect to the abolishment of levee districts and levee and drainage districts and the merging of the districts with a state agency.

Read by title.

Motion

On motion of Rep. Triche, the resolution was returned to the calendar subject to call.

HOUSE CONCURRENT RESOLUTION NO. 91—

BY REPRESENTATIVES LONG AND WRIGHT
A CONCURRENT RESOLUTION

To urge and request the Louisiana Litter Reduction and Public Action Commission to convene a conference for the purposes of conducting a statewide study of the litter program and the enforcement of litter laws.

Read by title.

On motion of Rep. Long, the resolution was adopted.

Ordered to the Senate.

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:

Regular Calendar

HOUSE BILL NO. 787—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 17:3351(A)(5) and to enact R.S. 17:3023(C), relative to tuition fees and loan programs for certain students; to provide relative to tuition fees charged to students attending certain law schools; to provide relative to a loan program for such students; to provide for the powers and duties of the Louisiana Student Financial Assistance Commission; and to provide for related matters.

Read by title.

Rep. Farve sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Farve to Engrossed House Bill No. 787 by Representative Lancaster

AMENDMENT NO. 1

On page 1 at the end of line 16 delete "law" and at the beginning of line 17 delete "school students" and insert in lieu thereof "post-graduate students"

AMENDMENT NO. 2

On page 2, line 17 after "attending" delete the rest of the line and on line 18 delete "and the Southern University Law Center" and insert in lieu thereof "any post-graduate school in this state."

Rep. Farve moved the adoption of the amendments.

Rep. Lancaster objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alexander, A.—93rd	Guillory	Pratt
Baudoin	Hammett	Quezaire
Baylor	Hill	Rousselle
Bruce	Holden	Shaw
Carter	Hunter	Warner
Copelin	Jetson	Welch
Curtis	Marionneaux	Weston
Doerge	McCain	Wilkerson
Durand	Morrell	Willard-Lewis
Farve	Murray	

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Glover
Total—34

Odinet

NAYS

Alexander, R.—13th	Frith	Riddle
Ansardi	Fruge	Salter
Barton	Gautreaux	Scalise
Bowler	Heaton	Schneider
Brun	Hebert	Smith, J.R.—30th
Bruneau	Hopkins	Stelly
Chaisson	Iles	Theriot
Clarkson	Johns	Thompson
Crane	Kenney	Thornhill
Damico	Lancaster	Toomy
Daniel	LeBlanc	Travis
Deville	Long	Triche
DeWitt	Martiny	Vitter
Diez	McCallum	Walsworth
Dimos	McDonald	Wiggins
Donelon	McMains	Windhorst
Faucheux	Michot	Winston
Flavin	Morrish	Wright
Fontenot	Perkins	
Forster	Pinac	

Total—58

ABSENT

Alario	Landrieu	Smith, J.D.—50th
Dupre	Mitchell	Strain
Hudson	Montgomery	Thomas
Jenkins	Powell	
Kennard	Romero	

Total—13

The amendments were rejected.

Rep. Curtis sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Curtis to Engrossed House Bill No. 787 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 5, after "schools" and before the semicolon ";", insert "and medical schools"

AMENDMENT NO. 2

On page 1, line 17, after "students" insert "and medical school students"

AMENDMENT NO. 3

On page 2, at the end of line 17, insert a comma ","

AMENDMENT NO. 4

On page 2, line 18, delete "and the" and after "Southern University Law Center" insert ", or the LSU Medical Center"

Rep. Curtis moved the adoption of the amendments.

Rep. Lancaster objected.

By a vote of 28 yeas and 60 nays, the amendments were rejected.

Rep. Lancaster moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Flavin	Salter
Alexander, R.—13th	Fontenot	Scalise
Ansardi	Forster	Schneider
Barton	Fruge	Shaw
Bowler	Gautreaux	Smith, J.R.—30th
Bruce	Hopkins	Stelly
Bruneau	Johns	Strain
Chaisson	Kenney	Theriot
Clarkson	Lancaster	Thornhill
Crane	Landrieu	Toomy
Damico	LeBlanc	Triche
Deville	Martiny	Vitter
DeWitt	McDonald	Walsworth
Diez	McMains	Wiggins
Dimos	Michot	Windhorst
Doerge	Montgomery	Winston
Donelon	Morrish	
Faucheux	Perkins	

Total—52

NAYS

Mr. Speaker	Heaton	Pinac
Alexander, A.—93rd	Hill	Pratt
Baudoin	Holden	Quezaire
Baylor	Hudson	Riddle
Carter	Hunter	Romero
Copelin	Iles	Rousselle
Curtis	Jetson	Thomas
Daniel	Kennard	Thompson
Dupre	Long	Travis
Farve	Marionneaux	Warner
Frith	McCain	Welch
Glover	McCallum	Weston
Green	Murray	Wilkerson
Guillory	Odinet	Willard-Lewis
Hammett	Pierre	

Total—44

ABSENT

Brun	Jenkins	Powell
Durand	Mitchell	Smith, J.D.—50th
Hebert	Morrell	Wright

Total—9

Failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 830—
BY REPRESENTATIVE WELCH
AN ACT

To enact R.S. 14:43.6, relative to sexual offenses; to define the crime of sexual misconduct by a physician or therapist; to provide definitions; to provide penalties; to provide exceptions; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Welch, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 932—
BY REPRESENTATIVE GREEN
AN ACT

To amend and reenact R.S. 22:2021, relative to health maintenance organizations (HMOs); to require HMOs to approve or disapprove a request for certain medical testing or treatment within forty-eight hours of receipt of the request; and to provide for related matters.

Read by title.

Rep. Green sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Green to Engrossed House Bill No. 932 by Representative Green

AMENDMENT NO. 1

On page 2, delete lines 12 through 16 in their entirety and insert in lieu thereof the following:

"B.(1) Every managed care entity shall either approve or disapprove within two working days of obtaining sufficient information a requested authorization for medical diagnostic testing or treatment from a health care provider.

(2) Every managed care entity shall either approve or disapprove within five working days of obtaining sufficient information the requested authorization for medical diagnostic testing or elective treatment from a health care provider.

(3) For the purposes of this Subsection, "managed care entity" means an insurance company, hospital, or medical benefit plan or program, health maintenance organization, integrated health care delivery system, an employer or employee organization, or a managed care contractor which operates a managed care plan. A managed care entity may include but it is not limited to a preferred provider organization, health maintenance organization, exclusive provider organization, independent practice association, clinic without walls, management services organization, managed care services organization, physician hospital organization, and hospital physician organization."

AMENDMENT NO. 2

On page 2, line 17, delete "(2)" and insert "(4)"

AMENDMENT NO. 3

On page 2, line 18, delete "health maintenance organization" and insert in lieu thereof "managed care entity"

On motion of Rep. Green, the amendments were adopted.

Rep. Green moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Forster	Murray
Alario	Frith	Odinet
Alexander, A.—93rd	Fruge	Perkins
Alexander, R.—13th	Gautreaux	Pierre

Ansardi	Glover	Pinac
Barton	Green	Pratt
Baudoin	Guillory	Quezaire
Baylor	Hammett	Riddle
Bowler	Heaton	Romero
Bruce	Hebert	Rousselle
Brun	Hill	Salter
Bruneau	Holden	Scalise
Carter	Hopkins	Schneider
Chaisson	Hudson	Shaw
Clarkson	Hunter	Smith, J.R.—30th
Copelin	Iles	Stelly
Crane	Jetson	Theriot
Curtis	Johns	Thompson
Damico	Kennard	Thornhill
Daniel	Kenney	Toomy
Deville	Lancaster	Travis
DeWitt	Landrieu	Triche
Diez	LeBlanc	Vitter
Dimos	Long	Warner
Doerge	Marionneaux	Wiggins
Donelon	Martiny	Wilkerson
Dupre	McCallum	Willard-Lewis
Durand	McDonald	Windhorst
Farve	McMains	Winston
Faucheux	Michot	Wright
Flavin	Montgomery	
Fontenot	Morrish	
Total—94		

NAYS

Walsworth
Total—1

ABSENT

Jenkins	Powell	Welch
McCain	Smith, J.D.—50th	Weston
Mitchell	Strain	
Morrell	Thomas	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Green moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 935—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 22:229.2, relative to health insurance; to prohibit discrimination against recovered or rehabilitated alcoholics; and to provide for related matters.

Read by title.

Rep. Johns sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Engrossed House Bill No. 935 by Representative Johns

AMENDMENT NO. 1

On page 1, line 11, after "person" delete "who is" and insert "solely on the basis that he is"

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AMENDMENT NO. 2

On page 1, at the end of line 15, add "This Section shall not prohibit the underwriting of health conditions which arise from alcoholism."

On motion of Rep. Johns, the amendments were adopted.

Rep. Johns moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives under the 'YEAS' section, including Mr. Speaker, Alario, Alexander, A.—93rd, etc.

NAYS

Total—0

ABSENT

Table listing names of representatives under the 'ABSENT' section, including Jenkins, Martiny, Powell, Smith, J.D.—50th, Weston.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 962— BY REPRESENTATIVE WILKERSON AN ACT

To amend and reenact R.S. 17:3042.34(A)(4), relative to eligibility requirements of the Louisiana Honors Scholarship Program; to exempt scholarship recipients who were foster children but who have reached eighteen years of age and are no longer receiving financial assistance or support from foster parents, natural or adoptive parents, or tutors from certain eligibility requirements; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Wilkerson, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 1984— BY REPRESENTATIVES MCMAINS, DEWITT, AND VITTER AN ACT

To amend and reenact the heading of Chapter 5 of Title II of Book I of the Code of Civil Procedure, to amend and reenact Arts. 591 through 594 and 596 and 611, the heading of Section 2 of Chapter 5 of Title II of Book I of the Code of Civil Procedure, to enact Code of Civil Procedure Arts. 612 through 618, and to repeal Code of Civil Procedure Art. 593.1, relative to class and derivative actions; to provide for procedural requirements for the filing, maintaining, and certification of class actions; to provide for notice to class members; to provide for judgments and other orders relative to class actions; to provide for venue and prescription of class actions; to provide for dismissal or compromise of a class action; to provide for procedures and requirements for filing and maintaining derivative actions; and to provide for related matters.

Read by title.

Motion

Rep. McMains moved to call the bill from the calendar.

Rep. Farve objected.

By a vote of 79 yeas and 15 nays, the House called the bill from the calendar.

Rep. Dimos, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 1984 by Representative McMains, et al.

AMENDMENT NO. 1

On page 12, line 9, following "court" insert a period "." and delete the remainder of the line and on line 10, change "in" to "In"

On motion of Rep. Dimos, the amendments were adopted.

Rep. McMains sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McMains to Engrossed House Bill No. 1984 by Representative McMains, et al.

AMENDMENT NO. 1

On page 3, delete lines 1 and 2

AMENDMENT NO. 2

On page 6, line 6, change "shall" to "may"

AMENDMENT NO. 3

On page 6, line 7, after "including" and before "attorney" insert "reasonable"

AMENDMENT NO. 4

On page 6, line 8, after "certification" and before the period "." insert "upon a finding by the court that the demand for class certification was frivolous"

AMENDMENT NO. 5

On page 6, delete line 23 and insert "prove by a preponderance of the evidence, compliance with all of the"

AMENDMENT NO. 6

On page 18, delete lines 11 through 16 and insert the following:

"Section 4. This Act shall become effective on July 1, 1997; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 1997, or on the day following such approval by the legislature, whichever is later."

On motion of Rep. McMains, the amendments were adopted.

Rep. Thornhill sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Thornhill to Engrossed House Bill No. 1984 by Representative McMains, et al.

AMENDMENT NO. 1

On page 1, line 3, delete "through" and insert ", 592,"

AMENDMENT NO. 2

On page 1, line 4, delete "and 596 and" and insert ", and"

AMENDMENT NO. 3

On page 1, line 6, change "Arts." to "Art." and delete "through 618" and after "612" insert a comma ","

AMENDMENT NO. 4

On page 1, line 7, after "593.1," and before "relative" insert "596, and 597,"

AMENDMENT NO. 5

On page 1, delete line 11, and insert "provide for"

AMENDMENT NO. 6

On page 1, line 17, delete "through 594 and" and insert ", 592, 594,"

AMENDMENT NO. 7

On page 2, at the beginning of line 1, delete "596"

AMENDMENT NO. 8

On page 2, line 3, change "Arts." to "Art." and delete "through 618 are" and insert "is"

AMENDMENT NO. 9

On page 2, line 20, after "class" insert a period "." and delete "as" and delete lines 21 and 22

AMENDMENT NO. 10

On page 3, delete lines 1 and 2

AMENDMENT NO. 11

On page 3, line 5, after "addition" change the comma "," to a colon ":" and delete the remainder of the line

AMENDMENT NO. 12

On page 3, line 7 delete "either"

AMENDMENT NO. 13

On page 3, line 23, after the period "." delete the remainder of the line and delete line 24 and insert "The matters pertinent to these findings include:"

AMENDMENT NO. 14

On page 3, delete lines 25 and 26

AMENDMENT NO. 15

On page 4, delete lines 1 through 4 and insert the following:

"(a) The interest of the members of the class in individually controlling the prosecution or defense of separate actions;

(b) The extent and nature of any litigation concerning the controversy already commenced by or against members of the class;"

AMENDMENT NO. 16

On page 4, line 5, change "(d)" to "(c)" and on line 6, change the period "." to a semicolon ";" and add "or"

AMENDMENT NO. 17

On page 4, line 7, change "(e)" to "(d)"

AMENDMENT NO. 18

On page 4, delete lines 9 through 22

AMENDMENT NO. 19

On page 5, delete lines 6 through 26 and insert the following:

"A. As soon as practicable after the commencement of an action brought as a class action, the court shall determine by order whether it is to be so maintained. An order under this Article may be conditional, and may be altered or amended before the decision on the merits.

B. In any class action maintained under Article 591(B)(3), the court shall direct to the members of the class the best notice practicable under the circumstances, including individual notice to all members who can be identified through reasonable effort. The notice shall advise each member that (1) the court will exclude the member from the class if the member so requests by a specified date; (2) the judgment, whether favorable or not, will include all members who do not request exclusion; and (3) any member who does not request exclusion may, if the member desires, enter an appearance through counsel.

C. The judgment in an action maintained as a class action under Article 591(B)(1) or (B)(2), whether or not favorable to the class, shall include and describe those whom the court finds to be members of the class. The judgment in an action maintained as a class action under Article 591(B)(3), whether or not favorable to the class, shall include and specify or describe those to whom the notice provided in Paragraph (B) was directed, and who have not requested exclusion, and whom the court finds to be members of the class.

D. When appropriate (1) an action may be brought or maintained as a class action with respect to particular issues, or (2) a class may be divided into subclasses and each subclass treated as a class, and the provisions of Article 591 and this Article shall then be construed and applied accordingly."

AMENDMENT NO. 20

On page 6, delete lines 1 through 26, and on page 7, delete lines 1 through 26, and on page 8, delete lines 1 through 26, and on page 9, delete lines 1 through 18

AMENDMENT NO. 21

On page 9, line 19, after "which" and before "this" insert "Article 591 and" and on the same line change "applies" to "apply"

AMENDMENT NO. 22

On page 10, delete lines 11 through 24, and insert the following:

"(6) Any of the orders provided in this Paragraph may be combined with an order pursuant to Article 1551, and may be altered or amended as may be desirable from time to time.

* * *

AMENDMENT NO. 23

On page 11, delete lines 1 through 3

AMENDMENT NO. 24

On page 11, delete lines 5 through 26, and insert the following:

"A. A class action shall not be dismissed or compromised without the approval of the court exercising jurisdiction over the class action. Notice of the proposed dismissal or compromise shall be given to all members of the class in such manner as the court directs.

B. If the terms of the proposed compromise provide for the adjudged creation of a settlement fund to be disbursed to and among members of the class in accordance with the terms thereof, the court having jurisdiction over the class action is empowered to approve the compromise settlement of the class action as a whole and issue a final judgment accordingly, following a finding that the compromise is fair, reasonable, and adequate for the class, and to order the distribution of the settlement fund accordingly, without the necessity

of prior qualification of representatives of minors, interdicts, successions, or other incompetents or absentees, or prior approval of the terms of the settlement or the distribution thereof by another court; provided, that in such cases the court having jurisdiction over the class action shall include in the orders of settlement and distribution of the settlement fund appropriate provisions to ensure that all funds adjudicated to or for the benefit of such incompetents, successions, or absentees are placed in appropriate safekeeping pending the completion of appointment, qualification, and administrative procedures otherwise applicable in this Code to the interests and property of incompetents, successions, and absentees."

AMENDMENT NO. 25

On page 12, delete lines 1 through 17 and delete lines 19 through 25

AMENDMENT NO. 26

On page 13, delete lines 1 through 26

AMENDMENT NO. 27

On page 14, delete lines 1 through 13

AMENDMENT NO. 28

On page 14, line 16, after "actions" delete the semicolon ";" and insert "by shareholders"

AMENDMENT NO. 29

On page 14, delete line 17

AMENDMENT NO. 30

On page 15, delete lines 1 through 7 and insert the following:

"In a derivative action brought by one or more shareholders or members to enforce a right of a corporation or of an unincorporated association, the corporation or association having failed to enforce a right which may properly be asserted by it, the complaint shall be verified and shall allege (1) that the plaintiff was a shareholder or member at the time of the transaction of which the plaintiff complains or that the plaintiff's share or membership thereafter devolved on the plaintiff by operation of law, and (2) that the action is not a collusive one to confer jurisdiction on a court of this state which it would not otherwise have. The complaint shall also allege with particularity the efforts, if any, made by the plaintiff to obtain the action the plaintiff desires from the directors or comparable authority and, if necessary, from the shareholders or members, and the reasons for the plaintiff's failure to obtain the action or for not making the effort. The derivative action may not be maintained if it appears that the plaintiff does not fairly and adequately represent the interests of the shareholders or members similarly situated in enforcing the right of the corporation or association. The action shall not be dismissed or compromised without the approval of the court, and notice of the proposed dismissal or compromise shall be given to shareholders or members in such manner as the court directs."

AMENDMENT NO. 31

On page 15, line 8, delete "Representation" and insert "Actions relating to unincorporated associations"

AMENDMENT NO. 32

On page 15, delete lines 9 through 26 and insert the following:

"An action brought by or against the members of an unincorporated association as a class by naming certain members as representative parties may be maintained only if it appears that the representative parties will fairly and adequately protect the interests of the association and its members. In the conduct of the action the court may make appropriate orders corresponding with those described in Article 592(D), and the procedure for dismissal or compromise of the action shall correspond with that provided in Article 594."

AMENDMENT NO. 33

On page 16, delete lines 1 through 24, and on page 17, delete lines 1 through 25, and on page 18, delete lines 1 through 6

AMENDMENT NO. 34

On page 18, line 7, after "Procedure" delete the remainder of the line and delete line 8 and insert "Articles 593.1, 596, and 597 are hereby repealed in their entirety."

Motion

Rep. Wiggins moved the previous question be ordered on the entire subject matter.

As a substitute motion, Rep. McMains moved that the previous question be ordered on the amendments.

The vote recurred on the substitute motion.

By a vote of 46 yeas and 44 nays, the House agreed to order the previous question on the amendments.

Rep. Thornhill moved the adoption of the amendments.

Rep. McMains objected.

By a vote of 55 yeas and 45 nays, the amendments were adopted.

Rep. McMains moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Perkins
Alario	Glover	Pierre
Alexander, R.—13th	Green	Pinac
Ansardi	Guillory	Pratt
Barton	Hammett	Quezaire
Baylor	Heaton	Riddle
Bowler	Hebert	Romero
Bruce	Hill	Rousselle
Brun	Holden	Salter
Bruneau	Hopkins	Scalise
Carter	Hudson	Schneider
Chaisson	Hunter	Shaw
Clarkson	Iles	Smith, J.R.—30th
Copelin	Jetson	Stelly
Crane	Johns	Strain
Curtis	Kennard	Theriot
Damico	Kenney	Thomas
Daniel	Lancaster	Thompson
Deville	Landrieu	Thornhill

DeWitt	LeBlanc	Toomy
Diez	Long	Travis
Dimos	Marionneaux	Triche
Doerge	Martiny	Vitter
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinot	Wright
Total—99		

NAYS

Baudoin
Total—1

ABSENT

Alexander, A.—93rd	Mitchell	Smith, J.D.—50th
Jenkins	Powell	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McMains moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Diez, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea.

HOUSE BILL NO. 975—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:3351(A)(5), relative to the finance of public higher education; to require that the commissioner of administration reduce under specified circumstances state general fund appropriations that are allocated for use by a public higher education institution; to provide guidelines for taking such action and for determining the amount of any such reduction; and to provide for related matters.

Read by title.

Motion

Rep. Brun moved the previous question be ordered on the entire subject matter.

Rep. Wilkerson objected.

By a vote of 66 yeas and 17 nays, the House agreed to order the previous question on the entire subject matter.

Rep. Crane moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fontenot	Odinet
Alario	Forster	Perkins
Alexander, R.—13th	Frith	Pinac
Ansardi	Fruge	Rousselle
Baudoin	Gautreaux	Salter
Bowler	Hammett	Scalise
Bruce	Heaton	Schneider
Brun	Hebert	Shaw
Bruneau	Hill	Smith, J.R.—30th
Carter	Hopkins	Stelly
Chaisson	Johns	Strain
Clarkson	Kenney	Theriot
Copelin	Lancaster	Thomas
Crane	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Deville	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Wiggins
Durand	Michot	Windhorst
Fauchoux	Montgomery	Winston
Flavin	Morrish	Wright
Total—72		

NAYS

Alexander, A.—93rd	Holden	Pierre
Baylor	Hudson	Pratt
Curtis	Hunter	Quezairé
Daniel	Iles	Riddle
DeWitt	Jetson	Toomy
Farve	Long	Welch
Glover	Mitchell	Wilkerson
Green	Morrell	Willard-Lewis
Guillory	Murray	
Total—26		

ABSENT

Barton	Powell	Weston
Jenkins	Romero	
Kennard	Smith, J.D.—50th	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crane moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On joint motion of Reps. Hudson and Riddle, and under a suspension of the rules, the above roll call was corrected to reflect their voting nay.

Suspension of the Rules

On motion of Rep. Long, the rules were suspended in order to take up Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

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

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

April 17, 1997

To the honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 38, 55, and 62

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

April 17, 1997

To the honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 130, 161, 165, 578, 582, 584, 586, 588, 592, 593, 667, 682, 788, 819, 829, 830, 831, 833, 835, 836, 837, 839, 850, 869, 945, 992, 995, 1093, 1145, 1170, 1173, 1174, and 1300

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. McCain, the rules were suspended in order to take up the bills contained in the message at this time.

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 130—
BY SENATOR COX

AN ACT

To enact Code of Civil Procedure Art. 1475, relative to submission of uncontested medical bills; to provide for introduction of medical bills by affidavit; to provide for counter affidavits; to provide for assessment of costs and expenses; and to provide for related matters.

Read by title.

SENATE BILL NO. 161—

BY SENATOR JORDAN

AN ACT

To repeal Code of Criminal Procedure Art. 894.1(D)(3), (4), and (5), relative to sentencing guidelines; to repeal certain requirements that the court advise the offender relative to the length of sentence and whether the sentence was enhanced.

Read by title.

SENATE BILL NO. 165—

BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 14:45(B), relative to kidnapping; to enhance the penalty for simple kidnapping; and to provide for related matters.

Read by title.

SENATE BILL NO. 578—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER

AN ACT

To amend and reenact Children's Code Articles 1301.3, 1301.4, 1301.5, 1302.1 through 1302.6, 1302.7 through 1302.9, 1303.1(B)(4), and (C), 1303.3 through 1303.8, 1303.10(B), 1303.11(A), 1303.12, 1303.13(B), and (C), 1303.14(A), 1303.16 through 1303.19, 1304.1, 1305.1, 1305.2, 1306.1, 1306.2, 1306.3, 1306.5, 1306.6(A) and (C), 1306.7, 1306.10, 1306.11, 1306.12, 1307.1 and 1308.2(B), and to enact Children's Code Articles 1305.3 through 1305.7, 1306.13, and 1306.14, and to rename the headings of Sections 3 and 5 of Chapter 1 of Title XIII of the Louisiana Children's Code, all relative to the Uniform Interstate Family Support Act; to provide for amendments thereto in conformity with changes proposed by the National Conference of Commissioners on Uniform State Laws; to provide with respect to tribunals; to provide with respect to income-withholding orders; to provide with respect to modifications of support orders; and to provide for related matters.

Read by title.

SENATE BILL NO. 582—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER

AN ACT

To enact R.S. 9:392 and 393, relative to the acknowledgment of illegitimate children; to provide with respect to the minimum requirements of a declaration of acknowledgment; to provide for full faith and credit of foreign acknowledgments; and to provide for related matters.

Read by title.

SENATE BILL NO. 584—

BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS

AN ACT

To amend and reenact R.S. 9:311(C) relative to child support; to provide for periodic review and adjustment of child support awards in cases enforced through the Department of Social Services; and to provide for related matters.

Read by title.

SENATE BILL NO. 586—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER

AN ACT

To amend and reenact the title of Part I-B of Chapter 1 of Code Title VII of Code Book I of Title 9 of the Louisiana Revised Statutes

of 1950 and R.S. 9:399, relative to child support; to provide for an interim order of child support during a paternity proceeding; to provide limitations thereto; and to provide for related matters.

Read by title.

SENATE BILL NO. 588—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND ROMERO

AN ACT

To amend and reenact the title of Subpart C of Part I-A of Chapter 1 of Code Title V of Code Book 1 of Title 9 of the Louisiana Revised Statutes of 1950, R.S. 9:315.30, 315.31(3) and (4), 315.32(A), 315.33(A), 315.34, and 315.35(A) and enacts R.S. 9:315.31(11), relative to child support; to provide for the suspension of professional, driver's, and recreational licenses for failure to comply with subpoenas or court orders in or ancillary to child support or paternity proceedings; and to provide for related matters.

Read by title.

SENATE BILL NO. 592—

BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS

AN ACT

To enact Children's Code Art. 616(D), relative to records of child abuse or neglect cases; to provide a procedure for expungement of certain records; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 593—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER

AN ACT

To amend and reenact Children's Code Art. 672, relative to children in need of care whose custody is assigned to the Department of Social Services; to provide for the department's authority over placements and allocation of resources; to provide for the obligation of other public agencies and institutions; and to provide for related matters.

Read by title.

SENATE BILL NO. 667—

BY SENATORS SCHEDLER, SHORT, FIELDS, JORDAN, LANDRY AND LENTINI

AN ACT

To enact R.S. 46:1842(10) and 1844(Z) and the Louisiana Children's Code Arts. 116(29), 811.1(G) and 811.3(3), relative to juveniles; to provide with respect to the rights of victims; to provide for the rights of juvenile crime victims under the age of seventeen years; to provide for confidentiality; to provide definitions; and to provide for related matters.

Read by title.

SENATE BILL NO. 682—

BY SENATOR LANDRY

AN ACT

To enact R.S. 49:191(11) and to repeal R.S. 49:191(8)(g), relative to the Department of Transportation and Development, including provisions to provide for the re-creation of the Department of Transportation and Development and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

SENATE BILL NO. 788—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2223(B)(2) and (C) and to enact R.S. 11:2221(M) and 2223(B)(3), (4), and (5), relative to the Municipal Police Employees' Retirement System; to provide for determination of disability benefits; to provide for benefit options upon attaining normal retirement age; to provide for eligibility of a child of a police officer for purposes of educational benefits; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 819—
BY SENATORS HEITMEIER AND DARDENNE

AN ACT

To amend and reenact R.S. 11:481(A) and (E), relative to the Louisiana State Employees' Retirement System; to provide for eligibility for survivor benefits; to provide for the payment of survivor benefits; to provide for a retroactive effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 829—
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 39:1503(A)(1) and (2), relative to consulting and social service contracts; to reduce the number of advertisements required for request for proposals; to reduce the time requirement for advertising prior to accepting proposals for consulting services; and to provide for related matters.

Read by title.

SENATE BILL NO. 830—
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To enact R.S. 39:1482(K), relative to state procurement of professional, personal, consulting, and social services; to provide for exemptions of certain contracts for the office of facility planning and control; and to provide for related matters.

Read by title.

SENATE BILL NO. 831—
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 38:2241(A)(2), relative to public contracts; to increase the minimum contract amount for required performance and payment bonds from five thousand to ten thousand dollars; and to provide for related matters.

Read by title.

SENATE BILL NO. 833—
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 43:1(A), relative to public printing; to provide an exemption for certain schools and higher education institutions from the requirement of print purchases through the central purchasing agency in the division of administration; and to provide for related matters.

Read by title.

SENATE BILL NO. 835—
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 39:1644(B), relative to the amendment of leases of office or warehouse space; to provide for the amendment of existing leases of office or warehouse space of less than five thousand square feet to up to a maximum of four thousand nine hundred ninety-nine square feet; and to provide for related matters.

Read by title.

SENATE BILL NO. 836—
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 38:2316, relative to the selection of professional services for public contracts; to provide for an increase of the estimated project budget cost limit; and to provide for related matters.

Read by title.

SENATE BILL NO. 837—
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 39:1596, relative to methods of source selection, to provide for small purchase procurements; and to provide for related matters.

Read by title.

SENATE BILL NO. 839—
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 39:1594(I), relative to the Louisiana Procurement Code; to provide with respect to methods of source selection; to provide for exemption; and to provide for related matters.

Read by title.

SENATE BILL NO. 850—
BY SENATOR SHORT

AN ACT

To amend and reenact R.S. 17:3042.32(B)(1); to change the qualifications needed by graduates of the Louisiana School for Math, Science, and the Arts to receive the Louisiana Honors Scholarship; and to provide for related matters.

Read by title.

SENATE BILL NO. 869—
BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:2174.1, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to membership service credit; to authorize certain credit for out-of-state law enforcement service; and to provide for related matters.

Read by title.

SENATE BILL NO. 945—
BY SENATOR EWING

AN ACT

To enact R.S. 33:9103(A)(4), relative to the board of commissioners for communications districts; to authorize the governing authority of Ouachita Parish to increase the membership of the board; and to provide for related matters.

Read by title.

SENATE BILL NO. 992—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 23:1101(D)(1) and 1102(A), and to enact R.S. 23:1103(A)(3); relative to workers' compensation; to provide with respect to rights against third persons; to clarify that suits against a third person to recover workers' compensation benefits paid shall be tried before a district court judge; to authorize disputes regarding the calculation of employer's credit to be filed with the office of workers' compensation and tried before a hearing officer; and to provide for related matters.

Read by title.

SENATE BILL NO. 995—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 23:1208(D), relative to worker's compensation; to provide with respect to worker's compensation benefits; to provide for assessment of penalties by hearing officers; and to provide for related matters.

Read by title.

SENATE BILL NO. 1093—
BY SENATORS HAINKEL AND SCHEDLER AND REPRESENTATIVE WINSTON

AN ACT

To designate Louisiana Highway 3228 which connects Louisiana Highway 22 and North Causeway Boulevard Service Road located in St. Tammany Parish as Asbury Drive; and to provide for related matters.

Read by title.

SENATE BILL NO. 1145—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:3688(A)(2)(a)(ii), relative to the Harbor Police Retirement System; to provide for the term of certain members of the board of trustees; and to provide for related matters.

Read by title.

SENATE BILL NO. 1170—
BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER

AN ACT

To amend and reenact R.S. 9:303(C) and to enact R.S. 46:236.11, relative to child support enforcement services; to create a state unit for collection and disbursement of child support payments; to provide for operation of the unit; to require certain procedures; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 1173—
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 39:1645(B) relative to state procurement; to provide for purchase of used equipment by colleges and universities; to provide for certification; and to provide for related matters.

Read by title.

SENATE BILL NO. 1174—
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To enact R.S. 39:1661(D), relative to public contracts; to provide for laws governing certain contracts; and to provide for related matters.

Read by title.

SENATE BILL NO. 1300—
BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS

AN ACT

To amend and reenact Children's Code Arts. 675(A) and (B)(1), 684(B), and 702(A), relative to child in need of care; to provide for the contents of case plans and findings relative to judgments of disposition and dispositional review hearings; and to provide for related matters.

Read by title.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 23—
BY REPRESENTATIVE RIDDLE

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to instruct West Publishing Company to reprint the Revision Comments of 1996 to Civil Code Article 1493 (comment (c)) by deleting all references describing such incapable children in terms other than those used in the article, to wit: children who are "permanently incapable of caring for their persons or administering their estates".

Read by title.

On motion of Rep. Damico, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 114—
BY REPRESENTATIVE WELCH

A CONCURRENT RESOLUTION

To remember and to reflect on the life of Ennis William Cosby and the contributions that he made therein and to offer condolences to his family and friends.

Read by title.

On motion of Rep. Welch, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 115—
BY REPRESENTATIVE MCMAINS

A CONCURRENT RESOLUTION

To commend and congratulate Cathy Seal of Tara High School and Mimi Barton of Cedarcrest-Southmoor Elementary School in Baton Rouge for their work as media specialists and for being recognized by being awarded statewide honors.

Read by title.

On motion of Rep. McMains, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 116—

BY REPRESENTATIVE MONTGOMERY
A CONCURRENT RESOLUTION

To commend and congratulate William C. Allred upon his selection as Louisiana State Assistant Principal of the Year and to recognize his dedication to the field of education.

Read by title.

On motion of Rep. Montgomery, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 117—

BY REPRESENTATIVE ODINET
A CONCURRENT RESOLUTION

To urge and request restoration and payment of funds owed by the Louisiana Department of Wildlife and Fisheries to the Louisiana Seafood Promotion and Marketing Board.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 118—

BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Elderly Affairs to make available to elderly residents of the state a toll-free twenty-four-hour-a-day telephone number through which elderly persons can report any case of abuse of which they are aware and to publicize such number in a manner that will ensure that elderly residents of the state are aware of it and will be inclined to use it, including but not limited to postings relative to the telephone number in locations frequented by the elderly such as senior citizens centers, nursing homes, adult day care centers, grocery stores, and drug stores throughout the state.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 119—

BY REPRESENTATIVE LONG
A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals, office of public health, to take steps necessary to provide for the development and implementation of electronic issuance of benefits under the Special Supplemental Nutrition Program for Women, Infants, and Children to eligible recipients beginning no later than March 1, 1998.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 120—

BY REPRESENTATIVES PRATT AND MURRAY
A CONCURRENT RESOLUTION

To express the condolences of the Louisiana Legislature upon the death of Deaconess Edna Wilson Carter Foster of New Orleans.

Read by title.

On motion of Rep. Pratt, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 121—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development, the Federal Highway Administration, and the St. John the Baptist Parish Council to enter into a joint-use agreement in order to construct a tourist information center at the I-10/I-55/US 61 intersection in LaPlace.

Read by title.

Lies over under the rules.

**Introduction of House Bills
and Joint Resolutions**

The following named members introduced the following House Bills and Joint Resolutions, which were read the first time by their titles, and placed upon the calendar for their second reading:

HOUSE BILL NO. 2319—

BY REPRESENTATIVES LEBLANC AND DOWNER
AN ACT

To amend and reenact R.S. 27:13(C)(5) and R.S. 47:9072(A), relative to certain boards and corporations; to prohibit a member or former member of such entities from qualifying as a candidate for elective office for a certain period of time; to prohibit an officer or former officer of such entities from qualifying as a candidate for elective office for a certain period of time; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2320—

BY REPRESENTATIVE VITTER
AN ACT

To amend and reenact R.S. 42:1102(18), relative to the Code of Governmental Ethics; to provide for the definition of public employee; to provide for the application of such definition to certain persons; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2321—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1483(14), relative to campaign finance; to change the definition of "political committee"; to remove the requirement that such committee be organized for the primary purpose of supporting or opposing a candidate or proposition; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2322—

BY REPRESENTATIVE LEBLANC
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 1996-1997 Fiscal Year; and to provide for related matters.

Read by title.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on
House and Governmental Affairs**

April 17, 1997

To the Speaker and Members of the House of Representatives:

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

House Bill No. 18, by Doerge (Joint Resolution)
Reported favorably. (9-0)

House Bill No. 635, by Bruneau
Reported with amendments. (11-0) (Regular)

House Bill No. 863, by Murray
Reported with amendments. (10-3) (Regular)

House Bill No. 1164, by Clarkson
Reported favorably. (10-2) (Regular)

House Bill No. 1208, by Lancaster
Reported favorably. (9-0) (Regular)

House Bill No. 1209, by Lancaster
Reported favorably. (9-0) (Regular)

House Bill No. 1317, by Lancaster
Reported with amendments. (8-0) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

**Report of the Committee on
Administration of Criminal Justice**

April 17, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 165, by Perkins
Reported with amendments. (7-2-1) (Regular)

House Bill No. 386, by Landrieu
Reported with amendments. (7-2-1) (Regular)

House Bill No. 632, by Windhorst
Reported favorably. (7-0-1) (Regular)

House Bill No. 733, by Forster (Joint Resolution)
Reported without action. (8-1-1)

House Bill No. 940, by Landrieu
Reported with amendments. (8-0-1) (Regular)

House Bill No. 1321, by Montgomery
Reported with amendments. (6-3-1) (Regular)

House Bill No. 1325, by Thompson
Reported favorably. (6-0-1) (Regular)

House Bill No. 1326, by Thompson
Reported with amendments. (5-1-1) (Regular)

House Bill No. 1754, by Toomy
Reported with amendments. (8-0-1) (Regular)

House Bill No. 2256, by Copelin
Reported with amendments. (9-1-0) (Regular)

House Bill No. 2294, by Travis
Reported favorably. (8-0-1) (Regular)

STEPHEN J. WINDHORST
Chairman

Report of the Committee on Health and Welfare

April 17, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Bill No. 464, by Downer
Reported favorably. (9-0) (Regular)

House Bill No. 1176, by Landrieu
Reported with amendments. (9-0) (Regular)

House Bill No. 1418, by Rodney Alexander
Reported favorably. (10-0) (Regular)

House Bill No. 1475, by Shaw
Reported favorably. (8-4) (Regular)

House Bill No. 1693, by Dimos
Reported favorably. (9-0) (Regular)

House Bill No. 1702, by McCain
Reported favorably. (9-0) (Regular)

House Bill No. 1723, by Weston
Reported with amendments. (9-0) (Consent)

RODNEY ALEXANDER
Chairman

Report of the Committee on Natural Resources

April 17, 1997

To the Speaker and Members of the House of Representatives:

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

House Bill No. 58, by Bowler
Reported with amendments. (8-3) (Regular)

House Bill No. 152, by Wiggins
Reported with amendments. (10-0) (Regular)

House Bill No. 1316, by Kenney
Reported favorably. (11-0) (Regular)

House Bill No. 2002, by DeWitt
Reported with amendments. (11-0) (Regular)

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House Bill No. 2003, by DeWitt
Reported with amendments. (10-0) (Regular)

House Bill No. 2012, by DeWitt
Reported with amendments. (10-0) (Regular)

JOHN R. SMITH
Chairman

Report of the Committee on Insurance

April 17, 1997

To the Speaker and Members of the House of Representatives:

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

House Bill No. 219, by Doerge
Reported with amendments. (7-2) (Regular)

House Bill No. 1503, by Chaisson
Reported favorably. (7-0) (Regular)

House Bill No. 1922, by Thornhill
Reported with amendments. (10-0) (Regular)

House Bill No. 2024, by Thornhill
Reported with amendments. (10-0) (Regular)

House Bill No. 2185, by Powell
Reported with amendments. (8-0) (Regular)

JAMES DONELON
Chairman

Privileged Report of the Committee on Enrollment

April 17, 1997

To the honorable Speaker and Members of the House of Representatives:

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 107— BY REPRESENTATIVE TOOMY AND SENATOR ULLO A CONCURRENT RESOLUTION

To express the condolences of the legislature to the family of Louis "Rags" Scheuermann.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Suspension of the Rules

On motion of Rep. Weston, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to add the following legislative instruments to its agenda without giving the notice required by House Rule 14.21(A).

House Concurrent Resolution No. 112

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet at 1:00 P.M. on Friday, April 18, 1997.

Leave of Absence

Rep. Jenkins - 1 day
Rep. Powell - 1/2 day
Rep. J. D. Smith - 1 day

Adjournment

On motion of Rep. Lancaster, at 6:15 P.M., the House agreed to adjourn until Friday, April 18, 1997, at 10:00 A.M.

The Speaker of the House declared the House adjourned until 10:00 A.M., Friday, April 18, 1997.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*