

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

FIFTEENTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Monday, April 19, 1999

The House of Representatives was called to order at 2:00 P.M., by the Honorable Hunt Downer, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Guillory	Powell
Alario	Hammitt	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Theriot
Crane	Kenney	Thompson
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	LeBlanc	Travis
Deville	Long	Triche
DeWitt	Marionneaux	Vitter
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst

Frith	Murray	Winston
Fruge	Odinot	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—100		

ABSENT

Dimos	Morrish	Strain
Total—3		

The Speaker announced that there were 100 members present and a quorum.

Prayer

Prayer was offered by Rev. Jennifer Jones.

Pledge of Allegiance

Rep. Welch 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. Faucheux, the reading of the Journal was dispensed with.

On motion of Rep. Donelon, the Journal of April 15, 1999, was corrected to reflect him as voting yea on the final passage of House Bill No. 699.

On motion of Rep. Faucheux, the Journal of April 16, 1999, was adopted.

Petitions, Memorials and Communications

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

SENATE JOINT RESOLUTION NO. 487

Memorializing the Congress of the United States to either enact meaningful patient protections at the federal level with respect to employer self-funded plans or, in the absence of such federal action, amend the Employment Retirement Income Security Act (ERISA) of 1974 to grant authority to all individual states to monitor and regulate self-funded, employer-based health plans.

Agreed to by the Senate, February 25, 1999

Agreed to by the House of Delegates, February 25, 1999

WHEREAS, the McCarran-Ferguson Act, passed by the U.S. Congress in 1945, established a statutory framework whereby responsibility for regulating the insurance industry was left largely to the states; and

WHEREAS, the Employee Retirement Income Security Act (ERISA) of 1974 significantly altered this concept by creating a federal framework for regulating employer-based health, pension and welfare-benefit plans; and

WHEREAS, the provisions of ERISA prevent states from directly regulating most employer-based health plans that are not deemed to be "insurance" for purposes of federal laws; and

WHEREAS, available data suggests that self-funding of employer-based health plans is increasing at a significant rate, among both large and small businesses; and

WHEREAS, between 1989 and 1993, the General Accounting Office estimates that the number of self-funded plan enrollees increased by about six million; and

WHEREAS, approximately 40-50 percent of the employer-based health plans are presently self-funded by employers, who retain most or all of the financial risk for their respective health plans; and

WHEREAS, as self-funding of health plans has grown, states have lost regulatory oversight of this growing portion of the health insurance market; and

WHEREAS, the federal government has been slow to enact meaningful patient protections such as mechanisms for the recovery of benefits due plan participants, recovery of compensatory damages from the fiduciary caused by its failure to pay benefits due under the plan, enforcement of the plan-participant's rights under the terms of the plan, assurance of timely payment, and clarification of the plan-participant's rights to future benefits under the terms of the plan; and

WHEREAS, in the absence of federal patient protections, state-level action is needed; now, therefore, be it

RESOLVED by the Senate, the House of Delegates concurring, That the Congress of the United States be urged to either enact meaningful patient protections at the federal level with respect to employer self-funded plans or, in the absence of such federal action, amend the Employment Retirement Income Security Act (ERISA) of 1974 to grant authority to all individual states to monitor and regulate self-funded, employer-based health plans; and be it

RESOLVED FURTHER, That the Clerk of the Senate transmit copies of this resolution to the Speaker of the United States House of Representatives, the President of the United States Senate, the President of the United States, the Secretary of the United States Department of Labor, the Congressional Delegation of Virginia, and to the presiding officer of each house of each state's legislative body so that they may be apprised of the sense of the General Assembly of Virginia in this matter.

Privilege Report of the Legislative Bureau

April 19, 1999

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. 38
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

**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. 1310—
BY REPRESENTATIVES HUNTER AND DIMOS
AN ACT

To enact R.S. 37:3298(D), relative to the Private Security Regulatory and Licensing Law; to provide for its inapplicability to certain persons employed by the Fourth Judicial District; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1313—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 13:966.1(B), relative to the court reporters for the Twentieth Judicial District; to provide for an increase in salary; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1314—
BY REPRESENTATIVE ALARIO
AN ACT

To enact R.S. 27:93(A)(8), relative to allocation of riverboat boarding fees; to provide for the allocation of riverboat boarding fees in Jefferson Parish in certain cases; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1315—
BY REPRESENTATIVES LEBLANC AND MICHOT
AN ACT

To enact R.S. 33:1448(G), relative to group insurance for sheriffs and deputy sheriffs; to require the sheriff of Lafayette Parish to pay certain premium costs of specified group insurance for certain retired employees; to provide limitations; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1795—
BY REPRESENTATIVES DEVILLE, HUDSON, MONTGOMERY, AND
DOWNER AND SENATORS CRAVINS, HINES, AND ROMERO
AN ACT

To enact Chapter 39 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9551, relative to the creation of a special taxing district in St. Landry Parish; to create such district; to provide for the purpose for which such district is created; to provide for the governance of the district; to provide for the powers, duties, and functions of the district; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1900—
BY REPRESENTATIVE WESTON
AN ACT

To enact R.S. 11:431 and to repeal R.S. 11:153(A)(1), relative to the Louisiana State Employees' Retirement System; to provide relative to military service credit and the purchase thereof; to provide with respect to procedures for such purchases and the application of such credit; 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 Commerce

April 19, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 733, by Travis
Reported by substitute. (12-0)

House Bill No. 1030, by Perkins
Reported favorably. (11-0) (Regular)

House Bill No. 1243, by Holden
Reported favorably. (11-0) (Regular)

House Bill No. 1266, by LeBlanc
Reported favorably. (11-0) (Local and Consent)

House Bill No. 1448, by Travis
Reported with amendments. (12-0) (Regular)

JOHN D. TRAVIS
Chairman

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 137— BY REPRESENTATIVE HEBERT

A CONCURRENT RESOLUTION

To memorialize congress to take appropriate actions to preserve the right of the American citizens to keep and bear arms.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 138— BY REPRESENTATIVE PRATT

A CONCURRENT RESOLUTION

To create the Task Force on Alternative Education Programs, hereafter referred to as the "task force", to be in existence for the period from its first meeting not later than September 30, 1999, through February 29, 2000, to review the most effective operation of alternative education programs for students, including any current programs in operation, and to report its findings and recommendations to the House Committee on Education and the Senate Committee on Education at least sixty days prior to the beginning of the 2000 Regular Session.

Read by title.

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

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. 1320— BY REPRESENTATIVE FONTENOT AN ACT

To amend and reenact R.S. 33:381(D) and 461(C) and to enact R.S. 47:2051.2, relative to the collection of municipal ad valorem taxes in Livingston Parish; to authorize an agreement between the sheriff, the parish assessor, and the governing authority of the city of Denham Springs which agreement would provide for the collection by the sheriff of taxes and other amounts on the municipal tax rolls; to provide relative to the contents of such an agreement; to provide for a public hearing; to provide relative to the Lawrason Act requirements for municipal tax assessment and collection as they relate to such agreements; 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.

HOUSE BILL NO. 2056— BY REPRESENTATIVE WINSTON AN ACT

To enact R.S. 37:1285.3 and Part II-B of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:678, relative to the practice of medicine; to authorize the use of chelating agents and chelation therapy by physicians; to provide for the nullity of rules and regulations in conflict with this grant of authority; 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. 2057— BY REPRESENTATIVE WIGGINS AND SENATOR ELLINGTON AN ACT

To authorize and provide for the lease of certain state property in Rapides Parish to the city of Pineville from the Department of Health and Hospitals; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2058— BY REPRESENTATIVE MORRELL AN ACT

To amend and reenact R.S. 27:76 and 235, relative to license disqualification criteria for riverboat and casino gaming licensees; to provide that certain criminal convictions or pleas of guilty or nolo contendere occurring ten or more years prior to the date of the license application are not grounds for automatic disqualification; to provide with respect to criminal dispositions successfully completed ten or more years prior to the date of the license application; 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. 2059— BY REPRESENTATIVES HEATON AND TRAVIS AN ACT

To amend and reenact R.S. 37:1361(A), 1371, 1373(A), 1378(A)(introductory paragraph), (2), (3), and (8), and (B) and to enact R.S. 37:1367(H), 1368(I), and 1377(H), relative to plumbers; to provide for the purposes of and regulation by the State Plumbing Board; to require and provide for licensure of medical gas and vacuum systems verifiers; to provide for fees; to provide relative to injunctions; to define medical gas and vacuum systems verifier; to provide for disciplinary action; and to provide for related matters.

Read by title.

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

**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 RESOLUTION NO. 17—
BY REPRESENTATIVE CHAISSON
A RESOLUTION

To request that the office of state parks of the Department of Culture, Recreation and Tourism study the feasibility of including the historic Homeplace Plantation in St. Charles Parish in the state parks system and report study findings and recommendations to the House Committee on Municipal, Parochial and Cultural Affairs prior to the convening of the 2000 Regular Session.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 89—
BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To designate the square dance as the American Folk Dance of the state of Louisiana.

Read by title.

Reported favorably by the Committee on Judiciary.

On motion of Rep. Toomy, 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. 98—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 33:103(C)(1)(introductory paragraph) and to enact R.S. 33:103(C)(1)(k), relative to the Iberville Parish planning commission; to authorize and otherwise provide relative to the compensation of the members of such commission; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 98 by Representative McCain

AMENDMENT NO. 1

On page 2, line 8 between "than" and "dollars" change "forty" to "twenty-five"

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 104—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 13:501(B)(3)(c), relative to single parish district courts; to authorize the Fortieth Judicial District Court to continue holding certain sessions on the east bank of the Mississippi River in St. John the Baptist Parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 132—
BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 33:381(C)(13), relative to the village of Shongaloo; to authorize the governing authority of the village to abolish the office of police chief or to provide for the filling of such office by appointment; to provide for the method of appointment and for the salary, term, duties, qualifications, and supervision of an appointed police chief; to authorize the mayor and the board of aldermen to enter a cooperative endeavor for law enforcement services; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 132 by Representative Doerge

AMENDMENT NO. 1

On page 1, line 2 after "Shongaloo;" delete the remainder of the line and delete lines 3 and 4 and insert "to authorize the governing authority of the village to abolish the office of police chief or to provide for the filling of such office by appointment; to provide for the method of"

AMENDMENT NO. 2

On page 1, line 5, between "duties," and "and" insert "qualifications,"

AMENDMENT NO. 3

On page 1, at the end of line 5 change "the" to "an appointed"

AMENDMENT NO. 4

On page 1, line 6, between "chief;" and "and to" insert "to authorize the mayor and the board of aldermen to enter a cooperative endeavor for law enforcement services;"

AMENDMENT NO. 5

On page 1, line 17 delete "the chief of police of the village of Shongaloo" and insert "the board of aldermen of the village of Shongaloo may, upon recommendation of the mayor, abolish the office of the chief of police or determine that said chief"

AMENDMENT NO. 6

On page 2, line 2 after "aldermen." delete the remainder of the line delete lines 3, 4, and 5 and at the beginning of line 6 delete "immediately. The" and insert the following:

"No such action shall become effective until there is a vacancy in the office of police chief.

(a) If the board decides to make the police chief an appointed position, the

AMENDMENT NO. 7

On page 2, line 8 between "duties" and "of the" delete "and the term of office" and insert a comma "," and insert "responsibilities, and qualifications"

AMENDMENT NO. 8

On page 2, line 9 after "established by" delete the remainder of the line and insert "ordinance. The term of office of the appointed chief shall be"

AMENDMENT NO. 9

On page 2, between lines 13 and 14 insert the following:

"(b) If the office of chief of police is abolished and the municipal police department is abolished pursuant to R.S. 33:362(C), the mayor and board of aldermen shall be further authorized to enter into a cooperative endeavor with any law enforcement entity or officer within Webster Parish for law enforcement services for said village."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 142—

BY REPRESENTATIVES JOHN SMITH AND ILES
AN ACT

To amend and reenact R.S. 33:4754(A)(1), relative to the city of Leesville; to authorize the municipal governing authority to take certain actions to maintain safe and healthful conditions on private property including provision for grass and weed cutting, garbage removal, and securing or demolition of dangerous structures; to provide relative to fines, costs, and charges and the enforcement of collection thereof; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 228—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 16:51(A)(2), (3), (4), (5), (14), (17), (19), (20), (21), (22), (23), (28), (29), (32), and (33), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 240—

BY REPRESENTATIVE STELLY
AN ACT

To enact R.S. 40:1498(D), relative to fire protection districts in Calcasieu Parish; to provide for increases in the per diem paid to members of the governing authorities of such districts; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 278—

BY REPRESENTATIVES SALTER AND ALEXANDER
AN ACT

To enact R.S. 13:2616, relative to justice of the peace courts; to provide for the territorial jurisdiction of justice of the peace courts in Bienville Parish; to provide for elections to the office of justice of the peace and constable; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 279—

BY REPRESENTATIVES SALTER AND BRUCE
AN ACT

To enact R.S. 13:996.58, relative to the Judicial Expense Fund for the Eleventh Judicial District Court; to establish the fund; to provide for court costs in civil and criminal cases; to provide for the duties of the clerk of court, the sheriff, and the judges of the Eleventh Judicial District Court in relation to the fund; to

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provide for the use of the fund; to provide for an annual audit; to provide for prohibitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 279 by Representatives Salter and Bruce

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before the comma "," change "R.S. 13:996.57" to "R.S. 13:996.58"

AMENDMENT NO. 2

On page 1, line 13, after "Section 1." and before "is" change "R.S. 13:996.57" to "R.S. 13:996.58"

AMENDMENT NO. 3

On page 1, at the beginning of line 14, before "Judicial" change "\$996.57." to "\$996.58."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 297—

BY REPRESENTATIVE FRUGE

AN ACT

To amend and reenact Section 4 of Act No. 289 of the 1980 Regular Session of the Legislature as amended by Act No. 642 of the 1984 Regular Session of the Legislature, relative to the St. Landry Parish Solid Waste Disposal Commission; to authorize the commission to enter into agreements with local governments in the parish for the use of certain funds of the commission for road improvements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 297 by Representative Fruge

AMENDMENT NO. 1

On page 1, line 2, between "of" and "Act" insert "Act No. 289 of the 1980 Regular Session of the Legislature as amended by"

AMENDMENT NO. 2

On page 1, line 4, after "commission to" delete the remainder of the line and delete line 5 and on line 6 delete "rural roads;" and insert

"enter into agreements with local governments in the parish for the use of certain funds of the commission for road improvements;"

AMENDMENT NO. 3

On page 1, line 11, between "of" and "Act" insert "Act No. 289 of the 1980 Regular Session of the Legislature as amended by"

AMENDMENT NO. 4

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

"(g) To enter into intergovernmental agreements with the governing authority of St. Landry Parish or of any municipality within the parish for the use of surplus funds derived from fees collected from persons or political subdivisions for the disposal of solid waste generated outside of the boundaries of the district for the purposes of improving or resurfacing parish roads and municipal streets and drainage improvements incidental thereto."

AMENDMENT NO. 5

On page 2, at the beginning of line 16 delete "(g)" and insert "(h)"

AMENDMENT NO. 6

On page 2, at the beginning of line 19 delete "(h)" and insert "(i)"

AMENDMENT NO. 7

On page 2, delete lines 22 through 26 and delete page 3

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 313—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 33:1432.1(A)(1), relative to the qualifications of deputy sheriffs for employment; to delete the residency requirement for deputy sheriffs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 314—

BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 15:706(D), relative to the transportation of prisoners in parish prisons to trials in other judicial districts; to provide for the district attorney to seek a court order for the transportation of the prisoner; to provide for the sheriff of the parish in which the trial is held to transport the prisoner; to provide for reimbursement of the costs of transportation; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 330—
BY REPRESENTATIVE MCCALLUM
AN ACT

To amend and reenact R.S. 33:1430, relative to sheriffs; to increase the amount that a sheriff or his deputy receives for attendance at court sessions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 330 by Representative McCallum

AMENDMENT NO. 1

On page 1, line 12, after "of" and before "dollars" change "seventy-five" to "fifty"

AMENDMENT NO. 2

On page 2, line 3, change "seventy-five" to "fifty"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 354—
BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 11:1503(8), relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to definitions; to provide that the clerks' of court expense allowance shall be considered salary for retirement purposes; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 373—
BY REPRESENTATIVE SHAW
AN ACT

To enact R.S. 33:2922(D) and 2923(C), relative to the city of Shreveport; to increase the term over which excess annual revenues may be dedicated; to provide relative to certificates of indebtedness secured by such revenues; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 375—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 33:441(A), relative to the mayor's court; to authorize an increase in court costs for the mayor's court in Clinton, Louisiana; to provide for the use of the additional funds; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 438—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 23:1221(1)(d) and 1333, relative to workers' compensation; to provide relative to the cessation of an award of benefits based on temporary total disability; to delete the provision limiting the award of such benefits to a maximum of six months under certain conditions; to provide for acceleration of payments and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 438 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 23:1221(1)(d)" and before the comma, insert "and 1333"

AMENDMENT NO. 2

On page 1, line 5, at the end of the line, insert "to provide for acceleration of payments"

AMENDMENT NO. 3

On page 1, line 8, after "R.S. 23:1221(1)(d)" and before "hereby" delete "is" and insert in lieu thereof "and 1333 are"

AMENDMENT NO. 4

On page 2, line 4, after "made" and before "and", delete the comma

AMENDMENT NO. 5

On page 2, line 4, after "and" and before "the employer", delete "if"

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AMENDMENT NO. 6

On page 2, after line 11, insert the following:

"§1333. Employer's insolvency or failure to pay after award; acceleration of payments

A. If the employer against whom an award awarding compensation has been rendered becomes insolvent or fails to pay six successive installments as they become due, the installments not yet payable under the award shall immediately become due and exigible and the award shall become executory for the whole amount; but if the employee or his dependent is adequately protected by insurance and receives payments thereunder this right shall not accrue.

B. When the award of temporary total disability benefits is accelerated pursuant to this Section, the acceleration shall be limited to an additional six months of benefits."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 452— BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 33:381(C)(13), relative to the village of South Mansfield; to provide for the appointment of the chief of police of the village of South Mansfield, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 452 by Representative Bruce

AMENDMENT NO. 1

On page 1, line 4, after "to the" and before "selection," insert "qualifications,"

AMENDMENT NO. 2

On page 2, line 10, after "duties" and before "and responsibilities" insert a comma ",," and "qualifications."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 462—

BY REPRESENTATIVES FONTENOT, DEWITT, AND WESTON

AN ACT

To amend and reenact R.S. 36:208(E), R.S. 48:757(A)(1)(a), R.S. 56:1684(C), 1685(B) and (C)(14), 1685.1, 1687.1(A), 1691(B)(2), 1700(A) and (D), 1701, 1702, 1943(1), and 1948.5(52)(f) and to enact R.S. 56:1685(C)(21), relative to state parks and state commemorative areas; to amend the list of state parks and commemorative areas which are owned by the office of state parks; to provide relative to agreements for the management of certain commemorative areas; to change the designation and names of state commemorative areas; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 532—

BY REPRESENTATIVE TRAVIS

AN ACT

To enact R.S. 33:423.10, relative to the village of Tickfaw; to authorize the chief of police of the village of Tickfaw to appoint, promote, discipline, and discharge police personnel subject to budgetary limitations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 549—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 23:1201.4, relative to workers' compensation; to provide that the time to file a claim for benefits shall be suspended during an employee's incarceration; to provide for retroactive effect; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 549 by Representative Murray

AMENDMENT NO. 1

On page 2, delete lines 1 through 5 and insert in lieu thereof:

"incarceration, the employee's right to claim compensation benefits shall resume. An employee who is incarcerated but is later found to

be not guilty of felony criminal charges or against whom all felony charges have been dismissed by the prosecutor shall have the same prescriptive period for filing a claim for benefits under this Chapter upon his release from prison as he had on the first day of his incarceration."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 607—
BY REPRESENTATIVE CHAISSON
AN ACT

To enact R.S. 33:9106.1, relative to the St. Charles Parish Communications District; to provide relative to the emergency telephone service charge levied by the district; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 621—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 23:1223, relative to deductions from workers' compensation benefits; to provide for the method of offset; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 622—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 23:1310.8(A)(1) and to enact R.S. 23:1310.8(D) and (E), relative to continuing jurisdiction of workers' compensation judges; to provide that findings or orders may be modified at any time where justification for the modification exists; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 622 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, after "(A)(1)" and before the comma "," insert "and to enact R.S. 23:1310.8(D) and (E)"

AMENDMENT NO. 2

On page 1, line 7, after "reenacted" and before "to" insert "and R.S. 23:1310.8(D) and (E) are hereby enacted"

AMENDMENT NO. 3

On page 1, line 11, after "may" and before "upon", delete "at any time"

AMENDMENT NO. 4

On page 2, after line 6, add the following:

"D. A petition to modify a judgment awarding benefits shall be subject to the prescriptive limitations established in the R.S. 23:1209.

E. A judgment denying benefits is res judicata after the claimant has exhausted any rights of appeal."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 668—
BY REPRESENTATIVE DUPRE
AN ACT

To enact R.S. 33:7712(A)(5), relative to Consolidated Waterworks District No. 1 in Terrebonne Parish; to authorize the district to provide for incentive pay for its employees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 698—
BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 33:381(C)(13), relative to the town of Oil City; to provide for the appointment of the chief of police of the town of Oil City, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial

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and Cultural Affairs to Original House Bill No. 698 by Representative Hopkins

AMENDMENT NO. 1

On page 1, line 4, after "to the" and before "selection," insert "qualifications,"

AMENDMENT NO. 2

On page 2, line 7, after "duties" and before "and responsibilities" insert a comma "," and "qualifications."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 710—

BY REPRESENTATIVE THERIOT
AN ACT

To enact R.S. 40:1379(D), relative to the Department of Public Safety and Corrections, office of state police, public safety services; to provide that certain police personnel shall be commissioned police employees of the office; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 710 by Representative Theriot

AMENDMENT NO. 1

On page 1, line 3, at the end of line 3, change "for" to "that certain police"

AMENDMENT NO. 2

On page 1, line 4, change "who are" to "shall be"

AMENDMENT NO. 3

On page 1, line 13, after "the" and before "authority" insert "lawful"

AMENDMENT NO. 4

On page 1, line 13, after "authority" and before "and" insert "granted to them by the deputy secretary of the Department of Public Safety and Corrections, public safety services, office of state police"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 719—

BY REPRESENTATIVES FLAVIN, CURTIS, DANIEL, JOHNS, SHAW, STELLY, TRICHE, AND WALSWORTH
AN ACT

To amend and reenact R.S. 11:1521(C), relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to the method for calculating benefits; to provide with respect to the benefit accrual rate; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 736—

BY REPRESENTATIVE TRAVIS
AN ACT

To enact R.S. 14:329.6(F) and R.S. 29:724(G), relative to declarations of a state of emergency; to provide for access to emergency areas by certain persons; to limit the access in certain circumstances; to provide for notice and procedures; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 736 by Representative Travis

AMENDMENT NO. 1

On page 1, line 4, after "persons;" and before "and" insert "to limit the access in certain circumstances; to provide for notice and procedures;"

AMENDMENT NO. 2

On page 1, line 10, after "Section." and before "nothing" insert "except in an imminent life threatening situation"

AMENDMENT NO. 3

On page 1, line 11, after "any" and before "employee" insert "uniformed"

AMENDMENT NO. 4

On page 1, at the end of line 13, after "declared." insert "The provisions of this Subsection shall apply if the licensed private security company submits a list of employees and their assignment to be allowed into the area, to the Louisiana State Board of Private Security Examiners, which shall forward the list to the chief law enforcement office of the parish and, if different, the agency in charge of the scene."

AMENDMENT NO. 5

On page 2, line 1, after "Section." and before "nothing" insert "except in an imminent life threatening situation"

AMENDMENT NO. 6

On page 2, line 2, after "any" and before "employee" insert "uniformed"

AMENDMENT NO. 7

On page 2, at the end of line 4, after "declared," insert "The provisions of this Subsection shall apply if the licensed private security company submits a list of employees and their assignment to be allowed into the area, to the Louisiana State Board of Private Security Examiners, which shall forward the list to the chief law enforcement office of the parish and, if different, the agency in charge of the scene."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 748—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1125, relative to an employee submitting to a medical examination; to provide for receipt of a copy of any medical report generated; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 748 by Representative Hunter

AMENDMENT NO. 1

On page 1, delete lines 10 through 17

AMENDMENT NO. 2

On page 2, delete lines 1 through 7, and insert in lieu thereof the following:

"A. Whenever an employee who is being treated by his choice of medical provider shall, at the request of the employer, the employer's insurer, or the representative of the employer or its insurer, submit to any type of medical examination and a medical report is received by said requester, such employee or his representative shall be entitled to a copy of the written report of the results of said examination within thirty days from the date the requester receives the report.

B. Whenever an employee has accepted medical treatment by a health care provider referred by the employer, the employer's insurer, or the representative of the employer or its insurer, he shall be entitled to receive a copy of any medical records of the medical provider that are in the possession of the employer or its insurer within thirty days from the date of the written demand upon the employer, the employer's insurer, or the representative of the employer or its insurer.

C. Such written report or records shall be furnished to said employee or his representative at no cost to the employee. Any employer who without just cause fails to furnish such report or records to an employee so requesting same within the thirty-day period provided for above shall be liable to the employee for a civil penalty in the amount of two hundred fifty dollars, plus reasonable attorney fees for the collection of such penalty."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 749—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1121(C), relative to workers' compensation medical examinations; to provide for penalties for arbitrary and capricious behavior relative to an employee's selection of treating physician; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 749 by Representative Hunter

AMENDMENT NO. 1

On page 1, delete line 4, and insert in lieu thereof "capricious behavior relative to an employee's selection of treating physician; and"

AMENDMENT NO. 2

On page 1, line 12, delete "select a treating physician or"

AMENDMENT NO. 3

On page 2, line 2, after "services." add "The employer and insurer are prohibited from denying the employee's initial choice of treating physician, and any attempt to deny the employee's initial selection may constitute arbitrary and capricious behavior hereunder."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 761—

BY REPRESENTATIVE HOPKINS

AN ACT

To enact R.S. 33:381(C)(13), relative to the village of Rodessa; to provide for the appointment of the chief of police of the village of Rodessa, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 761 by Representative Hopkins

AMENDMENT NO. 1

On page 2, line 10, after "duties" and before "and responsibilities" insert a comma ", " and "qualifications."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 830—

BY REPRESENTATIVE DANIEL

AN ACT

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

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 832—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 11:1322, relative to the State Police Pension and Retirement System; to provide with respect to survivors' benefits; to provide with respect to service credit and contributions; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 833—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 11:1307(A), relative to the State Police Pension and Retirement System; to provide with respect to service and service credit; to provide regarding average compensation, benefits, and the accrual rate applicable thereto; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Engrossed House Bill No. 833 by Representative Daniel

AMENDMENT NO. 1

On page 3, line 16, after "salary," delete the remainder of the line and delete lines 17 through 19 in their entirety.

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 870—

BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 11:411(7), relative to the Louisiana State Employees' Retirement System; to provide with respect to eligibility for membership; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 886—

BY REPRESENTATIVES MURRAY, HUNTER, AND COPELIN

AN ACT

To amend and reenact R.S. 26:911(C) and R.S. 47:843(A), relative to the sale of certain tobacco products; to provide for the purposes of regulation and taxation of certain tobacco products, the minimum size of a package of cigarettes, and certain tobacco products which may be sold or distributed; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 894—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 11:929(B), relative to the Teachers' Retirement System; to provide with respect to the Optional Retirement Plan; to provide regarding the payment of benefits therefrom and the authorization for various methods for such payments; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 915—
BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 33:4064.4(L), relative to the Environmental Services Commission of St. Tammany Parish; to authorize certain employees of the commission to issue citations for littering throughout the parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 916—
BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 33:130.403(10) and 130.405(C), relative to the St. Tammany Economic and Industrial Development District; to authorize the district to enter certain cooperative endeavor agreements; to authorize, subject to voter approval, imposition of additional taxes, fees, charges, or assessments; to provide for redesignation of certain text of present law; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1101—
BY REPRESENTATIVES STELLY, JOHNS AND FLAVIN
AN ACT

To amend and reenact R.S. 33:1236(49)(b)(i) and 4754(A)(1) and (3) and (C)(1) and to repeal R.S. 33:1236(21)(e), relative to property maintenance; to provide relative to materials which may be removed from private property; to provide relative to the authority of the governing authorities of Calcasieu Parish and Cameron Parish to take certain actions to maintain safe and healthful conditions on private property, including provision for grass and weed cutting, garbage removal, and securing or demolition of dangerous structures; to provide relative to fines, costs, and charges and the enforcement of collection thereof; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1101 by Representatives Stelly and Johns

AMENDMENT NO. 1

On page 1, at the beginning of line 6, change "Calcasieu Parish governing authority" to "governing authorities of Calcasieu Parish and Cameron Parish"

AMENDMENT NO. 2

On page 2, line 19, between "Terrebonne," and "Beauregard," insert "Cameron,"

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1249—
BY REPRESENTATIVE TRAVIS AND SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 47:843(D), 864(A), and 865, relative to tobacco tax regulations; to provide for certain cigarettes to which tax stamps shall not be affixed; to provide for certain violations of the Unfair Trade Practices and Consumer Protection Law; to provide for penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1249 by Representative Travis

AMENDMENT NO. 1

On page 1, line 5, after "Trade" and before "and" insert "Practices"

AMENDMENT NO. 2

On page 2, line 9, after "Act" and before "for" delete "(14 U.S.C. Section 1331 et seq.)" and insert in lieu thereof "(15 U.S.C. Section 1331 et seq.)"

AMENDMENT NO. 3

On page 2, line 22, after "Trade" and before "and" insert "Practices"

AMENDMENT NO. 4

On page 5, line 20, after "but" delete the remainder of the line and insert in lieu thereof "shall destroy such cigarettes."

AMENDMENT NO. 5

On page 5, delete lines 21 and 22 in their entirety

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

On motion of Rep. Toomy, the bill, as amended, was ordered

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engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1253—
BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact Code of Civil Procedure Article 253.1, relative to random assignment of cases; to provide for exceptions in certain districts; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1253 by Representative McDonald

AMENDMENT NO. 1

On page 2, after line 6, insert the following:

"C. The provisions of Paragraph A shall not apply in any district court located in a judicial district composed of three parishes and the judicial district has a combined three-parish population of between one hundred fifteen thousand and two hundred fifteen thousand people according to the 1990 federal decennial census if the judges of the district court en banc adopt court rules governing the procedure for assigning and setting cases for trial and giving notice thereof."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1302—
BY REPRESENTATIVES STELLY AND FLAVIN
AN ACT

To amend and reenact R.S. 40:1501.4, relative to Calcasieu Parish fire protection districts; to provide that whenever an area served by a fire protection district is annexed into a municipality, if a portion of the ad valorem tax avails is pledged to the retirement of indebtedness, that portion of the ad valorem tax shall not be abated; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1302 by Representative Stelly

AMENDMENT NO. 1

On page 1, line 2, delete "(A)(3) and (B)"

AMENDMENT NO. 2

On page 1, at the beginning of line 15 change "A." to "A.(1)"

AMENDMENT NO. 3

On page 1, line 12, delete "(A)(3) and (B) are" and insert "is"

AMENDMENT NO. 4

On page 2, line 2 between "taxes" and "in" insert a comma "," and insert "except as provided in Paragraph (2) of this Subsection."

AMENDMENT NO. 5

On page 2, line 2 between "which" and "of" delete "all" and insert "both"

AMENDMENT NO. 6

On page 2, delete line 3 and insert the following:

"(+) (a) The area is in Calcasieu Parish and has been annexed into a municipality.

(-) (b) Pursuant to a contract between the municipality and the fire protection district, the municipality provided regular fire protection to the area prior to annexation in exchange for revenues of the fire protection district received from the levy of ad valorem taxes."

AMENDMENT NO. 7

On page 2, at the beginning of line 4, delete "(3)" and insert "(2)"

AMENDMENT NO. 8

On page 2, line 4 after "district" delete the remainder of the line and on line 5 delete "valorem taxes levied in the area" and insert "shall continue to levy and collect any ad valorem taxes or portion thereof the avails of which are pledged"

AMENDMENT NO. 9

On page 2, line 5, after "indebtedness" delete the remainder of the line and delete lines 6 and 7 and insert "until the avails of such taxes are sufficient to pay off such indebtedness."

AMENDMENT NO. 10

On page 2, line 10, between "forth in" and "of" delete "Paragraphs A(1) through (3)" and insert "Paragraph A(1)"

AMENDMENT NO. 11

On page 2, line 12, between "area" and "shall" insert a comma "," and insert "except any taxes collected pursuant to Paragraph A(2) of this Section."

AMENDMENT NO. 12

On page 2, line 13, after "effective." delete the remainder of the line and delete lines 14 and 15 and insert "The authority of the district to levy and collect taxes pursuant to Paragraph A(2) of this Section shall expire at the time and for the year in which the indebtedness is paid off."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1307—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 23:1221(3)(a) and (d)(iii), relative to supplemental earnings benefits; to provide relative to the calculation thereof; to remove the termination of supplemental earnings benefits when one begins to receive old age insurance benefits; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 1307 by Representative Murray

AMENDMENT NO. 1

On page 2, line 21, after "retires", insert "or begins to receive old age insurance benefits under Title II of the Social Security Act, whichever comes first."

AMENDMENT NO. 2

On page 2, line 24, at the end of the line, insert "However, if at the time of the accident the employee was receiving old age insurance benefits under Title II of the Social Security Act, the termination provisions of this Item shall not apply unless the employee retires."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1440 (Duplicate of Senate Bill No. 523 by Senator Dardenne)—
BY REPRESENTATIVE MICHOT AND SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 23:1291.1(A)(2), relative to workers' compensation; to provide for the method of calculation of assessment of workers' compensation benefits for the office of workers' compensation administration; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 1440 by Representative Michot

AMENDMENT NO. 1

On page 1, line 18, at the end of the line, delete the period ".", and insert in lieu thereof "with the exception of recoveries made from reinsurers."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1481—
BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 48:701.2(D), relative to Webster Parish; to limit the applicability of the current statute on reversion of property after revocation of a dedication of any road, street, or alleyway in Webster Parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1482—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 33:171, relative to annexation; to prohibit certain types of annexations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1483—
BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 33:172(E), relative to annexation; to prohibit certain annexations of territory in St. Martin Parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1682—
BY REPRESENTATIVE DANIEL (BY REQUEST)
AN ACT

To amend and reenact R.S. 11:1162(A)(6)(introductory paragraph), relative to the Louisiana School Employees' Retirement System; to provide with respect to the board of trustees and participation in the Deferred Retirement Option Plan; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1714—
BY REPRESENTATIVES DANIEL, CURTIS, FLAVIN, JOHNS, PERKINS,
STELLY, TRICHE, AND WALSWORTH
AN ACT

To amend and reenact R.S. 11:2266, relative to the Firefighters Retirement System; to provide with respect to the application for membership or disability benefits and penalties for fraudulent actions related thereto; to provide with respect to benefits and the payment thereof; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1790—
BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 44:39(A)(2)(b), relative to all public retirement systems, plans, and funds; to provide with respect to administration of documents and the digitized preservation of the original source documents; to exempt the systems from certain requirements otherwise applicable when documents have been electronically digitized; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1790 by Representative Walsworth

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "the Teachers" and delete line 3 in its entirety, and at the beginning of line 4 delete "System;" and insert in lieu thereof "all public retirement systems, plans, and funds;"

AMENDMENT NO. 2

On page 2, delete lines 14 and 15 in their entirety and insert in lieu thereof "(ii) All public retirement systems, plans, and funds."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1813—
BY REPRESENTATIVES FAUCHEUX AND QUEZAIRE
AN ACT

To enact R.S. 25:215(C), relative to library boards; to authorize certain library boards to pay per diem to the members; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1815—
BY REPRESENTATIVE MCCALLUM
AN ACT

To enact R.S. 13:2103.2, relative to marshal's fees; to permit an increase in fees for certain offices; to require the marshal to remove eligibility of sureties who do not pay the required fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1815 by Representative McCallum

AMENDMENT NO. 1

On page 1, line 3, after "offices;" and before "and" insert "to require the marshal to remove eligibility of sureties who do not pay the required fees;"

AMENDMENT NO. 2

On page 1, line 7, after "A." and before "city" delete "Any" and insert in lieu thereof "The marshal of any"

AMENDMENT NO. 3

On page 1, line 8, after "the" and before "federal" delete "1990" and insert in lieu thereof "most recent"

AMENDMENT NO. 4

On page 1, at the beginning of line 9, before "collect" change "may" to "shall"

AMENDMENT NO. 5

On page 1, line 10, after "bond" insert a period "." and delete the remainder of the line and add "Any party, personal or professional, signing as surety on any appearance bond for the city court, shall pay the amount of twelve dollars to the city marshal's office. Any party, agent or surety, who fails to pay the fee required by this Subsection shall not be eligible to act as agent or surety on any appearance bond for the city court. The marshal shall give written notice to the agency responsible for receiving bonds stating that this party, personal or professional, shall no longer be eligible to sign as surety on appearance bonds for the city court."

AMENDMENT NO. 6

On page 1, line 11, after "The" and before "monies" delete "sums of"

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1885—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 37:1518(A)(4), 1526(A)(2) and (B), 1549(A), 1551, 1552(3) and (4), 1553(4)(b), 1554(A), 1556, 1557(C), and 1558 and to enact R.S. 37:1552(5) and 1553(6), relative to professions and occupations; to provide relative to certain veterinary practices and technicians; to provide relative to the Louisiana Veterinary Practice Law, veterinary technicians, and certified euthanasia technicians; to provide for definitions and duties; to provide for board powers and duties; to provide grounds and procedures for disciplinary actions; to provide for applications and for fee schedules; to provide for rules and regulations; to provide penalties for violations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Agriculture.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1907—

BY REPRESENTATIVE COPELIN
AN ACT

To enact R.S. 9:305.1, relative to filiation; to suspend the prescriptive period in which a minor may establish filiation for the sole purpose of receiving survivor benefits in the Municipal Police Employees' Retirement System or the Firefighters' Retirement System; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Retirement.

The substitute was read by title as follows:

HOUSE BILL NO. 2060 (Substitute for House Bill No. 1907 by Representative Copelin)—

BY REPRESENTATIVE COPELIN
AN ACT

To temporarily suspend the prescriptive period in which a minor may establish filiation for the sole purpose of receiving survivor benefits; to provide for retrospective application; and to provide for related matters.

Read by title.

On motion of Rep. Stelly, the substitute was adopted and became House Bill No. 2060 by Rep. Copelin, on behalf of the Committee on Retirement, as a substitute for House Bill No. 1907 by Rep. Copelin.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 1962—

BY REPRESENTATIVE BRUCE
AN ACT

To enact R.S. 33:381(C)(13), relative to the village of Grand Cane; to provide for the appointment of the chief of police of the village of Grand Cane, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1962 by Representative Bruce

AMENDMENT NO. 1

On page 1, line 4, after "to the" and before "selection," insert "qualifications,"

AMENDMENT NO. 2

On page 2, line 9, after "duties" and before "and responsibilities" insert a comma "," and "qualifications."

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

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

Under the rules, placed on the local and consent calendar.

**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. 406—

BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:1162(A)(7), relative to the Louisiana School Employees' Retirement System; to provide for the election of a retired member to the board of trustees; to provide for an effective date; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 552—

BY REPRESENTATIVE MURRAY
AN ACT

To enact Chapter 14 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1451, relative to prisoners who are incarcerated in connection with allegations or

convictions or adjudications of violations of state law; to require the state to pay the costs of incarceration of those prisoners; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Reconsideration

HOUSE BILL NO. 271—
BY REPRESENTATIVES PRATT, DURAND, AND WILKERSON
AN ACT

To enact Chapter 46 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2611 through 2614, relative to obesity prevention and management; to create the Louisiana Council on Obesity Prevention and Management; to provide for legislative findings and intent; to provide for powers, duties, and functions of the council; to provide for membership of the council; to provide for funding; to provide for termination of the council; and to provide for related matters.

Read by title.

On motion of Rep. Pratt, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

Suspension of the Rules

On motion of Rep. DeWitt, the rules were suspended in order to take up House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 541—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 32:383.1(A), relative to loads on trucks; to provide for the covering of loads; and to provide for related matters.

Read by title.

Rep. DeWitt moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander	Hammitt	Pratt

Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Theriot
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Dorge	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Montgomery	Wilkinson
Fontenot	Morrell	Willard
Frith	Murray	Windhorst
Fruge	Odinot	Winston
Gautreaux	Perkins	Wooton
Glover	Pierre	Wright

Total—96

NAYS

Total—0

ABSENT

Dimos	Mitchell	Vitter
Donelon	Morrish	
Jetson	Strain	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. DeWitt 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. 570—
BY REPRESENTATIVE WILKERSON
AN ACT

To amend and reenact R.S. 36:686 and to enact Chapter 59 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3621 through 3643, relative to bail enforcement; to create the Louisiana State Board of Bail Enforcement Agents; to provide for a purpose; to provide for definitions; to provide for regulation and licensure of bail enforcement agents; to provide for fees; to provide for fines and penalties; to provide for a special fund; to provide for notification of local law enforcement; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the

Legislative Bureau to Engrossed House Bill No. 570 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, line 11, following "36:" and before "is" change "868" to "686"

AMENDMENT NO. 2

On page 8, line 19, following "which" insert "competency"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wilkerson to Engrossed House Bill No. 570 by Representative Wilkerson

AMENDMENT NO. 1

On page 8, line 23, insert the following:

"(7) Has presented satisfactory evidence to the board that such applicant has completed a program of at least twenty-four hours of firearms training and training regarding the proper procedures for apprehension of individuals in order to protect public safety approved by the board as having been obtained from a reputable firearms establishment, school, or training institute.

On motion of Rep. Wilkerson, the amendments were withdrawn.

Rep. Bruneau moved that the above bill be recommitted to the Committee on Administration of Criminal Justice.

Rep. Wilkerson objected.

By a vote of 54 yeas and 40 nays, the House agreed to recommit the bill to the Committee on Administration of Criminal Justice.

Motion

On motion of Rep. McCain, the vote by which House Bill No. 570 was recommitted to the Committee on Administration of Criminal Justice was reconsidered.

Motion

On motion of Rep. Wilkerson, the bill, as amended, was returned to the calendar.

HOUSE BILL NO. 742—

BY REPRESENTATIVES WINDHORST, ALEXANDER, DANIEL, FRITH, MARTINY, MURRAY, JACK SMITH, CURTIS, DAMICO, DEWITT, FLAVIN, FONTENOT, MORRELL, PINAC, AND TRAVIS

AN ACT

To amend and reenact R.S. 37:1171(5), 1194, and 1198 and to enact R.S. 37:1171(7) and (8), 1178(B)(4), and 1194.1, relative to pharmacists; to provide for the compounding, filling, dispensing, and transfer of prescriptions; to authorize electronic recordkeeping in certain instances; to provide for the certification of pharmacy technicians by the Louisiana Board of Pharmacy; and to provide for related matters.

Read by title.

Motion

Rep. Windhorst moved that House Bill No. 742 be designated as a duplicate of Senate Bill No. 435.

Which motion was agreed to.

Rep. Windhorst moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Doerge	Martiny	Waddell
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Mitchell	Wilkerson
Fontenot	Montgomery	Willard
Frith	Morrell	Windhorst
Fruge	Murray	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Dimos	Strain
Morrish	Vitter
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Windhorst 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. 776—

BY REPRESENTATIVE MCCAIN
AN ACT

To repeal Code of Civil Procedure Article 3955, relative to the inapplicability of the declinatory exception of lis pendens in a divorce proceeding filed under Civil Code Article 102.

Read by title.

Rep. McCain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Doerge	Martiny	Waddell
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Mitchell	Wilkerson
Fontenot	Montgomery	Willard
Frith	Morrell	Windhorst
Fruge	Murray	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Dimos	Strain
Morrish	Vitter
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 814—

BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 9:3424(B), R.S. 13:3204(A) and 3471(1), R.S. 18:1408(B) and (C), R.S. 22:504, 575(B), 985, and 1253(B) and (C)(3), R.S. 45:200.8(B), R.S. 51:718 and 2612(G), and Children's Code Articles 1202(A), 1224(A), and 1247(A), and to enact R.S. 13:3204(D), relative to service of process; to provide for alternative methods of service of process; to provide for service of process by commercial courier; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McCain to Engrossed House Bill No. 814 by Representative McCain

AMENDMENT NO. 1

On page 2, line 20, delete line 20 in its entirety and insert in lieu thereof "foreign or domestic business entity having as its primary purpose the"

AMENDMENT NO. 2

On page 2, line 21, change "packages" to "parcels"

AMENDMENT NO. 3

On page 2, line 22, after "addressee" and before "of" insert ", or the addressee's agent."

AMENDMENT NO. 4

On page 2, line 23, change "package" to "parcel"

AMENDMENT NO. 5

On page 2, line 25, change "package" to "parcel"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th

Crane	Kennard	Stelly
Curtis	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Doerge	Martiny	Waddell
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Fauchoux	Michot	Wiggins
Flavin	Mitchell	Wilkerson
Fontenot	Montgomery	Willard
Frith	Morrell	Windhorst
Fruge	Murray	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright

Total—99

NAYS

Total—0

ABSENT

Dimos	Strain
Morrish	Vitter
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 827—
BY REPRESENTATIVES ANSARDI, MCMAINS, MCCAIN, CLARKSON,
AND SCHWEGMANN

AN ACT

To amend and reenact Children's Code Articles 116(3), (8), and (9.1), 601, 603(1), (8), (14), and (15), 615(C), 619(B) and (E), 624(A) and (B), 625(B), 626(B), 628, 629, 632(B), 636, 639, 642, 644(A), 645, 646, 647, 648, 649, 652(C) and (D), 659(B), 666(A), 673, 674, 675, 677, 678(B), 679, 680, 681(A)(introductory paragraph) and (4), 682, 683(A), 684(B), (C), (D), (E), and (F), 694(A), 695, 698(A), 700(A), 702, 704(A), 705, 707(A), 708(A), 709, 710, 711, 1001, 1003(1)(introductory paragraph), (10), and (11), 1004(D), 1015(3)(a), (h) through (j), (4)(introductory paragraph), (5), and (6), 1025.4(A) and (C), 1027, and 1028 and to enact Children's Code Articles 116(12.1), 603(7.1) and (14.1), 625(C) and (D), 627(D), 646.1, 672.1, 678(C), 684(G), and 1015(3)(k), and to repeal Children's Code Articles 116(6), 603(11), and 650, all relative to compliance with The Adoption and Safe Families Act of 1997; to provide revision to Children's Code Title VI, Child in Need of Care Proceedings; to provide for revision of Children's Code Title X, Judicial Certification of Children for Adoption; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Ansardi, the bill was returned to the calendar.

HOUSE BILL NO. 863—
BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 13:5108.3, relative to special appropriations; to provide requirements for state payment of legal defense fees and expenses of certain state officials and employees; to require production of certain documents; to provide for review of such fees and expenses; and to provide for related matters.

Read by title.

Motion

On motion of Rep. LeBlanc, the bill was returned to the calendar.

HOUSE BILL NO. 883—
BY REPRESENTATIVES MCMAINS, ANSARDI, AND MCCAIN
AN ACT

To amend and reenact R.S. 14:286 and Children's Code Articles 1040, 1041(A), 1042, 1113(A) and (D), 1120(C), 1127(A), (B), and (C), 1131(C), (D), and (E), 1132, 1142(A), 1144, 1146, 1174, 1180(A)(4), 1186, 1200, 1201(C) and (E), 1207(B), 1208(A) and (B)(4), 1211 (introductory paragraph), 1213, 1214, 1223, 1229(B), 1230(A) and (B)(4), 1233, 1235, 1236, 1243, 1244(A), 1245, 1253(A) and (B)(4), 1263, and 1270(C), to enact Children's Code Articles 1127.1, 1131(F), 1169(2.1), 1180(A)(5), 1207(C), 1208(B)(5), 1223.1, 1229(C), 1230(B)(5), 1243.1, 1243.2, and 1253(B)(5), and to repeal Children's Code Articles 1194, 1244(D), and 1245(D), relative to children; to prohibit the sale of minor children; to provide relative to the surrender of parental rights and the adoption of children; to specify and prohibit practices constituting the sale of a child; to provide for reports, placement by the department, and review hearings in certification for adoption proceedings; to provide for minor parents, mental health counseling, requests for and maintenance of medical reports, filing and notice of filing of surrender, records checks, and requirements of approval of the surrender of a child for adoption; to provide a definition of "broker"; to provide for preplacement certification for adoption, venue, and records; to provide for disclosure of records, confidentiality, fees, affidavits, duties of the department, hearings, petitions, final decrees, continuing duties of the department, home study reports, and permanency review, all with respect to agency adoptions; to provide for fee disclosure, permissible expenses, affidavits of fees, duties of the department, hearings, petitions, final decrees at first hearings, continuing duties of the department, home study reports, and review hearings, all with respect to private adoptions; to provide for eligible petitioners, precedence of intrafamily adoption provisions over other adoption provisions; to provide for records checks, parental consent, and hearings, all with respect to intrafamily adoptions; to provide for time limitations and finality in adoptions; to provide for the purpose of voluntary registration in adoptions; to repeal provision for adoption over the objection of an incarcerated parent; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 883 by Representative McMains

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AMENDMENT NO. 1

On page 6, line 5, following "VI" insert "of this Code"

AMENDMENT NO. 2

On page 8, line 29, delete "****"

AMENDMENT NO. 3

On page 9, between lines 14 and 15, insert "****"

AMENDMENT NO. 4

On page 11, line 5, following "X" insert "of this Code"

AMENDMENT NO. 5

On page 14, line 9, following "VI" insert "of this Code"

AMENDMENT NO. 6

On page 15, line 11, following "preplacement" change "Certification for Adoption" to "certification for adoption"

AMENDMENT NO. 7

On page 26, line 16, delete "****"

AMENDMENT NO. 8

On page 27, between lines 2 and 3, insert "****"

AMENDMENT NO. 9

On page 31, lines 17, 20, 23 and 25, at the beginning of each line, change "1." "2." "3." "4." to "2." "3." "4." and "5." respectively

AMENDMENT NO. 10

On page 31, line 26, following "of" and before "services" change "ommunity" to "community"

AMENDMENT NO. 11

On page 36, line 3, delete "****"

AMENDMENT NO. 12

On page 39, line 26, following "D" and before the period "." insert "of this Article"

On motion of Rep. Salter, 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. 883 by Representative McMains

AMENDMENT NO. 1

On page 9, insert asterisks between lines 14 and 15

AMENDMENT NO. 2

On page 13, at the beginning of line 27, change "A." to "A."

AMENDMENT NO. 3

On page 13, line 30, after "~~court.~~" underscore the remainder of the line and underscore lines 31 and 32

AMENDMENT NO. 4

On page 14, underscore lines 1 through 3

AMENDMENT NO. 5

On page 27, insert asterisks between lines 2 and 3

AMENDMENT NO. 6

On page 39, after line 14, delete lines 15 through 17 in their entirety

AMENDMENT NO. 7

On page 44, line 14, after "1194" and before "1244(D)" delete the comma "," and insert "and"

AMENDMENT NO. 8

On page 44, line 14, after "1244(D)" and before "are" delete ", and 1245(D)"

On motion of Rep. McMains, 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	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Doerge	Martiny	Waddell
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Mitchell	Wilkerson
Fontenot	Montgomery	Willard
Frith	Morrell	Windhorst

Fruge	Murray	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Dimos	Strain
Morrish	Vitter
Total—4	

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.

HOUSE BILL NO. 943—
BY REPRESENTATIVES MCMAINS, ANSARDI, MCCAIN, AND LONG
AN ACT

To enact Title XII-A of the Children's Code, Intercountry Adoption of Children, composed of Chapter 1, Articles 1281.1 through 1281.9, Chapter 2, Articles 1282.1 through 1282.5, and Chapter 3, Articles 1283.1 through 1283.17, relative to adoption; to provide for the adoption of foreign orphans by Louisiana domiciliaries; to provide preliminary provisions on applicability, definitions, types of intercountry adoptions, certification, venue, required consent, birth certificate requirements, and persons who may petition; to provide for petition for recognition of foreign adoptions, findings, final decrees, and name change, all with respect to recognition of foreign adoptions; to provide for petitions for adoption of a foreign orphan, reimbursement of expenses, disclosure of fees and charges, service of process, duties of the Department of Social Services, hearings, intervention, decrees, and name change, all with respect to adoptions of foreign orphans; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 943 by Representative McMains

AMENDMENT NO. 1

On page 4, at the beginning of line 26, after "as" and before "orphan" delete "an" and insert in lieu thereof "a foreign"

On motion of Rep. Bowler, 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	Green	Pratt
Alario	Guillory	Quezaire
Alexander	Hammett	Riddle

Ansardi	Heaton	Romero
Barton	Hebert	Salter
Baudoin	Hill	Scalise
Baylor	Holden	Schneider
Bowler	Hopkins	Schwegmann
Bruce	Hudson	Shaw
Bruneau	Hunter	Smith, J.D.—50th
Carter	Iles	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Theriot
Copelin	Kenney	Thompson
Crane	Lancaster	Thornhill
Curtis	Landrieu	Toomy
Damico	LeBlanc	Travis
Daniel	Long	Triche
Deville	Marionneau	Vitter
DeWitt	Martiny	Waddell
Diez	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Mitchell	Wilkerson
Faucheux	Montgomery	Willard
Flavin	Morrell	Windhorst
Fontenot	Murray	Winston
Frith	Odinet	Wooton
Fruge	Pierre	Wright
Gautreaux	Pinac	
Glover	Powell	
Total—97		

NAYS

Jenkins	Perkins
Total—2	

ABSENT

Dimos	Morrish
Jetson	Strain
Total—4	

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.

HOUSE BILL NO. 952—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 9:315.12, relative to child support; to extend the time period for review of child support guidelines; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Engrossed House Bill No. 952 by Representative McCain

AMENDMENT NO. 1

On page 1, after line 17, insert the following:

"Section 2. The legislature hereby requests that the Department of Social Services, office of family support, and the Louisiana District Attorneys Association hold public meetings on the subject of child support guidelines and take actions to make these meetings known to interested parties. The legislature requests those participants to discuss the following subjects: the lowering of the starting percentile for the first child and increasing the percentile based on fairness and equity, the review of deductions used in calculating child support, the inclusion of parent's expenses in calculating child support, whether children of subsequent marriages should be included in determining child support, and whether there should be a limit on motions to increase child support. The legislature further requests those participants to provide an extension of the guidelines to include adjusted gross incomes up to twenty thousand dollars. The legislature also requests those participants to submit a report to the House Civil Law and Procedure Committee at least sixty days prior to the beginning of the 2000 Regular Session of the Legislature regarding their findings and recommendations."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pratt
Alario	Hammett	Quezaire
Alexander	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Salter
Baudoin	Holden	Scalise
Baylor	Hopkins	Schneider
Bowler	Hudson	Schwegmann
Bruce	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Theriot
Crane	Kennard	Thompson
Curtis	Kenney	Thornhill
Damico	Lancaster	Toomy
Daniel	Landrieu	Travis
Deville	Long	Triche
DeWitt	Martiny	Vitter
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard
Fontenot	Murray	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wooton
Gautreaux	Pierre	Wright
Glover	Pinac	
Green	Powell	
Total—97		

NAYS

Marionneaux
Total—1

ABSENT

Carter	LeBlanc	Strain
Dimos	Morrish	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 988—
BY REPRESENTATIVE MCCAIN
AN ACT**

To enact Code of Civil Procedure Article 2784, relative to support; to provide relative to applicability of intrastate registration of support orders; and to provide for related matters.

Read by title.

Rep. McCain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Theriot
Curtis	Kenney	Thompson
Damico	Lancaster	Thornhill
Daniel	Landrieu	Toomy
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Martiny	Vitter
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wooton
Glover	Pierre	Wright
Green	Pinac	
Total—98		

NAYS

Total—0

ABSENT

Carter	Marionneaux	Strain
--------	-------------	--------

Dimos
Total—5

Morrish

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 989—
BY REPRESENTATIVE MCCAIN
AN ACT

To enact R.S. 9:315.16, relative to child support; to authorize the court to award child support beyond the schedule of support in certain circumstances; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Engrossed House Bill No. 989 by Representative McCain

AMENDMENT NO. 1

On page 1, line 2, after "support;" delete the remainder of the line, delete line 3, and on line 4, delete "circumstances;" and insert "to provide for the Department of Social Services to develop a schedule of child support in certain circumstances;"

AMENDMENT NO. 2

On page 1, delete lines 8 through 12 and insert the following:

"The Department of Social Services shall, by March 1, 2000, promulgate a schedule for awarding child support beyond the schedule of support provided for in R.S. 9:315.14. The department shall make annual adjustments in such schedule to provide for inflation."

Rep. Walsworth moved the adoption of the amendments.

Rep. McCain objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bruneau	Long	Shaw
Crane	Marionneaux	Smith, J.R.—30th
Daniel	McCallum	Stelly
Diez	McDonald	Thompson
Donelon	McMains	Thornhill
Fontenot	Michot	Toomy
Fruge	Odinet	Vitter
Hammett	Perkins	Walsworth
Hebert	Pinac	Wiggins
Hill	Powell	Windhorst
Jenkins	Romero	Wooton
Johns	Salter	Wright

Kennard
Kenney
Total—40

Scalise
Schneider

NAYS

Alario	Farve	Murray
Ansardi	Faucheux	Pierre
Barton	Frith	Pratt
Baudoin	Gautreaux	Quezaire
Baylor	Green	Riddle
Bowler	Guillory	Schwegmann
Bruce	Holden	Smith, J.D.—50th
Carter	Hopkins	Theriot
Chaisson	Hudson	Travis
Clarkson	Hunter	Triche
Copelin	Iles	Waddell
Curtis	Lancaster	Warner
Damico	Landrieu	Welch
Deville	LeBlanc	Weston
DeWitt	McCain	Wilkerson
Doerge	Mitchell	Willard
Dupre	Montgomery	Winston
Durand	Morrell	
Total—53		

ABSENT

Mr. Speaker	Glover	Morrish
Alexander	Heaton	Strain
Dimos	Jetson	
Flavin	Martiny	
Total—10		

The amendments were rejected.

Rep. McCain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Gautreaux	Pratt
Alexander	Green	Quezaire
Ansardi	Guillory	Riddle
Barton	Hammett	Romero
Baudoin	Heaton	Salter
Baylor	Hill	Schneider
Bowler	Holden	Schwegmann
Bruce	Hudson	Shaw
Carter	Hunter	Smith, J.D.—50th
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Johns	Theriot
Copelin	Kennard	Thornhill
Crane	Landrieu	Toomy
Curtis	LeBlanc	Travis
Damico	Martiny	Triche
Daniel	McCain	Waddell
DeWitt	McCallum	Warner
Diez	McDonald	Welch
Doerge	McMains	Weston
Donelon	Mitchell	Wiggins
Dupre	Montgomery	Wilkerson
Durand	Morrell	Willard
Farve	Murray	Winston
Faucheux	Odinet	Wooton
Fontenot	Perkins	
Frith	Pierre	
Total—76		

NAYS

Bruneau	Lancaster	Stelly
Deville	Marionneaux	Thompson
Fruge	Michot	Vitter
Hebert	Pinac	Walsworth
Jenkins	Powell	Windhorst
Kenney	Scalise	Wright
Total—18		

ABSENT

Mr. Speaker	Glover	Long
Dimos	Hopkins	Morrish
Flavin	Jetson	Strain
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1002—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37:3283(G)(2) and (3) and 3284(B)(2)(introductory paragraph) and (4) and (D)(1), relative to private security officers' training; to provide for transfer of employment; to reduce the time period within which security officers must complete certain classroom training; to revise the retraining requirements; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed House Bill No. 1002 by Representative Travis

AMENDMENT NO. 1

On page 3, at the end of line 16, after "board." add "The requirement that the test be a written test shall not be cause for an increase in the cost to the security officer of the required refresher course."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann

Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kenney	Theriot
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wooton
Glover	Pierre	Wright
Green	Pinac	
Total—98		

NAYS

Total—0

ABSENT

Alexander	Kennard	Strain
Dimos	Morrish	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Travis 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. 1009—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:3443(3)(c), 3446(A), and 3450(A), relative to the practice of vocational rehabilitation; to add activities under the definition of vocational rehabilitation services; to provide for fees charged by the licensing board; to prohibit certain activities related to vocational rehabilitation services by unlicensed persons; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Holden	Salter

Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Theriot
Crane	Kenney	Thompson
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	McCallum	Travis
Deville	Long	Triche
DeWitt	Martiny	Vitter
Diez	McCain	Waddell
Doerge	McDonald	Wallsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Murray	Willard
Fontenot	Odinet	Windhorst
Frith	Perkins	Winston
Fruge	Pierre	Wooton
Gautreaux	Pinac	Wright
Glover		
Total—98		

NAYS

Total—0

ABSENT

Dimos	Marionneaux	Strain
Hill	Morrish	
Total—5		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1019—
BY REPRESENTATIVE MCCAIN
AN ACT

To repeal R.S. 9:335(A)(2)(b), relative to child custody; to delete the provision which provides that to the extent it is feasible and in the best interest of the child, physical custody of the child should be shared equally; and to provide for related matters.

Read by title.

Motion

On motion of Rep. McCain, the bill was returned to the calendar.

HOUSE BILL NO. 1046—
BY REPRESENTATIVES ANSARDI, MCMAINS, BOWLER, CLARKSON, FRUGE, JOHNS, WALSWORTH, WIGGINS, WILKERSON, AND WRIGHT
AN ACT

To enact R.S. 48:381.3, relative to public utility facilities; to provide for the duty of care with respect to the placement of public utility facilities on or adjacent to rights-of-way of state highways; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Ansardi, the bill was returned to the calendar.

HOUSE BILL NO. 1048—
BY REPRESENTATIVE DUPRE
AN ACT

To enact Part IV-B of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1152 through 1156, relative to sewage and sewerage; to authorize a homeowner to install an individual mechanical sewerage system in his own home under certain circumstances; to provide for the waiver of certain fees; to direct the Louisiana State Law Institute to redesignate certain provisions of current law; and to provide for related matters.

Read by title.

Rep. Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Triche
Doerge	Martiny	Vitter
Donelon	McCain	Wallsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wilkerson
Flavin	Mitchell	Willard
Fontenot	Montgomery	Winston
Frith	Morrell	Wooton
Fruge	Murray	Wright
Gautreaux	Odinet	
Glover	Perkins	
Total—91		

NAYS

Bruneau	LeBlanc	Waddell
Deville	Schneider	Wiggins
Hopkins	Travis	Windhorst
Total—9		

ABSENT

Dimos	Morrish	Strain
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Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dupre 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. 1208—
BY REPRESENTATIVES MORRISH AND HOLDEN
AN ACT

To enact R.S. 40:1234.1, relative to hazardous substance emergencies; to provide for payment for emergency medical services; and to provide for related matters.

Read by title.

Motion

Rep. Stelly moved that House Bill No. 1208 be designated as a duplicate of Senate Bill No. 552.

Which motion was agreed to.

Motion

On motion of Rep. Salter, the bill was returned to the calendar.

HOUSE BILL NO. 1288—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S.10:1-105(2), 9-103(1)(a), 9-104(i) and (m), 9-105(3), 9-106, 9-304(1), 9-305(1), Chapter 5 of Title 10 of the Louisiana Revised Statutes of 1950, comprised of R.S. 10:5-101 through 5-117, and to enact R.S. 10:9-104(n), relative to letters of credit; to provide for a revision of the uniform commercial laws on letters of credit; to provide for conforming amendments; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ansardi to Engrossed House Bill No. 1288 by Representative Ansardi

AMENDMENT NO. 1

On page 3, line 24, after "payment" delete "of" and insert ", or"

AMENDMENT NO. 2

On page 32, line 7, change "R.S. 10:2-106" to "C.C. Art. 2439"

AMENDMENT NO. 3

On page 32, line 16, change "R.S. 10:2-106" to "C.C. Art. 2439"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Theriot
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Mitchell	Wilkerson
Fontenot	Montgomery	Willard
Frith	Morrell	Windhorst
Fruge	Murray	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Dimos	Morrish	Vitter
Farve	Strain	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ansardi 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. 1343—
BY REPRESENTATIVES MCMAINS AND KENNARD
AN ACT

To amend and reenact R.S. 32:900(L) and to enact R.S. 32:861.1, relative to motor vehicle liability insurance; to provide for coverage; to provide for exclusions; to require automobile liability coverage for certain licensed drivers; and to provide for related matters.

Read by title.

Rep. McMains moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Theriot
Crane	Kenney	Thompson
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	LeBlanc	Travis
Deville	Long	Triche
DeWitt	Marionneaux	Vitter
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Dimos	Morrish	Strain
Total—3		

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.

HOUSE BILL NO. 1381—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 38:2212(A)(1)(a)(iii), relative to the Public Bid Law; to exempt certain purchases of materials and supplies by certain contractors and subcontractors awarded public works contracts by a public entity; and to provide for related matters.

Read by title.

Motion

Rep. Montgomery moved that House Bill No. 1381 be designated as a duplicate of Senate Bill No. 882.

Which motion was agreed to.

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Theriot
Crane	Lancaster	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneaux	Triche
DeWitt	Martiny	Vitter
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard
Fontenot	Murray	Windhorst
Frith	Odinet	Winston
Gautreaux	Perkins	Wooton
Glover	Pierre	Wright
Green	Pinac	
Total—98		

NAYS

Total—0

ABSENT

Dimos	Hebert	Strain
Fruge	Morrish	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Montgomery 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. 1403—
BY REPRESENTATIVES FONTENOT, DEWITT, DOWNER, MCMAINS,
DIEZ, AND CRANE AND SENATORS' DARDENNE, EWING, HAINKEL,
BARHAM, AND SCHEDLER
AN ACT

To enact Part IV-B of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1152 through 1156, relative to sewage and sewerage; to provide for a

sewerage tag fee; to provide for the use of the proceeds of the fee; to direct the Louisiana State Law Institute to redesignate certain provisions of current law; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Fontenot, the bill was returned to the calendar.

Acting Speaker LeBlanc in the Chair

Suspension of the Rules

On motion of Rep. Walsworth, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

HOUSE BILL NO. 1466—
BY REPRESENTATIVE BRUNEAU
AN ACT

To enact R.S. 32:667.1, relative to motor vehicles and traffic regulation; to provide for an identification sticker to be placed upon all vehicles registered to a person convicted of the offense of operating a motor vehicle while intoxicated; to provide for exceptions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 1466 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 5, after "exceptions;" and before "and" insert the following:

"to provide for an identification sticker to be placed upon vehicles operated by the offender which are not registered in the name of such offender;"

AMENDMENT NO. 2

On page 1, line 14, after "place" delete the remainder of the line and insert "on the right side of the rear bumper and on the left side of the front bumper of each motor vehicle registered to"

AMENDMENT NO. 3

On page 2, at the end of line 2, "If the offender does not have a motor vehicle registered in his name, then the stickers shall be placed, as required by this Section, on the motor vehicle operated by the offender."

AMENDMENT NO. 4

On page 2, line 5, after "shall" delete the remainder of the line and delete lines 6 and 7 and replace with the following:

"contain the following language "DWI OFFENDER, ISSUE DATE

(MONTH/DATE/YEAR)" on a sticker which measures at least three inches in height and six inches in width."

AMENDMENT NO. 5

On page 2, line 13, after "reinstatement of" delete the remainder of the line and replace with "driving"

AMENDMENT NO. 6

On page 2, delete lines 22 through 24 and replace with "E. The identification stickers shall be displayed as provided in this Section for a period of two"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dupre to Engrossed House Bill No. 1466 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 14:98(C)(introductory paragraph),(D)((1),and (E)(1) and to"

AMENDMENT NO. 2

On page 1, line 4, after "convicted of" delete "the" and insert "a second or subsequent"

AMENDMENT NO. 3

On page 1, line 5, after "exceptions;" insert "to provide relative to conditions of probation for a second or subsequent offense of driving while intoxicated;"

AMENDMENT NO. 4

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

"Section 1. R.S. 14:98(C), (D) and (E) are hereby amended and reenacted to read as follows:

§98. Operating a vehicle while intoxicated

* * *

C. On a conviction of a second offense, notwithstanding any other provision of law to the contrary, regardless of whether the second offense occurred before or after the first conviction, the offender shall be fined not less than seven hundred fifty dollars, nor more than one thousand dollars, ~~and~~ shall be imprisoned for not less than thirty days nor more than six months and shall comply with the provisions of R.S. 32:667.1. At least forty-eight hours of the sentence imposed shall be served without benefit of parole, probation, or suspension of sentence. Nothing herein shall prohibit a court from sentencing a defendant to home incarceration, if otherwise allowed under the provisions of Article 894.2 of the Code of Criminal Procedure. Imposition or execution of the remainder of the sentence shall not be suspended unless:

* * *

D.(1) On a conviction of a third offense, notwithstanding any

other provision of law to the contrary and regardless of whether the offense occurred before or after an earlier conviction, the offender shall be imprisoned with or without hard labor for not less than one year nor more than five years, ~~and~~ shall be fined two thousand dollars, and shall comply with the provisions of R.S. 32:667.1. At least six months of the sentence of imprisonment imposed shall be without benefit of probation, parole, or suspension of sentence. If a portion of the sentence is imposed with benefit of probation, parole, or suspension of sentence, the court shall require the offender to participate in a court-approved substance abuse program and/or participate in a court-approved driver improvement program.

* * *

E.(1) On a conviction of a fourth or subsequent offense, notwithstanding any other provision of law to the contrary and regardless of whether the fourth offense occurred before or after an earlier conviction, the offender shall be sentenced to imprisonment at hard labor for not less than ten nor more than thirty years, ~~and~~ shall be fined five thousand dollars, and shall comply with the provisions of R.S. 32:667.1.

* * *

AMENDMENT NO. 5

On page 1, line 8, after "Section" change "1" to "2"

AMENDMENT NO. 6

On page 1, line 10, after "Following a" insert "second or subsequent"

AMENDMENT NO. 7

On page 1, line 12, after "intoxicated," delete the remainder of the line.

AMENDMENT NO. 8

On page 1, line 13, delete "and payment of reinstatement fees as provided in R.S. 32:667."

AMENDMENT NO. 9

On page 1, line 17, after "for a" insert "second or subsequent"

AMENDMENT NO. 10

On page 2, line 14, after "of a" insert "second or subsequent"

AMENDMENT NO. 11

On page 3, at the beginning of line 1, delete "Failure" and insert "In addition to any other penalties, failure"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 1466 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 3, after "for" delete the remainder of the line in its entirety and on line 4 delete "registered to" and insert in lieu thereof

"identification for"

AMENDMENT NO. 2

On page 1, line 14, after "upon" delete the remainder of the line and on line 15, delete "him an identification sticker" and insert in lieu thereof "his person a neck chain and sign"

AMENDMENT NO. 3

On page 1, line 16, after "Corrections," delete the remainder of the line in its entirety and delete lines 17 through 18 in their entirety and on page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 4

On page 2, line 3, after "The" and before "shall" delete "sticker" and insert in lieu thereof "neck chain and sign"

AMENDMENT NO. 5

On page 2, line 10, change "stickers" to "neck chain and sign"

AMENDMENT NO. 6

On page 2, line 21, after "identification" delete the remainder of the line and insert "neck chain and sign for the offender."

AMENDMENT NO. 7

On page 2, line 22, change "sticker" to "neck chain and sign"

AMENDMENT NO. 8

On page 2, delete lines 23 and 24 in their entirety and insert "be worn by the offender for a period of two years."

On motion of Rep. Daniel, the amendments were withdrawn.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Copelin to Engrossed House Bill No. 1466 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 4, after "convicted" and before "of the", insert "a third or subsequent times"

AMENDMENT NO. 2

On page 1, line 10, after "Following a" and before "conviction", insert "third, or subsequent"

AMENDMENT NO. 3

On page 1, line 17, after "convicted" and before "for a", insert "a third, or subsequent time"

Motion

Rep. Deville moved to end consideration of amendments.

Rep. Walsworth objected.

By a vote of 51 yeas and 45 nays, the House agreed to end consideration of amendments.

Rep. Copelin moved the adoption of the amendments.

Rep. Bruneau objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Holden	Pratt
Alexander	Hopkins	Quezairé
Ansardi	Hudson	Riddle
Barton	Hunter	Romero
Baylor	Iles	Schwegmann
Bruce	Jenkins	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Chaisson	Kenney	Stelly
Copelin	Long	Theriot
Curtis	Marionneaux	Thompson
Damico	McCain	Travis
Deville	McCallum	Waddell
Diez	McDonald	Warner
Durand	Mitchell	Welch
Farve	Morrell	Weston
Flavin	Murray	Wilkerson
Green	Odinot	Willard
Guillory	Pierre	Winston
Hammett	Pinac	Wooton
Total—57		

NAYS

Baudoin	Fruge	Powell
Bowler	Gautreaux	Scalise
Bruneau	Hebert	Schneider
Clarkson	Hill	Shaw
Crane	Kennard	Thornhill
Daniel	Lancaster	Toomy
DeWitt	Landrieu	Triche
Doerge	LeBlanc	Vitter
Donelon	Martiny	Walsworth
Dupre	McMains	Wiggins
Faucheux	Michot	Windhorst
Fontenot	Montgomery	Wright
Frith	Perkins	
Total—38		

ABSENT

Mr. Speaker	Heaton	Salter
Dimos	Jetson	Strain
Glover	Morrish	
Total—8		

The amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bruneau	Johns	Shaw
Carter	Kennard	Smith, J.R.—30th
Clarkson	Lancaster	Stelly
Crane	LeBlanc	Thornhill
Donelon	McCallum	Toomy
Dupre	McMains	Triche
Farve	Michot	Vitter
Flavin	Mitchell	Waddell
Fontenot	Montgomery	Walsworth
Frith	Perkins	Warner
Gautreaux	Salter	Wiggins
Hill	Scalise	Windhorst
Hopkins	Schneider	Wright
Total—39		

NAYS

Alario	Fruge	Odinot
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Barton	Guillory	Powell
Baudoin	Hammett	Pratt
Baylor	Holden	Quezairé
Bowler	Hudson	Riddle
Bruce	Hunter	Romero
Chaisson	Iles	Schwegmann
Copelin	Jenkins	Smith, J.D.—50th
Curtis	Kenney	Theriot
Damico	Landrieu	Thompson
Daniel	Long	Travis
Deville	Marionneaux	Welch
DeWitt	Martiny	Weston
Diez	McCain	Wilkerson
Doerge	McDonald	Willard
Durand	Morrell	Winston
Faucheux	Murray	Wooton
Total—57		

ABSENT

Mr. Speaker	Hebert	Strain
Dimos	Jetson	
Heaton	Morrish	
Total—7		

The chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

Rep. Copelin moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Wilkerson, and under a suspension of the rules, the above roll call was corrected to reflect her as voting nay.

HOUSE BILL NO. 1046—

BY REPRESENTATIVES ANSARDI, MCMAINS, BOWLER, CLARKSON, FRUGE, JOHNS, WALSWORTH, WIGGINS, WILKERSON, AND WRIGHT
AN ACT

To enact R.S. 48:381.3, relative to public utility facilities; to provide for the duty of care with respect to the placement of public utility facilities on or adjacent to rights-of-way of state highways; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ansardi to Engrossed House Bill No. 1046 by Representative Ansardi, et al

AMENDMENT NO. 1

On page 3, after line 5, insert the following:

"Section 2. The provisions of this Act shall not be applied retroactively."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander	Hammett	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Theriot
Crane	Kenney	Thompson
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	LeBlanc	Travis
Deville	Long	Triche
DeWitt	Marionneaux	Waddell
Diez	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Durand	McMains	Wiggins
Farve	Michot	Wilkerson
Faucheux	Mitchell	Willard
Flavin	Montgomery	Windhorst
Fontenot	Morrell	Winston
Frith	Murray	Wooton
Fruge	Odinot	Wright
Gautreaux	Perkins	
Glover	Pierre	
Total—97		

NAYS

Total—0

ABSENT

Dimos	Morrish	Strain
Heaton	Romero	Vitter
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ansardi 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.

Speaker Downer in the Chair

HOUSE BILL NO. 1522—

BY REPRESENTATIVES LONG, CLARKSON, JOHNS, WALSWORTH, AND WIGGINS

AN ACT

To enact Chapter 18 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1201 through 1206, relative to religious freedom; to enact the Religious Freedom Protection Act of 1999; to provide for legislative declarations; to provide for the circumstances under which the government may burden religious freedom; to provide for the assertion of religious rights in judicial and administrative proceedings; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Long, the bill was returned to the calendar.

HOUSE BILL NO. 1698—

BY REPRESENTATIVES LEBLANC, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS HAINKEL, DARDENNE, EWING, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 39:1508, relative to purchases of professional, personal, consulting, and social services; to change the threshold for small purchase procurement of such services; and to provide for related matters.

Read by title.

Rep. LeBlanc moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Theriot
Crane	Lancaster	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneaux	Triche

DeWitt	Martiny	Waddell
Diez	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Mitchell	Wilkerson
Faucheux	Montgomery	Willard
Flavin	Morrell	Windhorst
Fontenot	Murray	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Gautreaux	Pierre	
Glover	Pinac	
Total—97		

NAYS

Jenkins
Total—1

ABSENT

Dimos	Morrish	Vitter
Hebert	Strain	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LeBlanc 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. 1761—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37:3171, 3172, 3173(A)(2), 3176, 3177(A)(1)(introductory paragraph), 3179(A)(1) and (B) through (H), 3179.2, 3180, 3181(A)(6), (7), (10), (11), (12)(a)(i) and (14), (B), (E) through (G), (I), and (J), 3183, and 3184, and to enact R.S. 37:3173(A)(3), 3178, and 3185, relative to the regulation of interior designers; to provide for a statement of purpose; to provide for definitions; to provide for membership of the board; to provide for use of certain terms; to provide for examinations; to provide for certificates of registration without examination; to provide for the issuance, renewal, denial, suspension or revocation of certificates of registration; to provide for seals and display of registration number; to provide for firm practice; to provide for board powers to revoke, rescind, or suspend registration; to provide for exemptions; to provide for prohibited acts and penalties; to provide for cease and desist orders and injunctive relief; and to provide for related matters.

Read by title.

Motion

Rep. Travis moved that House Bill No. 1761 be designated as a duplicate of Senate Bill No. 768.

Which motion was agreed to.

Motion

On motion of Rep. Travis, the bill was returned to the calendar.

HOUSE BILL NO. 1798—
BY REPRESENTATIVE LANDRIEU
AN ACT

To amend and reenact Children's Code Article 405(C) and to enact Chapter 6 of Title IV of the Louisiana Children's Code, to be comprised of Articles 435 through 445, and Children's Code Article 603(13)(f), relative mediation; to provide for the use of mediation in juvenile courts; to provide definitions; to provide for referral to mediation, selection and appointment of mediators, disclosure by mediators, and revocation of mediators; to provide qualifications of mediators, stay of proceedings, confidentiality, and termination of mediation; to provide for mediation agreements, judicial oversight, evaluation of mediators, and adoption of local rules; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Landrieu to Engrossed House Bill No. 1798 by Representative Landrieu

AMENDMENT NO. 1

On page 1, line 5, after "relative" and before "mediation" insert "to"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 1798 by Representative Landrieu

AMENDMENT NO. 1

On page 4, at the end line 24, after "counselor." and insert "or"

AMENDMENT NO. 2

On page 4, line 25, after "counselor" and before "or" delete the comma ","

AMENDMENT NO. 3

On page 4, line 25, after "or" and before "and" delete "clergyman" and insert in lieu thereof "clergyman who, for purposes of this Chapter, is a minister, priest, rabbi, or other similar functionary of a religious organization"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Farve to Engrossed House Bill No. 1798 by Representative Landrieu

AMENDMENT NO. 1

On page 2, at the end of line 6, change the period "." to a comma ","

and insert "which shall not exceed fifty dollars."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hebert	Powell
Alexander	Hill	Pratt
Ansardi	Holden	Quezaire
Barton	Hopkins	Riddle
Baudoin	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schwegmann
Bruce	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Theriot
Crane	Lancaster	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneaux	Triche
DeWitt	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Fauchoux	Mitchell	Wilkerson
Frith	Montgomery	Willard
Fruge	Morrell	Windhorst
Gautreaux	Murray	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Guillory	Pierre	
Hammett	Pinac	
Total—91		

NAYS

Bruneau	Schneider
Total—2	

ABSENT

Mr. Speaker	Fontenot	Strain
Diez	Heaton	Vitter
Dimos	Morrish	
Flavin	Romero	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Landrieu 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. 827—

BY REPRESENTATIVES ANSARDI, MCMAINS, MCCAIN, CLARKSON, AND SCHWEGMANN

AN ACT

To amend and reenact Children's Code Articles 116(3), (8), and (9.1), 601, 603(1), (8), (14), and (15), 615(C), 619(B) and (E), 624(A) and (B), 625(B), 626(B), 628, 629, 632(B), 636, 639, 642, 644(A), 645, 646, 647, 648, 649, 652(C) and (D), 659(B), 666(A), 673, 674, 675, 677, 678(B), 679, 680, 681(A)(introductory paragraph) and (4), 682, 683(A), 684(B), (C), (D), (E), and (F), 694(A), 695, 698(A), 700(A), 702, 704(A), 705, 707(A), 708(A), 709, 710, 711, 1001, 1003(1)(introductory paragraph), (10), and (11), 1004(D), 1015(3)(a), (h) through (j), (4)(introductory paragraph), (5), and (6), 1025.4(A) and (C), 1027, and 1028 and to enact Children's Code Articles 116(12.1), 603(7.1) and (14.1), 625(C) and (D), 627(D), 646.1, 672.1, 678(C), 684(G), and 1015(3)(k), and to repeal Children's Code Articles 116(6), 603(11), and 650, all relative to compliance with The Adoption and Safe Families Act of 1997; to provide revision to Children's Code Title VI, Child in Need of Care Proceedings; to provide for revision of Children's Code Title X, Judicial Certification of Children for Adoption; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Winston to Engrossed House Bill No. 827 by Representative Ansardi

AMENDMENT NO. 1

On page 5, line 4, after "children." delete the remainder of the line and on line 5 delete "concern." and insert in lieu thereof:

"The health, safety, and best interest of the child shall be the paramount concern in all proceedings under this Title."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jenkins to Engrossed House Bill No. 827 by Representative Ansardi

AMENDMENT NO. 1

On page 5, line 5, after "concern." insert the following:

"This Title shall be construed in accordance with Article 102."

AMENDMENT NO. 2

On page 8, line 3, after "efforts." delete the remainder of the line and insert the following:

"the court shall utilize the principles of Article 102."

AMENDMENT NO. 3

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On page 10, line 23, after the period "." delete the remainder of the line and delete line 24.

AMENDMENT NO. 4

On page 11, lines 14 and 15, delete "and with the consent of the department," and on lines 18 and 19, delete "and with the consent of the department,"

AMENDMENT NO. 5

On page 12, lines 3 and 4, delete "the department,"

AMENDMENT NO. 6

On page 19, line 18, after "the petitioner" delete "and the department"

AMENDMENT NO. 7

On page 24, line 29, after "for the child." delete "The" and delete lines 30 and 31

AMENDMENT NO. 8

On page 25, line 9, after the period "." delete the remainder of the line and delete lines 10 and 11.

AMENDMENT NO. 9

On page 26, delete lines 13 through 15.

AMENDMENT NO. 10

On page 29, delete lines 5 and 6 and insert "of care, the court may:"

AMENDMENT NO. 11

On page 29, delete lines 22 and 23 and insert the following: "permanent plan. The department shall"

AMENDMENT NO. 12

On page 40, line 4 after "(1)" insert the following:

"Whether the child should be returned to the parent.

(2)"

AMENDMENT NO. 13

On page 40 line 7, change "(2)" to "(3)"

AMENDMENT NO. 14

On page 40 line 13, change "(3)" to "(4)"

AMENDMENT NO. 15

On page 49, line 20, after "the court" delete "may" and insert "shall"

Rep. Ansardi asked for and obtained a division of the question.

On motion of Rep. Jenkins, Amendment No. 1 was adopted.

Rep. Jenkins moved adoption of Amendment Nos. 2, 3, 7, 8, 10, and 11.

Rep. Ansardi objected.

By a vote of 20 yeas and 67 nays, the amendments were rejected.

Rep. Jenkins moved adoption of Amendment Nos. 4, 5, and 6.

Rep. Ansardi objected.

By a vote of 23 yeas and 65 nays, the amendments were rejected.

Rep. Jenkins moved adoption of Amendment No. 9.

Rep. Ansardi objected.

By a vote of 21 yeas and 71 nays, the amendments were rejected.

Rep. Jenkins moved adoption of Amendment Nos. 12, 13, and 14.

Rep. Ansardi objected.

By a vote of 27 yeas and 64 nays, the amendments were rejected.

Rep. Jenkins moved adoption of Amendment No. 15.

Rep. Ansardi objected.

By a vote of 23 yeas and 66 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McMains to Engrossed House Bill No. 827 by Representative Ansardi

AMENDMENT NO. 1

On page 11, line 15, after "department" and before "the" insert "if the child is in the custody of the department,"

AMENDMENT NO. 2

On page 11, line 19, after "department", insert "if a child is in the custody of the department,"

AMENDMENT NO. 3

On page 12, line 4, after "department", insert "if a child is in the custody of the department,"

AMENDMENT NO. 4

On page 19, line 18, after "department", insert "if a child is in the custody of the department,"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Powell
Alario	Green	Pratt
Alexander	Guillory	Quezaire
Ansardi	Hammett	Riddle

Barton	Hebert	Romero
Baudoin	Hill	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schwegmann
Bruce	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Chaisson	Kennard	Stelly
Clarkson	Kenney	Theriot
Copelin	Lancaster	Thornhill
Crane	Landrieu	Toomy
Curtis	LeBlanc	Travis
Damico	Marionneaux	Triche
Daniel	Martiny	Waddell
DeWitt	McCain	Walsworth
Diez	McCallum	Warner
Doerge	McDonald	Welch
Donelon	McMains	Weston
Dupre	Michot	Wiggins
Durand	Mitchell	Wilkerson
Farve	Montgomery	Willard
Fauchoux	Morrell	Winston
Flavin	Murray	Wooton
Fontenot	Odinet	Wright
Frith	Pierre	
Fruge	Pinac	
Total—88		

NAYS

Deville	Perkins	Windhorst
Jenkins	Schneider	
Total—5		

ABSENT

Dimos	Jetson	Thompson
Glover	Long	Vitter
Heaton	Morrish	
Holden	Strain	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ansardi 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. Hebert, the rules were suspended in order to take up House Bills and Joint Resolutions on Second Reading at this time.

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:

Motion

Rep. Hebert moved that the Committee on Commerce report House Bill No. 304 in accordance with the provisions of House Rule No. 6.15 on Tuesday, April 20, 1999.

Rep. Travis objected.

By a vote of 21 yeas and 67 nays, the House refused to order the committee to report the bill.

Suspension of the Rules

On motion of Rep. Copelin, 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

HOUSE CONCURRENT RESOLUTIONS

April 19, 1999

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. 136
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

April 19, 1999

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. 34, 38, 40, 47 and 52

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

April 19, 1999

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. 15, 157, 349, 595, 672, and 779

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Salter, 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. 15—
BY SENATOR ROMERO

AN ACT

To enact R.S. 46:2135(I) and to amend and reenact Code of Civil Procedure Art. 3604(C), relative to domestic abuse assistance; to provide for hearing officers to hear certain rules to show cause in the process of the enforcement of protective orders; to provide for hearing officer selection and qualifications and for hearing procedures; to provide for the duration of a temporary restraining order; and to provide for related matters.

Read by title.

SENATE BILL NO. 157—
BY SENATOR LENTINI

AN ACT

To amend and reenact Code of Criminal Procedure Arts. 793, 801, and 808, relative to juries; to allow jurors in criminal cases to take notes and use them during deliberations; to permit written instructions and charges to go to the jury room and be used during deliberations; and to provide for related matters.

Read by title.

SENATE BILL NO. 349—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 56:259(C), relative to open seasons and the taking of animals; to allow for the use of dogs while hunting nutria; and to provide for related matters.

Read by title.

SENATE BILL NO. 595 (Duplicate of House Bill No. 466)—
BY SENATOR SCHEDLER AND REPRESENTATIVE THORNHILL AND COAUTHORED BY SENATOR HAINKEL AND REPRESENTATIVES DONELON, PERKINS AND RIDDLE

AN ACT

To enact Section 8 of Chapter 6 of Title II of Book III of the Civil Code, comprised of Articles 1617 through 1623, relative to disinheriton; to provide for formalities for disinheriton; to provide causes for disinheriton; to provide relative to disinheriton in a will and proof required to nullify the disposition; and to provide for related matters.

Read by title.

SENATE BILL NO. 672—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 49:316.1, relative to state agencies; to authorize state departments, agencies, boards, and commissions to accept credit, debit or similar cards in payment of obligations; to authorize the treasurer to contract with providers for such card services to state departments, agencies, boards and commissions; to require the treasurer to promulgate rules and guidelines for the processing of credit and debit card transactions with the treasury; and to provide for related matters.

Read by title.

SENATE BILL NO. 779—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 15:255(A)(1) and to enact R.S. 15:255(A)(3), relative to compulsory process; to provide with respect to witness fees to off-duty law enforcement officers; 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 RESOLUTION NO. 32—
BY REPRESENTATIVE COPELIN

A RESOLUTION

To amend and readopt House Rule 14.12(A) of the Rules of Order of the House of Representatives, to provide a procedure for the order of consideration of instruments in committee; and to provide for related matters.

Read by title.

HOUSE CONCURRENT RESOLUTION NO. 139—
BY REPRESENTATIVES DANIEL AND LEBLANC AND SENATORS HAINKEL AND DARDENNE

A CONCURRENT RESOLUTION

To create and provide with respect to a special committee to study and make recommendations with respect to the practices of state departments, boards, and commissions relative to contracting for outside legal counsel for general counsel duties in lieu of utilizing the attorney general as counsel.

Read by title.

HOUSE CONCURRENT RESOLUTION NO. 140—
BY REPRESENTATIVE HOLDEN

A CONCURRENT RESOLUTION

To commend Mrs. Lillian Hall of Crestworth Elementary School for her dedication to the public school system and its students and to congratulate her upon being named East Baton Rouge Parish Principal of the Year.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 141—

BY REPRESENTATIVE HOLDEN

A CONCURRENT RESOLUTION

To commend Mr. Ulysses Joseph of Northeast High School for his dedication to the public school system and its students and to congratulate him upon being named East Baton Rouge Parish Principal of the Year.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 142—

BY REPRESENTATIVE THERIOT

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to authorize and to urge the governor of the state of Louisiana to support the development of the "Comprehensive Hurricane Protection Plan for Coastal Louisiana" by the U.S. Army Corps of Engineers to provide continuous hurricane protection from Morgan City to the Mississippi border.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 143—

BY REPRESENTATIVE POWELL

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install lighting at the intersections of Interstate Highway 55 and U.S. Highway 190, Interstate Highway 55 and Wardline Road, and Interstate Highway 12 and U.S. Highway 51 in Hammond, Louisiana.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 144—

BY REPRESENTATIVE HOLDEN

A CONCURRENT RESOLUTION

To commend Mrs. Elizabeth Walsh of Southeast Middle School for her dedication to the public school system and its students and to congratulate her upon being named East Baton Rouge Parish Principal of the Year.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 145—

BY REPRESENTATIVE ALARIO

A CONCURRENT RESOLUTION

To declare May 10 through 14, 1999, as Food Allergy Awareness Week.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 146—

BY REPRESENTATIVE CARTER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install lighting at the intersection of Interstate Highway 55 and Louisiana Highway 40 at the Independence exit in Tangipahoa Parish, Louisiana.

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. 2061—

BY REPRESENTATIVE JACK SMITH

AN ACT

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

Read by title.

HOUSE BILL NO. 2062—

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact R.S. 4:165(A)(1), (2), and (4)(d), relative to horse racing; to provide relative to special awards to stallion owners; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2063—

BY REPRESENTATIVE MITCHELL

AN ACT

To enact R.S. 15:1403.1, relative to criminal street gangs; to create the crime of solicitation of membership of a criminal street gang; to provide for penalties; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2064—

BY REPRESENTATIVE MITCHELL

AN ACT

To enact R.S. 15:1405.3, relative to release from custody of criminal street gang member; to require the Department of Public Safety and Corrections to notify law enforcement agencies upon release from custody of a member of a criminal street gang; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2065—

BY REPRESENTATIVE WIGGINS

AN ACT

To amend and reenact R.S. 14:63(H), relative to criminal trespass; to increase the penalties for first offense criminal trespass; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2066—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 37:832(A)(2) and (B)(2) and to enact R.S. 37:832(B)(3), relative to the state Board of Embalmers and Funeral Directors; to increase the membership of the board; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2067—
BY REPRESENTATIVE WESTON
AN ACT

To amend and reenact R.S. 17:204, relative to the In-School Intervention Pilot Program; to extend the termination date of the program; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2068—
BY REPRESENTATIVE ANSARDI
AN ACT

To repeal R.S. 22:1407(J), (K), and (L), to delete provisions relative to workers' compensation insurance rates and the rating commission.

Read by title.

HOUSE BILL NO. 2069—
BY REPRESENTATIVE MICHOT
AN ACT

To amend and reenact R.S. 56:449(A), (C), (E), and (G), relative to oyster tags; to require certain information be contained on the tag; to provide relative to the ten percent tolerance for loss of tags; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2070—
BY REPRESENTATIVE KENNEY
AN ACT

To amend and reenact R.S. 56:327(A)(1)(a), 411(6) and 412(A)(4), relative to fishing; to provide for exceptions to the prohibitions on the selling or purchasing of certain fish; to provide relative to hybrid bream; to provide for the definition of "domesticated fish"; to provide for the propagation, production, and transportation of hybrid bream; 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 Appropriations

April 19, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 232, by Barton
Reported favorably. (9-0-1) (Local and Consent)

House Bill No. 572, by Alario
Reported favorably. (9-0-1) (Local and Consent)

House Bill No. 903, by McCain
Reported with amendments. (9-0-1) (Regular)

House Bill No. 1003, by Triche
Reported favorably. (9-0-1) (Regular)

House Bill No. 1004, by Triche
Reported favorably. (9-0-1) (Regular)

House Bill No. 1187, by Winston
Reported with amendments. (10-0) (Regular)

House Bill No. 1272, by Alario
Reported favorably. (9-0-1) (Regular)

House Bill No. 1724, by LeBlanc
Reported with amendments. (9-0-1) (Local and Consent)

House Bill No. 1762, by LeBlanc
Reported with amendments. (9-0-1) (Local and Consent)

House Bill No. 2013, by McMains
Reported favorably. (10-0) (Regular)

JERRY LUKE LEBLANC
Chairman

Report of the Committee on Civil Law and Procedure

April 19, 1999

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 172, by Flavin
Reported with amendments. (7-0) (Regular)

House Bill No. 359, by Pratt (Joint Resolution)
Reported with amendments. (7-0) (Regular)

House Bill No. 477, by Triche (Joint Resolution)
Reported with amendments. (7-0) (Regular)

House Bill No. 492, by DeWitt (Joint Resolution)
Reported with amendments. (7-0) (Regular)

House Bill No. 497, by DeWitt (Joint Resolution)
Reported with amendments. (7-0) (Regular)

House Bill No. 518, by Faucheux (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 545, by Copelin
Reported with amendments. (9-0) (Local and Consent)

House Bill No. 592, by Copelin
Reported with amendments. (7-0) (Local and Consent)

House Bill No. 641, by LeBlanc (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 663, by LeBlanc (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 842, by Durand
Reported with amendments. (7-0) (Regular)

House Bill No. 919, by Winston
Reported favorably. (7-0) (Regular)

House Bill No. 1047, by Deville
Reported favorably. (10-0) (Regular)

House Bill No. 1059, by McMains
Reported with amendments. (6-2) (Regular)

House Bill No. 1146, by Wiggins
Reported with amendments. (7-0) (Regular)

House Bill No. 1147, by Wiggins
Reported favorably. (7-0) (Regular)

House Bill No. 1490, by Bowler
Reported favorably. (7-0) (Regular)

F. CHARLES MCMAINS, JR.
Chairman

Report of the Committee on Environment

April 19, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 1271, by Martiny
Reported favorably. (9-0) (Local and Consent)

House Bill No. 1684, by Martiny
Reported favorably. (9-0) (Local and Consent)

House Bill No. 1875, by Martiny
Reported favorably. (9-0) (Local and Consent)

N. J. DAMICO
Chairman

Report of the Committee on Transportation, Highways and Public Works

April 19, 1999

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

House Concurrent Resolution No. 56, by ANSARDI
Reported favorably. (7-0)

House Bill No. 95, by DUPRE
Reported favorably. (9-0) (Regular)

House Bill No. 120, by DUPRE
Reported favorably. (9-0) (Regular)

House Bill No. 302, by BOWLER
Reported favorably. (9-0) (Regular)

House Bill No. 385, by WINDHORST
Reported with amendments. (8-0) (Regular)

House Bill No. 392, by DUPRE
Reported with amendments. (11-0) (Regular)

House Bill No. 597, by MCCAIN
Reported favorably. (7-0) (Regular)

House Bill No. 805, by DUPRE
Reported with amendments. (10-1-1) (Regular)

House Bill No. 1157, by KENNARD
Reported favorably. (11-0) (Regular)

House Bill No. 1345, by DIEZ
Reported with amendments. (8-0) (Regular)

House Bill No. 1425, by J D SMITH
Reported favorably. (9-0) (Regular)

House Bill No. 1625, by DIEZ
Reported favorably. (8-0) (Regular)

JOHN C. DIEZ
Chairman

Report of the Committee on Ways and Means

April 19, 1999

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

House Concurrent Resolution No. 23, by Wilkerson
Reported with amendments. (11-0)

House Bill No. 145, by Donelon (Joint Resolution)
Reported favorably. (10-0)

House Bill No. 166, by Alario
Reported favorably. (9-0-1) (Local and Consent)

House Bill No. 294, by Wilkerson
Reported favorably. (10-0) (Local and Consent)

House Bill No. 390, by R. Alexander
Reported favorably. (9-0-1) (Local and Consent)

House Bill No. 391, by R. Alexander
Reported favorably. (9-0-1) (Local and Consent)

House Bill No. 599, by Pinac
Reported with amendments. (9-0-1) (Local and Consent)

House Bill No. 625, by Wilkerson
Reported favorably. (10-0) (Local and Consent)

House Bill No. 707, by Pinac
Reported favorably. (9-0-1) (Local and Consent)

House Bill No. 1244, by Schwegmann
Reported favorably. (9-0-1) (Regular)

House Bill No. 1843, by Diez
Reported favorably. (10-0) (Local and Consent)

JOHN A. ALARIO, JR.
Chairman

Suspension of the Rules

On motion of Rep. Windhorst, the rules were suspended to

permit the Committee on Administration of Criminal Justice to post its weekly committee schedule as required by House Rule 14.23 one day late.

Suspension of the Rules

On motion of Rep. Travis, the rules were suspended to permit the Committee on Commerce to meet and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23.

House Bill Nos. 1577 and 1704

House Concurrent Resolution No. 103

Suspension of the Rules

On motion of Rep. Diez, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to meet and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23.

House Bill No. 190

Leave of Absence

Rep. Strain- 1 day

Rep. Morrish- 1 day

Rep. Dimos- 5 days

Adjournment

On motion of Rep. Perkins, at 7:35 P.M., the House agreed to adjourn until Tuesday, April 20, 1999, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, April 20, 1999.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*

Committee Meeting Notices

Committee on Appropriations

Will meet: Upon adjournment of the meeting of the Joint Legislative Committee on the Budget

Date: April 20, 1999

Location: Committee Room 5

HB 352 TRAVIS – TOURISM: Removes the limitation on the proceeds of the sales and use tax levied by the La. Tourism Promotion District which may be used for tourism promotion

HB 480 ANSARDI – PUBLIC CONTRACTS: Provides relative to purchases and preferences for computers assembled in Louisiana

HB 511 J R SMITH – ADMINISTRATION: Provides for the donation or exchange of surplus property between or among

agencies of the state or political subdivisions of the state whose primary functions involve public safety

HB 512 THORNHILL – EMERGENCY PREPAREDNESS: Provides for a preference for local organizations, firms, and individuals in making certain expenditures for disaster and emergency assistance activities

HB 546 DEWITT – WORKERS COMPENSATION: Permits interest to be deposited into the Workers' Compensation Second Injury Fund

HB 567 THOMPSON – FUNDS/INVESTMENTS: Changes designation of banks in which state funds not on deposit in state treasury may be invested

HB 569 TRICHE – COLLEGES/FINANCE: (Constitutional Amendment) Provides relative to appropriations for certain La. technical colleges

HB 601 J R SMITH – PUBLIC CONTRACTS: (Constitutional Amendment) Provides for the donation or exchange of surplus property between or among agencies of the state or political subdivisions whose primary functions involve public safety

HB 635 WESTON – FUNDS/FUNDING: Creates the Archaeological Curation Fund and provides for the source of funding and uses of monies in the fund

HB 647 J R SMITH – FUNDS/INVESTMENTS: (Constitutional Amendment) Authorizes the investment in stocks of certain trust funds dedicated for use by the Department of Wildlife and Fisheries

HB 901 J D LONG – CORONERS: Provides funding for certain parish coroners' salaries and operational expenses

HB 1248 THOMPSON – PUBLIC CONTRACT/BIDS: Provides preference for paper and paper products manufactured and converted in Louisiana

HB 1263 J R SMITH – FUNDS/FUNDING: Defines "balance of the fund" for purposes of the Oilfield Site Restoration Fund

HB 1273 McCALLUM – INSURANCE/GROUP-STATE: Relative to the State Employees Group Benefits Program, provides for special enrollments for certain retirees

HB 1274 McCALLUM – INSURANCE/GROUP-STATE: Relative to the State Employees Group Benefits Program, provides for special enrollments for certain retirees

HB 1424 CRANE – STATE AGENCIES: Limits the obligation of state executive agencies to respond to certain requests if reasonable cost or fee for item has not been paid nor funds budgeted or allocated therefor

HB 1569 J R SMITH – WILDLIFE/REFUGES: Repeals the Wildlife Refuge and Preserve Fund

HB 1665 DEWITT – CIVIL/DAMAGES: Provides the office of risk management with the discretion to indemnify officers and employees of the state subject to awards of punitive damages

HB 1687 BARTON – FUNDS/FUNDING: Provides that the budget of licensing agencies subject to the Louisiana Licensing Agency Budget Act shall not include civil fines or penalties

HB 1997 TRICHE – INSURANCE/GROUP-STATE: Relative to the State Employees Group Benefits Program, provides for special enrollments for certain retirees

HB 2037 FONTENOT – PUBLIC CONTRACTS: Relative to the Public Bid Law, provides for the selection of architects, engineers, and landscape architects for certain projects

HB 2038 FONTENOT – FUNDS/FUNDING: Provides for additional uses of monies appropriated from the Louisiana Asbestos Detection and Abatement Fund

JERRY LUKE LEBLANC
Chairman

Committee on Civil Law and Procedure

Will meet at: 9:00 A.M. Date: April 20, 1999

Location: Committee Room 3

HB 185 WIGGINS – SUCCESSIONS: Enacts the La. Transfer on Death Security Registration Act

HB 350 TRAVIS – PROPERTY/IMMOVABLE: Provides for act of sale of immovable property to be accompanied by the name and address of the party responsible for payment of property taxes

HB 466 THORNHILL – SUCCESSION/INHERITANCE: Provides relative to disinheriton of forced heirs

HB 577 TRAVIS – TRUSTS: Provides for a prescriptive period for actions by a beneficiary against a trustee of a trust

HB 632 SHAW – SUCCESSIONS: Enacts the Louisiana Transfer on Death Security Registration Act

HB 696 FRITH – CHILDREN: Provides for drug testing of a party in a custody or visitation proceeding

HB 720 HEBERT – CHILDREN/SUPPORT: Provides with respect to the administrative suspension of certain licenses for nonpayment of child support

HB 777 McMAINS – CIVIL/PROCEDURE: Provides for the time of pleading exceptions

HB 778 McMAINS – CIVIL/LAW: Repeals general definitions of certain terms employed in the Civil Code

HB 780 McMAINS – CIVIL/PROCEDURE: Provides for continuous revision of Code of Civil Procedure

HB 882 ANSARDI – CIVIL/PROCEDURE: Provides for service of process on and venue in actions involving limited liability companies

HB 932 McMAINS – SUCCESSIONS: Provides for revisions of Civil Code Articles amended by Act No. 1421 of 1997

HB 933 McMAINS – SUCCESSIONS: Provides for the preservation of the provisions on disinheriton

HB 934 McMAINS – SALES: Provides for clarification of the law of redhibition and simulation

HB 1028 PERKINS – CHILDREN/ADOPTION: Provides for

preferential treatment to married couples in adoption proceedings

HB 1124 SCHWEGMANN – CIVIL/CURATORSHIP: Provides for a conditional procurator or springing power of attorney

HB 1138 McMAINS – CIVIL/INTERDICTION: Provides relative to interdiction and curatorship

HB 1189 RIDDLE – CHILDREN/SUPPORT: Provides relative to suspension of licenses for nonsupport

HB 1256 RIDDLE – FAMILY LAW/PATERNITY: Provides relative to the disavowal of paternity

HB 1631 PERKINS – MARRIAGE: Provides relative to covenant marriages

HB 1780 DONELON – SUCCESSIONS: Provides relative to a lapsed general legacy to a testator's spouse

HB 1781 DONELON – SUCCESSIONS: Provides relative to representation of lapsed legacies

HB 1979 McCALLUM – SUCCESSIONS: Provides for a successor's exercise of rights of ownership with respect to his interests in the estate

HB 1984 MICHOT – SUCCESSIONS: Provides for a successor's exercise of rights of ownership with respect to his interests in the estate

HCR 9 TRAVIS – SUITS AGAINST ST/CLAIMS: Authorizes Meeks Land and Timber Co. to file suit against the state through the division of administration, state land office

F. CHARLES McMAINS
Chairman

Committee on Commerce

Will meet at: 9:00 A.M. Date: April 20, 1999

Location: Committee Room 1

HCR 103 DURAND (TBA) – COMMITTEE STUDIES: Creates a task force to study issues affecting flammability of upholstered furniture sold in Louisiana (**SUBJECT TO RULE SUSPENSION**)

HB 664 BOWLER – FIRE PROTECTION: Provides for an extension of time for high-rise buildings owned or operated by the state or any political subdivision to be protected by sprinkler systems

HB 744 DOWNER – AMUSEMENTS: Exempts air-supported structures from certain inspection and regulation by the state fire marshal

HB 762 TOOMY – FIRE PROTECTION: Provides for an extension of time for high-rise buildings owned or operated by the parish or any political subdivision located in Jefferson Parish to be protected by sprinkler systems

HB 1277 THOMPSON – FIRE PROTECT/FIRE MARSHA: Extends the date for compliance with the fire protection sprinkler system

- HB 1290 FAUCHEUX – AMUSEMENTS/SPORTS:** Repeals provision which prohibits the sale of admission tickets for more than the price on the face of the ticket
- HB 1336 BRUNEAU – FIRE PROTECT/FIRE MARSHA:** Provides with respect to the powers and duties of the office of fire marshal
- HB 1438 FRUGE – CORPORATIONS:** Allows seafood marketing associations to market and sell skins and furs and adds alligator skins to the skins they can market
- HB 1574 TRAVIS – PRIVATE SECURITY:** Makes various changes to the regulation of the alarm services industry
- HB 1575 TRAVIS – FIRE PROTECTION:** Adds to the boiler inspection fee schedule
- HB 1576 TRAVIS – FIRE PROTECTION:** Adopts a State Uniform Fire Prevention Code
- HB 1577 TRAVIS (TBA) – AMUSEMENTS:** Provides for annual inspections of amusement rides and attractions and increases fees for inspection certificates **(SUBJECT TO RULE SUSPENSION)**
- HB 1704 TRAVIS (TBA) – FIRE PROTECTION:** Provides for registration, licensure, and fees relative to fire alarm systems **(SUBJECT TO RULE SUSPENSION)**
- HB 1989 CRANE – FIRE PROTECTION:** Exempts certain buildings from the requirements for fire protection sprinkler systems in high rise buildings and provides extensions of time for certain buildings

JOHN D. TRAVIS
Chairman

Committee on Environment

Will meet at: 9:00 A.M. Date: April 20, 1999

Location: Committee Room 4

- HR 2 ANSARDI – ENVIRONMENT/HAZ MATERIAL:** Memorializes appropriate federal & state authorities to require vessels traveling on the Mississippi River adjacent to the city of Kenner & abutting the parish of St. Charles to identify hazardous materials on board with a universal placarding system
- HCR 15 ANSARDI – ENVIRONMENT/HAZ MATERIAL:** Memorializes appropriate federal & state authorities to require vessels traveling on the Mississippi River adjacent to the city of Kenner & abutting the parish of St. Charles to identify hazardous materials onboard with a universal placarding system
- HB 1289 MARTINY – ENVIRONMENT/HAZ WASTE:** Provides relative to funding for the Motor Fuels Underground Storage Tank Fund, reporting requirements, fees, and dates and for late fee assessments, violations and penalties
- HB 1582 DAMICO – ENVIRONMENT/QUALITY DEPT:** Provides relative to organization, duties, and office of the Department of Environmental Quality
- HB 1583 DAMICO – ENVIRONMENT/QUALITY DEPT:** Provides relative to terms and references in provisions concerning Department of Environmental Quality

- HB 1584 DAMICO – ENVIRONMENT/QUALITY DEPT:** Provides for notification to secretary under certain circumstances involving hazardous wastes
- HB 1586 DAMICO – ENVIRONMENT/QUALITY DEPT:** Provides relative to receipt date of invoice and payment from bulk facility operators and authorizes certain late fee assessments
- HB 1588 DAMICO – ENVIRONMENT/QUALITY DEPT:** Provides relative to civil penalties and authorizes certain rules to be established by secretary
- HB 1589 DAMICO – ENVIRONMENT/HAZ WASTE:** Provides relative to notifications to the department concerning hazardous waste
- HB 1590 DAMICO – ENVIRONMENT/HAZ MATERIAL:** Includes "hazardous substance" in duty to notify the secretary of waste leaching, spilling, discharging, or otherwise entering the environment
- HB 1591 DAMICO – ENVIRONMENT/HAZ WASTE:** Provides relative to public notice and the opportunity for a public hearing in voluntary remedial actions
- HB 1592 DAMICO – ENVIRONMENT/QUALITY DEPT:** Authorizes the department to charge fees relative to voluntary investigation and remedial action program
- HB 1594 DAMICO – ENVIRONMENT/HAZ WASTE:** Authorizes DEQ inspectors at commercial hazardous waste facilities
- HB 1694 DIEZ – ENVIRONMENT/HAZ MATERIAL:** Provides that hazardous material transportation related incidents within certain facilities shall report to the Department of Environmental Quality instead of the Department of Public Safety and Corrections
- HB 1739 MARTINY – ENVIRONMENT/HAZ MATERIAL:** Relative to the "Right to Know" Law, provides reporting exemptions for gasoline and diesel, definitions for "retail gas stations" and exempts gas stations from certain fees
- HB 2007 DAMICO – ENVIRONMENT/RADIATION:** To define certain types of radioactive wastes and prohibit the disposal of high-level or low-level radiation waste on land not owned by the state or federal government, or not in compliance with the law

N. J. DAMICO
Chairman

Committee on Transportation, Highways and Public Works

Will meet at: 10:00 A.M. Date: April 20, 1999

Location: Committee Room 2

- HB 134 DURAND – TRAFFIC/ACCIDENTS:** Requires accident reports to be made available within seven working days following completion of investigation
- HB 190 STELLY (TBA) – MTR VEHICLE/SEAT BELTS:** Makes failure to wear a safety belt a primary offense **(SUBJECT TO RULE SUSPENSION)**

HB 307 KENNARD – DWI: Provides relative to driver's license suspensions for certain DWI offenses

HB 338 WALSWORTH – MTR VEHICLE/DRIVER LIC: Authorizes certain third parties to administer written tests for driver's licenses

HB 348 TRAVIS – MOTOR VEHICLES: Prohibits the sale of motor vehicles on public roadways

HB 410 BRUCE – TRAFFIC: Requires certain bicycle operators and passengers to wear bicycle helmets and to be seated in restraining seats

HB 802 WESTON – MTR VEHICLE/MOTORCYCLES : Prohibits a person six years of age or younger from riding on the back of a motorcycle

HB 1131 DIEZ – MOTOR VEHICLES: Authorizes the development of an electronic media system for lien recordation and title information for motor vehicles

HB 1215 BAUDOIN – MTR VEHICLE/OFFICE: Provides relative to the release of personal information

HB 1238 DIEZ – MTR VEHICLE/DRIVER LIC: Authorizes public license tag agents to issue driver's licenses and to administer knowledge and skills tests

HB 1346 DIEZ – MOTOR VEHICLES: Requires inclusion of certain information on driver operating records

HB 1491 JETSON – MTR VEHICLE/DRIVER LIC: Provides relative to information released by the office of motor vehicles

HB 1543 CARTER – MTR VEHICLE/OFFICE: Provides relative to social security numbers

HB 1578 DEWITT – MTR VEHICLE/VIOLATIONS: Requires the submission to chemical tests by all drivers of vehicles involved in accidents when certain injuries occur

HB 1580 DEWITT – MTR VEHICLE/INSPECTION: Provides relative to replacement of motor vehicle inspection stickers

HB 1654 DIEZ – MOTOR VEHICLES: Provides relative to public license tag agents

HB 1833 DEWITT – EXCEP PERSON/DISABLED: Provides for the issuance of citations for improper parking in spaces designated for the mobility impaired when such spaces are on private property

HCR 2 GUILLORY – TRAFFIC: Request DOTD to study traffic problems at intersection of Prien Lake Road and Interstate 210 in Lake Charles

HCR 36 MICHOT – MOTOR VEHICLES: Requests the office of motor vehicles to extend its office hours and open additional "express" offices

HCR 62 DURAND – MOTOR VEHICLES: Urges and requests the office of motor vehicles to expedite the procedure for acquiring a handicapped insignia

HCR 90 CLARKSON – LEGISLATIVE OVERSIGHT: Directs the House and Senate Committees on Transportation, Highways and Public Works to review all information relative to the

installation of the video or photo monitoring system on the Greater New Orleans Mississippi River Bridge and to require submission of certain information

JOHN C. "JUBA" DIEZ
Chairman

Committee on Ways and Means

Will meet at: 9:30 A.M. Date: April 20, 1999

Location: Committee Room 6

HB 167 ALARIO – FUNDS/FUNDING: Increases the dedication to the Municipal Fire and Police Civil Service Operating Fund

HB 519 FAUCHEUX – TAX/INCOME TAX: Provides for offset of income tax refunds of persons indebted to municipalities

HB 897 FAUCHEUX – TAX/SALES-USE-CREDIT: Provides credit for local sales and use taxes paid if homestead exemption is waived

HB 1626 DIEZ – TAX/FUELS, SPECIAL: Eliminates record-keeping requirements for certain taxpayers

JOHN A. ALARIO, JR.
Chairman

Weekly Committee Schedule

Committee on Agriculture

Friday, April 23, 1999
Committee Room No. 3
10:30 A.M. (REVISED TIME)

INSTRUMENTS TO BE HEARD:

HB 1655MURRAYPESTICIDES/HERBICIDES: Authorizes the sale and purchase of terminate bait systems over the counter for the treatment of termites

HB 1994 HILLLAND USE: Enacts the Louisiana Rural Lands Preservation Act.

HCR 10 J D SMITHHUNTING/DEER: Amends Dept. of Agriculture and Forestry administrative rule to increase minimum acreage for an enclosed white-tailed deer farm

HCR 129 QUEZAIRESMARKETING/PROMOT-LA PROD: Urges and requests the Department of Agriculture and Forestry to encourage merchants to aggressively promote Louisiana products

HERMAN R. HILL
Chairman

Committee on Administration of Criminal Justice

Wednesday, April 21, 1999
Committee Room No. 6
9:00 A.M.

INSTRUMENTS TO BE HEARD:

HB 323 STELLY — CRIME: Provides with regard to the prohibition of persons under the age of twenty-one from possessing alcoholic beverages

HB 418 DUPRE — DWI: Provides relative to the criminal offense of vehicular homicide

HB 419 DUPRE — DWI: Requires installation of ignition interlock devices on motor vehicles owned and operated by persons convicted of second and subsequent offense DWI

HB 420 DUPRE — DWI: Provides with regard to the crime of underage driving under the influence of alcohol

HB 703 MARTINY — COURTS/MAYORS: To increase the amount of bail permitted in the mayor's court in Kenner

HB 759 WINDHORST — CRIMINAL/BAIL: Provides that additional premium fees imposed on commercial surety underwriters does not conflict with other statutory limitations

HB 775 MCCAIN — BAIL ENFORCEMENT: Provides with regard to satisfactions of judgments of bond forfeiture

HB 815 MCCAIN — CRIMINAL/PROCEDURE: Provides for selection of the type of surety for bail once a single amount of bail has been fixed by the court

HB 816 MCCAIN — CRIMINAL/PROCEDURE: Provides that bail undertaking ceases upon conviction

HB 817 MCCAIN — CRIMINAL/PROCEDURE: Provides for placement of defendant's name who have forfeited their bail bond in National Crime Information Center registry

HB 818 MCCAIN — CRIMINAL/BAIL: Provides for time period for payment by sureties in cases of bond forfeiture

HB 1020 MCCAIN — CRIMINAL/BAIL: Provides with regard to requirements of the bail undertaking and contents of bail order

HB 1037 STELLY — CRIMINAL/PROCEDURE: Requires notification of certain judges upon the consideration of bail reduction

HB 1281 WINDHORST — DWI: Provides for the seizure and sale of motor vehicles for commission of certain DWI offenses

HB 1361 WINDHORST — GAMBLING/CHARITABLE: Provides that disbursements of charitable gaming net proceeds shall be approved by the Board of Directors of the charitable organization or financial members in charge

HB 1363 WINDHORST — GAMBLING/CHARITABLE: Amends provisions relative to the regulation of charitable gaming

HB 1365 WINDHORST — GAMBLING/CHARITABLE: Revises provisions of charitable gaming control law

HB 1419 DUPRE — ALCOHOLIC BEVERAGES: Prohibits persons under 21 years of age from being present at certain establishments where alcoholic beverages are served

HB 1444 WINDHORST — DWI: Provides with regard to penalties for first offense DWI

HB 1520 DUPRE — DWI: Prohibits persons arrested for operating

a vehicle while intoxicated from participating in any pretrial diversion program

HB 1674 DONELON — INSURANCE: Requires payment of a fine for certain show cause hearings

HB 1752 CHAISSON — CRIMINAL/PROCEDURE: Provides for records in pleas of DWI cases

**Thursday, April 22, 1999
9:00 A.M.**

INSTRUMENTS TO BE HEARD:

HR 13 BOWLER — GAMBLING: Directs the Louisiana Gaming Control Board to end the practice of collecting new application fees each time a license application must be amended, revised, and resubmitted to the board

HCR 17 WINDHORST -- GAMBLING/CHARITABLE: Amends charitable gaming rules

HCR 24 WILLARD — GAMBLING: Directs the Louisiana Gaming Control Board to the feasibility of offering compulsive gambling services in more than one language

HB 259 PERKINS — LOTTERY: Requires submission of identification to purchase ticket

HB 288 MARIONNEAUX — GAMBLING: Provides with respect to venue in civil proceedings involving the Louisiana Gaming Control Board

HB 430 MCCAIN — GAMBLING: Provides with respect to licensing terms for certain gaming licenses

HB 434 GREEN — GAMBLING: Repeals provisions of law pertaining to cheating at certain gaming establishments

HB 586 FONTENOT — LOTTERY: Provides for a prohibition on advertising by the Louisiana Lottery Corporation except through printed material displayed within lottery retailer locations

HB 792 MCCAIN — GAMBLING/RIVERBOAT: Provides with respect to the licensing and regulation of riverboat gaming activities and operations

HB 957 PERKINS — LOTTERY: Repeals Louisiana Lottery Corporation Law

HB 1091 MARTINY — GAMING: Provides that truck stop facility owner or lessor may lease or sublease certain business operations located on the property

HB 1278 WINDHORST — CRIME: Creates crime of knowingly providing false information to the Louisiana Gaming Control Board

HB 1357 DEWITT — CRIME: Creates crime on illegal wagering instruments and devices

HB 1412 DEWITT — CRIME: Creates the crime of making false statements relating to gaming

HB 1414 DEWITT — CRIME: Creates the crime of unlawful manufacture, sale, distribution, marking, altering, or modification of equipment and devices associated with gaming

HB 1417 DEWITT — CRIME: Creates the crimes of cheating and swindling and fraudulent acts with regard to gaming

HB 1821 HEBERT — GAMBLING/VIDEO POKER: To provide that all electronic gaming devices located within a licensed riverboat have a minimum payout percentage of 95%

HB 2024 PERKINS — GAMBLING: Provides with respect to records of the gaming control board

HB 2030 MCCAIN — GAMBLING: Creates position of executive director of the Louisiana Gaming Control Board

HB 2035 LANDRIEU — INDIGENT DEFENSE: Provides with regard to post-conviction representation in capital cases

STEPHEN J. WINDHORST
Chairman

Committee on Judiciary

Friday, April 23, 1999
Committee Room No. 1
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 146 DURAND — COURTS/CITY: Provides for the transfer of surplus and unclaimed funds of the City Court of Breaux Bridge

HB 161 JOHNS — COURTS/CITY: Increases the amount in dispute for small claims divisions of city courts

HB 175 JOHNS — COURTS/MAYORS: Authorizes an increase in court costs in the mayor's court in Vinton, Louisiana

HB 246 FAUCHEUX — SHERIFFS: Provides for method of calculating per diem payments to sheriffs for the housing of prisoners

HB 250 HILL — COURTS/MAYORS: Provides for an increase in court costs in the mayor's court in Kinder, Louisiana

HB 291 THORNHILL — COURTS/CITY: Increases the jurisdictional amount for the city court in Slidell

HB 496 WRIGHT — LAW ENFORCE/OFFICERS: Provides for time period in which peace officers employed in certain villages must comply with peace officer training requirements

HB 614 LANCASTER — CORONERS: Authorizes coroners to participate in joint self-insurance programs

HB 767 PINAC — LOCAL OFFL/MARSHALS: Increases the mileage allowance for the city marshal of Rayne

HB 779 McMAINS — CHILDREN: Provides for hearing officers in juvenile proceedings

HB 781 McMAINS — CHILDREN: Revises provisions of court appointed special advocates (CASA) program

HB 847 DURAND — COURTS/COURT REPORTERS: Provides for fees of court reporters in the 16th JDC

HB 856 HILL — HOLIDAYS: Provides that Mardi Gras is a legal holiday for the clerk of court of the Thirty-third Judicial

District Court

HB 999 THOMPSON — SCHOOLS: Requires the courts to notify local superintendents of schools when a student is found to have committed a felony

HB 1032 SALTER — POLICE/STATE: Expands the personnel who are commissioned police employees of the office of state police

HB 1116 JENKINS — POLICE/STATE: Establishes the Atchafalaya unit of the office of state police in the Atchafalaya Basin area

HB 1117 JENKINS — POLICE/STATE: Provides for a residency requirement in each parish

HB 1232 SALTER — COURTS/MAYORS: Provides judicial immunity for presiding officer of a mayor's court

HB 1427 DIEZ — TRAFFIC/ACCIDENTS: Provides relative to fees for copies of accident reports, pictures, videos, tapes and other documents from law enforcement agencies

HB 1718 THOMPSON — COURTS/MAYORS: Creates the Mayor's Court for the Village of Forest in West Carroll Parish

HB 1847 DURAND — PUBLIC SFTY/DEPARTMENT: Changes references to "secretary of the Department of Public Safety and Corrections" to "deputy secretary" in the provisions of law governing explosives

HB 1924 DURAND — CORRECTIONS/PRISONERS: Permits inmates to labor on certain projects contracted to by a sheriff

JOSEPH TOOMY
Chairman

Committee on Labor and Industrial Relations

Friday, April 23, 1999
Committee Room No. 5
9:00 A.M.

INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED.

CHARLIE DEWITT
Chairman

Committee on Municipal, Parochial and Cultural Affairs

Friday, April 23, 1999
Committee Room No. 6
9:00 A.M.

INSTRUMENTS TO BE HEARD:

HB 765 FONTENOT — FUNDS/FUNDING: Change of name and disposition of funds within the Livingston Parish Tourism Improvement Fund

HB 859 KENNARD — TRAFFIC: Provides for regulation of traffic on certain private roads in residential subdivisions

HB 867 J D SMITH — FIRE PROTECT/FIREMEN: Increases compensation paid to firefighters required to work on a holiday

- HB 868 J D SMITH** — FIRE PROTECT/FIREMEN: Provides benefits for firefighters not scheduled to work on a holiday
- HB 983 KENNARD** — TRAFFIC: Provides for regulation of traffic on certain private roads in residential subdivisions
- HB 1017 HAMMETT** — TAX/SALES-USE, LOCAL: Authorizes municipalities in certain parishes to levy an additional sales and use tax
- HB 1084 HILL** — FUNDS/FUNDING: Relative to the Allen Parish Local Government Gaming Mitigation Fund, provides for the membership of the Gaming Revenue Distribution Committee
- HB 1156 HAMMETT** — TAX/SALES-USE, LOCAL: Authorizes municipalities in certain parishes to levy an additional sales and use tax
- HB 1177 HUNTER** — TAX/SALES-USE, LOCAL: Authorizes the city of Monroe to levy an additional sales and use tax for sewer and water system improvements
- HB 1217 BAYLOR** — CIVIL SERVICE/FIRE & POL: Repeals provision that a provisional employee becomes permanent employee after three years
- HB 1218 BAYLOR** — CIVIL SERVICE/FIRE & POL: Provides that majors in the police service shall not be eligible to serve on civil service boards
- HB 1219 BAYLOR** — CIVIL SERVICE/FIRE & POL: Provides relative to a quorum of certain local civil service boards
- HB 1220 BAYLOR** — CIVIL SERVICE/FIRE & POL: Removes provision requiring that the state examiner act as secretary for local civil service boards when requested
- HB 1221 BAYLOR** — CIVIL SERVICE/FIRE & POL: Removes requirement that applicants for tests for certain entry-level classified positions be qualified electors of the state
- HB 1222 BAYLOR** — CIVIL SERVICE/FIRE & POL: Provides relative to the validity of certification of names of persons eligible for appointment to classified positions
- HB 1223 BAYLOR** — CIVIL SERVICE/FIRE & POL: Requires the recusal of certain board members from voting on appeals of disciplinary actions
- HB 1231 SALTER** — PROCUREMENT: Provides for procedures for procurement of certain used fire and emergency response vehicles and equipment by local political subdivisions
- HB 1311 DAMICO** — DISTRICTS/NEIGHBORHOOD: Authorizes the governing authority of Jefferson Parish to create a special district for purposes of enhancing security for the residents of the Plantation Estates subdivision
- HB 1322 WADDELL** — PUBLIC BUILDINGS/GROUNDS: Authorizes the Shreve Memorial Library Board of Control in Shreveport, Louisiana, to rename a specified public building, the Margaret S. Higginbotham Branch of Shreve Memorial Library, in honor of a specified living person
- HB 1462 KENNARD** — FIRE PROTECT/FIREMEN: Provides relative to the salary of certain firm alarm operators, dispatchers, and persons doing similar work

- HB 1601 McDONALD** — TOURISM/COMMISSION: Creates as a special taxing district, a tourist commission for certain parishes
- HB 1690 WESTON** — PROPERTY/PUBLIC: Provides relative to leased lands
- HB 1720 WESTON** — DISTRICTS/FIRE PROTECT: Provides relative to the service charge which certain districts are authorized to levy
- HB 1898 LEBLANC** — BOARDS/COMMISSIONS: Provides relative to the Atchafalaya Trace Commission
- HB 1976 HUNTER** — POLICE/MUNICIPAL: Provides a two percent salary increase to employees of the police department of the city of Monroe

SHARON WESTON
Chairman

Committee on Retirement

Friday, April 23, 1999
Committee Room No. 4
9:00 A.M.

INSTRUMENTS TO BE HEARD:

- HB 21 DUPRE** — RETIREMENT/TEACHERS: Provides with respect to the calculation of "average compensation" for members who received a systemwide salary increase at a college or university after 06/30/95
- HB 130 ANSARDI** — RETIREMENT/MUNICIPAL EMP: Provides Kenner employees with early retirement option with actuarially reduced benefit
- HB 140 J D LONG** — RETIREMENT/TEACHERS: Authorizes single-sum cash payments from the Optional Retirement Plan
- HB 315 DUPRE** — RETIREMENT/TEACHERS: Provides with respect to the calculation of "average compensation" for members who received a systemwide increase between 06/30/95 and 06/30/97 (statewide effect)
- HB 322 PINAC** — RETIREMENT/MUNICIPAL EMP: Reduces the number of years of service needed to retire at any age
- HB 377 WINDHORST** — RETIREMENT/STATE POLICE : Increases death benefits of surviving minor children where there is no surviving spouse
- HB 425 CURTIS** — RETIREMENT/TEACHERS: Creates exception to waiting period required for a DROP retiree to become reemployed as a substitute teacher
- HB 433 DUPRE** — RETIREMENT/TEACHERS: Provides with respect to the calculation of "average compensation" for members who are or were employees of Terrebonne or Calcasieu Parish school systems and who received a systemwide increase between 06/30/95 and 06/30/97 (local)
- HB 515 STELLY** — RETIREMENT/STATE EMPS: Requires the system to pay the cost of the initial examination for disability benefits
- HB 763 DAMICO** — RETIREMENT/SCHOOL EMPS: Provides

VICTOR T. STELLY
Chairman

for the inclusion of both base pay and operational pay within the definition of the term "earnable compensation" for school bus operators

HB 831 DANIEL — RETIREMENT/STATE POLICE : Increases death benefits of surviving minor children where there is no surviving spouse

HB 836 DANIEL — RETIREMENT/SCHOOL EMPS: Creates formula for granting COLAs

HB 840 DURAND — RETIREMENT/SHERIFFS FUND: Requires business meetings conducted by the board of trustees to be held within the state

HB 841 DURAND — RETIREMENT/STATE POLICE : Provides for restoration of widow's benefits upon termination of remarriage occurring after death of member

HB 864 MONTGOMERY — RETIREMENT/MUNICIPAL POL: Authorizes certain survivors of officers killed in the line of duty to continue receiving survivor benefits upon remarriage

HB 869 STELLY — RETIREMENT/STATE EMPS: Implements 15% limit on the amount of increases in compensation that can be used for purposes of calculating benefits and provides rules for the calculation of average compensation

HB 1671 DOWNER — RETIREMENT/TEACHERS: Authorizes redesignation of beneficiary

SB 316 COX — STATE POLICE RET FUND: Authorizes the surviving spouse of a member to resume drawing survivor benefits under certain conditions following the dissolution of a remarriage. (gov sig)

SB 322 HEITMEIER — STATE EMPLOYEE RET: Requires the board of trustees to pay for a medical examination it requires for certification of continuing eligibility for disability payments. (gov sig)

SB 326 HEITMEIER — STATE EMPLOYEE RET: Requires the payment of benefits through an electronic funds transfer and provides for exceptions. (gov sig)

SB 334 HEITMEIER — SHERIFFS PEN/RELIEF FUND: Authorizes a member on total disability to earn up to 25% of his benefit and provides for an increased partial disability benefit. (7/1/99)

SB 404 HEITMEIER — STATE EMPLOYEE RET: Provides for an excess benefit arrangement. (gov sig)

SB 409 HEITMEIER — PAROCHIAL EMPLOYEES RET : Provides for computation of benefits and optional retirement allowances.

SB 411 HEITMEIER — PAROCHIAL EMPLOYEES RET : Provides for repayment of contributions at the board valuation rate and provides for disability retirement benefits. (gov sig)

SB 555 LANDRY — RETIREMENT BENEFITS: Provides that a DROP account will earn interest following a member's participation in the plan. (7/1/99)

SB 621 LANDRY — CLERKS OF COURT RET: Creates an excess benefit plan and provides for the payment of benefits.