

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

**TWENTIETH 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 26, 1999

The House of Representatives was called to order at 2:00 P.M., by the Honorable Emile "Peppi" Bruneau, Speaker Pro Tempore of the House of Representatives.

**Morning Hour**

**ROLL CALL**

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

PRESENT

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
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst

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

ABSENT

Strain	Vitter
Total—2	

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

**Prayer**

Prayer was offered by Rep. Salter.

**Pledge of Allegiance**

Rep. Hill 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. Frith, the reading of the Journal was dispensed with.

On motion of Rep. Frith, the Journal of April 23, 1999, was adopted.

**Petitions, Memorials and Communications**

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

April 5, 1999

The Honorable Hunt Downer, Speaker  
Louisiana House of Representatives  
P. O. Box 94062  
Baton Rouge, Louisiana 70804

Dear Mr. Speaker:

I have been certified elected to Division A of the Fourth Judicial District Court. I hereby resign from the House of Representatives, District 16, effective 9:00 a.m. April 26, 1999.

Sincerely,

Jimmy N. Dimos

Sworn to and subscribed before me, Notary Public, on this 5th day of April, 1999.

Alfred W. Speer

**Privileged Report of the Committee on Enrollment**

April 26, 1999

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

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

The following House Resolutions have been properly enrolled:

# Page 2 HOUSE

20th Day's Proceedings - April 26, 1999

## HOUSE RESOLUTION NO. 2—

BY REPRESENTATIVE ANSARDI

### A RESOLUTION

To memorialize the United States Department of Commerce, the United States Department of Transportation, the National Transportation Safety Board, and the United States Environmental Protection Agency, to require all barges, cargo ships, and commercial vessels of any type transporting hazardous materials on the navigable waters of the state to identify all hazardous materials being transported by utilizing a placarding system recognized by the United Nations or the North American Placarding System.

## 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.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

## Message from the Senate

### ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

April 26, 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 No. 29

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

## Privileged Report of the Legislative Bureau

April 26, 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. 316  
Reported without amendments.

Senate Bill No. 322  
Reported without amendments.

Senate Bill No. 326  
Reported without amendments.

Senate Bill No. 334  
Reported without amendments.

Senate Bill No. 362  
Reported without amendments.

Senate Bill No. 404  
Reported without amendments.

Senate Bill No. 409  
Reported without amendments.

Senate Bill No. 411  
Reported without amendments.

Senate Bill No. 555  
Reported without amendments.

Senate Bill No. 621  
Reported without amendments.

Senate Bill No. 832  
Reported without amendments.

Senate Bill No. 865  
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. 1082—

BY REPRESENTATIVE GLOVER

#### AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(6)(a), (c), (d), (e), and (m) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2476(A), (C), (D), (E), and (M), relative to the municipal fire and police civil service board in Shreveport; to provide relative to the composition of such board; to provide relative to the terms of members and vacancies on such board; to provide relative to a quorum; and to provide for related matters.

Read by title.

### HOUSE BILL NO. 1305—

BY REPRESENTATIVE GLOVER

#### AN ACT

To enact R.S. 33:2338, relative to the city of Shreveport; to authorize the governing authority of the city of Shreveport to establish a citizens review board; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1317—**

BY REPRESENTATIVE HAMMETT  
AN ACT

To enact R.S. 33:2711.15, relative to municipal sales and use taxes; to authorize the governing body of the town of Waterproof to levy and collect an additional sales and use tax, subject to voter approval; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1318—**

BY REPRESENTATIVE BRUCE  
AN ACT

To amend and reenact R.S. 33:9131.6(A)(1), relative to the DeSoto Parish communications district; to provide relative to the purposes of the district; to provide relative to enhancement of emergency telecommunications service; to provide relative to the emergency telephone service charge collected by the district including provisions relative to persons who pay the charge, use of the proceeds of such charge, the rate of such charge, and the collection and enforcement of such charge; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1435—**

BY REPRESENTATIVE GLOVER  
AN ACT

To amend and reenact R.S. 47:302.2, relative to the state sales tax on hotel occupancy collected in the city of Shreveport; to revise the dedication of a portion of such monies; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1463—**

BY REPRESENTATIVE WILKERSON  
AN ACT

To amend and reenact R.S. 11:3442(8), relative to the Firemen's Pension and Relief Fund for the City of Shreveport; to provide with respect to benefits; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1599—**

BY REPRESENTATIVE WINSTON  
AN ACT

To enact R.S. 11:2218(J), relative to the Municipal Police Employees' Retirement System; to provide with respect to service credit and benefits; to provide an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1686—**

BY REPRESENTATIVE GLOVER  
AN ACT

To enact R.S. 38:2233.3, relative to the small business procurement act; to provide for certain set-asides for economically disadvantaged businesses providing goods and services to the city of Shreveport; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1711—**

BY REPRESENTATIVE GLOVER  
AN ACT

To enact R.S. 33:2338, relative to the city of Shreveport; to require all peace officers employed by the city of Shreveport to complete a police community relations training course each calendar year; to provide relative to extra compensation paid by the state; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1719—**

BY REPRESENTATIVE THOMPSON  
AN ACT

To enact Part X of Chapter 7 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:2488.91 through 2488.99, relative to city courts; to create the Tallulah City Court; to provide for the jurisdiction and the judge of that court; to provide for the personnel of that court; to provide for the collection and disbursement of funds by that court; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2099—**

BY REPRESENTATIVE GAUTREAUX  
AN ACT

To amend and reenact R.S. 32:393(A), relative to traffic violations; to provide for the definition of "final disposition"; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2100—**

BY REPRESENTATIVES TRAVIS AND HOLDEN AND SENATOR  
BRANCH  
AN ACT

To enact R.S. 17:58.2(G), 64, and 64.1, relative to the Zachary community school system; to provide for the school board and an interim board of control; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation, expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2101—**

BY REPRESENTATIVE JACK SMITH  
AN ACT

To enact R.S. 56:1684.1, relative to Cypremort Point State Park; to provide that no rule or regulation of the office of state parks regulating design and aesthetic quality standards, construction, or usage of facilities at state parks shall be applicable to the development, planning, and construction of facilities in Cypremort Point State Park; and to provide for related matters.

Read by title.

**House and House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 156—**

BY REPRESENTATIVE TRICHE  
A CONCURRENT RESOLUTION

To urge and request the Board of Trustees of the State Employees Group Benefits Program to provide for special enrollments for retirees who retired prior to July 1, 1997, and terminated coverage after retiring because of existing coverage of a spouse, but who subsequently lost such coverage due to a change of family status.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 157—**

BY REPRESENTATIVES ROMERO AND HEBERT  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to ensure that United States military service personnel under the age of twenty-one are not sent to participate in any combat operations carried out by ground troops in Yugoslavia.

Read by title.

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

**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. 1230—**

BY REPRESENTATIVE TOOMY  
AN ACT

To enact Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9061, relative to neighborhood improvement districts; to authorize the governing authority of Jefferson Parish to create a special district for security and beautification purposes in the Timberlane, Timberlane Estates, and Timberlane Estate and Country Club subdivisions; to provide for the creation and governance of the district as provided by the parish home rule charter; to require voter approval of any district tax; 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. 1319—**

BY REPRESENTATIVE MICHOT  
AN ACT

To enact R.S. 11:164.1, relative to all state and statewide public retirement systems; to provide for disqualification of felons from eligibility to participate in or receive benefits from public retirement systems; to provide for such disqualification as a condition of employment; to provide with respect to contributions and the refund thereof; to provide with respect to restoration of rights if conviction is reversed on appeal; to provide an effective date; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1600—**

BY REPRESENTATIVE TRICHE  
AN ACT

To amend and reenact R.S. 11:582(A)(4) and (B) and to enact R.S. 11:582(C), relative to the Louisiana State Employees' Retirement System, but applicable only to wildlife agents employed by the enforcement division of the Louisiana Wildlife and Fisheries Commission; to provide with respect to service credit and eligibility for retirement; to provide with respect to benefits and the accrual rate applicable thereto; to provide with respect to the Deferred Retirement Option Plan; to provide an effective date; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1918—**

BY REPRESENTATIVE DANIEL (BY REQUEST)  
AN ACT

To amend and reenact R.S. 11:153(B) and to enact R.S. 11:153(H), relative to all state and statewide public retirement systems; to provide with respect to military service credit and the purchase thereof; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 2096—**

BY REPRESENTATIVE FARVE  
AN ACT

To amend and reenact R.S. 37:341(A)(1) and (E) and 351, to enact R.S. 37:341(A)(3) and (F), and to repeal R.S. 37:349(D), 354(A)(4)(c), and 375(A)(22), (23), and (24), relative to the barbers; to provide for the Board of Barber Examiners; to provide for certification by the board; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 2097—**

BY REPRESENTATIVE HUDSON  
AN ACT

To enact R.S. 13:996.35, relative to assessment of criminal cases fees in certain parishes having a population between seventy-five thousand and eighty-four thousand; to provide for an additional fee to be paid to the sheriff to defray expenses of his office; 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. 2098—**

BY REPRESENTATIVE TOOMY  
AN ACT

To amend and reenact R.S. 17:3217.2(D); to provide relative to the operation of vending stands, vending machines, and other concessions at Delgado Community College, including limitations on fees, service charges, or other operating costs; to provide for an effective date; and to provide for related matters.

Read by title.

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

**Senate Bills and Joint Resolutions on Second Reading to be Referred**

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

**SENATE BILL NO. 124—**

BY SENATOR BEAN

## AN ACT

To amend and reenact R.S. 33:2333(B)(2), relative to disposition of stolen, seized or relinquished property; to change the length of time required before disposition of noncontraband property; to require certain notifications prior to the disposition of such property; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 126—**

BY SENATOR BEAN

## AN ACT

To amend and reenact R.S. 32:1521(B) and to enact R.S. 32:1521(C), (D), (E), (F), (G), (H), and (I), relative to hazardous materials transportation; to prohibit motor carriers from transporting hazardous materials within three hundred yards of certain schools in certain areas; to designate certain routes for the transportation of hazardous materials; to provide for penalties for certain violations; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 353—**

BY SENATOR ULLO

## AN ACT

To amend and reenact R.S. 47:332.1, relative to disposition of certain collections in the parish of Jefferson; to provide for deposit of revenues from certain sales taxes collected in the town of Grand Isle; to create the Town of Grand Isle Tourist Commission Enterprise Fund within the state treasury; to provide that the fund be utilized solely for tourism development purposes; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 393—**

BY SENATORS DARDENNE AND LANDRY

## AN ACT

To amend and reenact R.S. 14:79(A)(1), R.S. 46:2132(4), 2135(B), and 2137(A), Children's Code Arts. 1569(B) and 1571(B), and Code of Civil Procedure Art. 3603.1(B); and to enact R.S. 36:474(A)(12) and R.S. 46:2136(I), and Children's Code Arts. 1570(D); and to repeal Children's Code Art. 1569(G); relative to domestic violence; to provide for violations of criminal stay-away orders; to provide for the duties of the Department of Social Services relative to enforcement of certain domestic violence intervention or counseling programs; to provide for the criteria for such programs; to provide definitions; to prohibit the use of mutual protective orders; to provide relative to temporary restraining and protective orders; 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.

**SENATE BILL NO. 423—**

BY SENATOR COX

## AN ACT

To amend and reenact R.S. 13:964.1(A)(3) and (C), and to enact R.S. 13:971(B)(4), (5), (6), (7), (8), and (9), relative to the Fourteenth Judicial District Court and the Twenty-Seventh Judicial District Court; to increase the compensation for the court administrator; to provide for the collection of a civil filing fee to be deposited into the indigent transcript fund; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 426—**

BY SENATOR MALONE

## AN ACT

To amend and reenact R.S. 40:1472.1, 1472.2(1) and (12), 1472.3(A), (B), (D), (E), (G), and (H), 1472.5(C), (E), (F), and (G), 1472.7(A), 1472.8, 1472.9(A) and (D), 1472.10(A)(1), (4), (6), and (B), the introductory paragraph of 1472.11(A), 1472.14, 1472.16(B), and 1472.17, and to enact R.S. 40:1472.2(27) and (28), relative to the regulation of explosives; provides that the deputy secretary of the department of Public Safety and Corrections Division of Safety Services shall exercise the power and authority of the secretary of the department in regulating explosives; to provide for certain exemptions to reporting and licensing requirements; to provide for a fund for the administration of explosives regulation and licensing; to authorize the deputy secretary to grant written approval to licensees for alternative methods of handling, storage, use and sale of explosives; to dedicate monies received from fines and penalties; 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.

**SENATE BILL NO. 606—**

BY SENATOR GREENE AND REPRESENTATIVE MARIONNEAUX

## AN ACT

To enact R.S. 33:1236.25, relative to police juries; to authorize the governing authority of Pointe Coupee Parish to regulate construction of buildings and other structures over False River; to authorize the regulation of the filling in of portions of False River adjacent to private and public property by the governing authority of Pointe Coupee Parish; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 665—**

BY SENATORS ULLO, DARDENNE AND SCHEDLER

## AN ACT

To enact Part XV-A of Chapter 32 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5114 through 5115, relative to civil actions against the state, state agencies, commissions, boards, political subdivisions and their officers, employees or independent contractors that result from a year 2000 computer date calculation failure; to provide for an exception; to provide for existing as well as future claims; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 669—**  
BY SENATOR ROBICHAUX

AN ACT

To amend and reenact R.S. 38:318, R.S. 39:1304 through 1314, and to enact R.S. 39:1302(3) and 1315, relative to levee district and local government accounting and budgets; to authorize the legislative auditor to develop a uniform chart of accounts; to provide for budget forms and formats; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 752—**  
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2072(A)(2) and (3) and to enact R.S. 11:2078, relative to the Registrars of Voters Employees' Retirement System; to provide for an increase in the accrual rate used in the computation of benefits payable upon retirement; to provide for employment of retirees; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 933—**  
BY SENATORS EWING AND SCHEDLER

AN ACT

To enact Part XV-A of Chapter 32 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5114 through 5119, relative to protecting the state, state agencies, political subdivisions and their officers and employees against civil actions that result from a year 2000 computer date failure; to provide for an exception; to provide for existing as well as future claims; and to provide for related matters.

Read by title.

**Motion**

Rep. Scalise moved that Senate Bill No. 933 be designated as a duplicate of House Bill No. 382.

Which motion was agreed to.

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

**SENATE BILL NO. 937—**  
BY SENATOR BARHAM

AN ACT

To enact R.S. 56:637.1, relative to wild box turtles; to prohibit the commercial harvest of wild box turtles; to regulate the taking of wild box turtles for noncommercial purposes; to provide for penalties; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 1025 (Substitute for Senate Bill No. 946 By Senator Greene)—**  
BY SENATOR GREENE

AN ACT

To amend and reenact R.S. 17:7.3(A)(1), 1519(5) and (6), 1519.1(A), 1519.2(A), 1519.3(A)(4) and (9), 1519.6(A)(1), (3), (4)(a) and (c)(vi), (5)(a) and (d) and (C)(1), 1519.7(B)(1), (3), and (4)(f), 1519.8(B)(2) and (C), 3036.1(B), 3041, 3041.2, 3041.4, 3041.10(A)(4), 3041.12, and 3215(6), R.S. 22:3021(A), (B), (C), (E), (F) and (G) and 3022, R.S. 36:251(B) and 254(A)(14), R.S. 39:1593.1(A), R.S. 40:5.11(C)(4), 1051, 1299.90.1(F)(4), 1300.5(A)(1), 1300.83(2) and (3), 1300.84(A), the introductory paragraph of 2212(B), and the introductory paragraph of 2232(B), R.S. 45:836(3), and R.S. 46:153.3(C)(2)(a), 160.8(A)(3)(a), 812(A)(1), 2513(A)(7) and 2605(B)(27), relative to the Louisiana State University Medical Center; to change the name of the medical center to the Louisiana State University Health Sciences Center; to authorize the Louisiana Law Institute to make revisions; and to provide for related matters.

Read by title.

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

**Motion**

On motion of Rep. Wiggins, the Committee on Health and Welfare was discharged from further consideration of Senate Bill No. 588.

**SENATE BILL NO. 588—**  
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 46:236.2(A)(1), relative to amendments of support orders; to permit non-custodial parents paying support benefits to apply for an order to make support payments to the Department of Social Services rather than the individual or custodial parent; and to provide for related matters.

Read by title.

**Motion**

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

**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. 140—**  
BY REPRESENTATIVES LONG AND THOMPSON

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 for academic and administrative employees of public institutions of higher education; to provide regarding benefits payable and the method for payment thereof; 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. 140 by Representative Daniel

#### AMENDMENT NO. 1

On page 1, line 5, delete "to participants"

#### AMENDMENT NO. 2

On page 2, line 3, between "a" and "single" insert "trustee-to-trustee"

#### AMENDMENT NO. 3

On page 2, line 4, delete "payment, and" and insert in lieu thereof "rollover payment between qualified plans, or payment made directly to a conduit individual retirement account, but"

#### AMENDMENT NO. 4

On page 2, line 4, delete "also"

#### AMENDMENT NO. 5

On page 2, line 5, after "payment" delete the period "." and insert in lieu thereof "paid directly to the beneficiary or estate, whichever is applicable."

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. 146—**

BY REPRESENTATIVE DURAND  
AN ACT

To enact R.S. 13:2488.80, relative to the City Court of Breaux Bridge; to provide for the transfer of funds from the criminal fund and the civil fund of the court to the operating fund of the court; 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. 161—**

BY REPRESENTATIVE JOHNS  
AN ACT

To amend and reenact R.S. 13:5202(A) and 5206(B), relative to small claims divisions of city courts; to increase the amount in dispute for civil subject matter jurisdiction; 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. 161 by Representative Johns

#### AMENDMENT NO. 1

On page 1, line 11, after "exceed" and before "thousand" change "five" to "three"

#### AMENDMENT NO. 2

On page 2, line 5, after "of" and before "thousand" change "five" to "three"

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. 175—**

BY REPRESENTATIVE JOHNS  
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 the town of Vinton, Louisiana; 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. 250—**

BY REPRESENTATIVE HILL  
AN ACT

To amend and reenact R.S. 33:441(A), relative to the mayor's court; to provide for an increase in court costs for the mayor's court in the town of Kinder; 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. 291—**

BY REPRESENTATIVE THORNHILL  
AN ACT

To amend and reenact Code of Civil Procedure Art. 4843(E)(2), relative to trial courts of limited jurisdiction; to increase the amount in dispute or the value of the property involved for jurisdiction of the City Court of Slidell; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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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. 315—  
BY REPRESENTATIVE DUPRE

AN ACT

To amend and reenact R.S. 11:701(5)(c), relative to the Teachers' Retirement System; to provide with respect to the inclusion of certain salary increases in calculating "average compensation"; to provide regarding recomputation of benefits; to provide for retroactive application; and to provide for related matters.

Read by title.

Reported without action by the Committee on Retirement with recommendation that the bill be recommitted to the Committee on Appropriations.

On motion of Rep. Stelly, the bill was recommitted to the Committee on Appropriations, under the rules.

HOUSE BILL NO. 322—  
BY REPRESENTATIVES PINAC, DANIEL, JOHNS, STELLY, TRICHE,  
AND WALSWORTH

AN ACT

To amend and reenact R.S. 11:1781, relative to Plan A of the Municipal Employees' Retirement System; to provide with respect to eligibility requirements for normal retirement; 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. 496—  
BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 40:2405(E), relative to training requirements for peace officers; to provide for requirements for officers employed in certain villages; 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. 496 by Representative Wright

AMENDMENT NO. 1

On page 1, line 16, after "of" and before "calendar" change "two" to "one"

AMENDMENT NO. 2

On page 1, line 16, after "calendar" and before "from" change "years" to "year"

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. 765—  
BY REPRESENTATIVE FONTENOT

AN ACT

To amend and reenact R.S. 47:302.41(B), 322.21, and 332.36, relative to state funds; to rename the Livingston Parish Tourism Improvement Fund; to provide for disposition and uses of monies in the fund; 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. 767—  
BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 33:1704.1(D), relative to fees and costs of particular city marshals; to increase the mileage allowance of the city marshal of Rayne; 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. 779—  
BY REPRESENTATIVES MCMAINS, ANSARDI, AND MCCAIN

AN ACT

To amend and reenact Children's Code Article 423 and to repeal R.S. 13:1596(F), to provide for the continuous revision of the Children's Code; to provide for hearing officers in juvenile court proceedings; 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. 779 by Representative McMains

AMENDMENT NO. 1

On page 1, line 11, after "officers" and before "to" insert "to hear child support and support-related matters and"

AMENDMENT NO. 2

On page 1, line 12, after "resolve" and before "matters" delete "preliminary"

AMENDMENT NO. 3

On page 1, line 12, after "matters" and before "in" insert "preliminary to adjudication"

AMENDMENT NO. 4

On page 1, at the end of line 13, change "Title." to "Code."

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. 781—**

BY REPRESENTATIVES MCMAINS, ANSARDI, AND MCCAIN  
AN ACT

To amend and reenact Children's Code Article 424 and to enact Children's Code Articles 116(2.1) and (2.2), 424.1, 424.2, 424.3, 424.4, 424.5, 424.6, 424.7, 424.8, 424.9, and 424.10, all with respect to court appointed special advocates (CASA); to provide for the continuous revision of the Children's Code; to provide for definitions, purpose, appointment of a CASA program, assignment of a CASA volunteer, order of assignment, duties, notice, appearance as a witness and attendance at court, access to records, reports, requests for hearings, confidentiality, and immunity of CASA volunteers and others; to provide an effective date; 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. 836—**

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

To amend and reenact R.S. 11:102(B)(2)(b), 1144(B), and 1145(A), and to enact R.S. 11:102(B)(2)(c), relative to the Louisiana School Employees' Retirement System, Louisiana State Employees' Retirement System, Teachers' Retirement System, and State Police Pension and Retirement System; to provide with respect to employer contributions; to provide with respect to service credit and the benefit accrual rate used for the calculation of benefits; to provide with respect to cost-of-living adjustments and the formula used for determining the amount and payment thereof; 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 Original House Bill No. 836 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 11:1145(A)(5)," and insert in lieu thereof "R.S. 11:102(B)(2)(b), 1144(B), and 1145(A), and to enact R.S. 11:102(B)(2)(c),"

AMENDMENT NO. 2

On page 1, line 3, after "Retirement" delete "System;" and insert "System, Louisiana State Employees' Retirement System, Teachers' Retirement System, and State Police Pension and Retirement System; to provide with respect to employer contributions; to provide with respect to service credit and the benefit accrual rate used for the calculation of benefits;"

AMENDMENT NO. 3

On page 1, line 5, between "thereof;" and "and" insert "to provide an effective date;"

AMENDMENT NO. 4

On page 1, line 10, after "Section 1." delete the remainder of the line and insert "R.S. 11:102(B)(2)(b), 1144(B), and 1145(A) are hereby amended and reenacted and R.S. 11:102(B)(2)(c) is hereby enacted to read"

AMENDMENT NO. 5

On page 1, delete lines 12, 13, and 14 and add:

"§102. Employer contributions; determination; payment guaranteed

\* \* \*

B.

\* \* \*

(2)

\* \* \*

(b) At the end of each fiscal year, the difference between the minimum employer contribution, as required by the Constitution of Louisiana and the amount of actuarially required employer contribution for the fiscal year, as determined under Paragraph (3) of this Subsection, shall be determined and applied in accordance with the provisions of Subparagraph (B)(2)(c) of this Section.

~~(b)~~ (c) Differences occurring for any other reason shall be added to or subtracted from the following fiscal year's actuarially required employer contribution in accordance with R.S. 11:102(B)(3)(c).

\* \* \*

§1144. Retirement allowance; regular, minimum, and supplemental

\* \* \*

B. Minimum allowance. (1) No service retirement allowance for a member shall be less than an amount which provides a total allowance equal to two and one-half percent multiplied by the first twenty years or less of accredited service plus three percent multiplied by the total years of accredited service in excess of twenty years of accredited service for service earned prior to July 1, 1999, but for all service earned on or after July 1, 1999, all years of accredited service shall be multiplied by three percent and multiplied by the average compensation for any three consecutive years of membership service, at the option of the member. In the event that the funded status of this system should fall below one hundred percent, the employee contribution rate shall be increased in an amount sufficient to fund the additional cost to the system of the three percent accrual rate, with the loss being amortized in accordance with the provisions of R.S. 11:102(B)(3)(d)(i).

(2) The benefit accrual rate of any member who retired on or before June 30, 1999, shall be based on the law in effect on the date the member commenced retirement.

\* \* \*

§1145. Cost-of-living adjustment for retirees and beneficiaries

A.(1) The Board of Trustees of the Louisiana School Employees' Retirement System may provide, from ~~investment earnings surpluses~~ of the system, a supplementary cost-of-living adjustment to retirees, beneficiaries, and survivors, with payments to be effective January first each year.

(2) ~~Supplemental adjustments shall be based on the difference between the annual average (all items) Consumer Price Index published by the United States government for the two immediately preceding calendar years and shall be applicable to retirees, beneficiaries, and survivors of record on January first of the immediately preceding year.~~

(3) The supplemental cost-of-living adjustments shall be computed on the basis of the benefit being received at the time that the cost-of-living adjustment is to be paid.

(4) (3) The supplemental cost-of-living adjustments shall be computed on the basis of the benefit being received at retirement unless the benefit is less than one hundred dollars and the retiree does not have a reciprocal recognition of service in effect, in which case the cost-of-living adjustment shall be computed as though it were one hundred dollars."

AMENDMENT NO. 6

On page 1, at the beginning of line 15, change "(5)" to "(4)"

AMENDMENT NO. 7

On page 2, at the end of line 6, delete "two" and at the beginning of line 7, delete "dollars." and insert in lieu thereof "one dollar."

AMENDMENT NO. 8

On page 2, line 8, between "of" and "then" change "two dollars." to "one dollar."

AMENDMENT NO. 9

On page 2, line 10, between "adjustment." and "The" insert "In addition to this cost-of-living adjustment, and subject to the availability of funds, a supplemental cost-of-living adjustment shall be paid to all retirees and beneficiaries who are at least age sixty-five, which shall consist of an amount equal to two percent of the benefit being received on the effective date of such adjustment."

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. 847—**

BY REPRESENTATIVE DURAND  
AN ACT

To amend and reenact R.S. 13:971(C)(1)(a) and (2), relative to court reporters in the Sixteenth Judicial District Court; to provide for the cost per page for original transcription and copies in civil and criminal matters; 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. 856—**

BY REPRESENTATIVE HILL  
AN ACT

To amend and reenact R.S. 1:55(E)(1)(a)(iii), relative to legal holidays; to provide that Mardi Gras is a legal holiday for the clerk of court of the Thirty-third Judicial District Court; 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. 864—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:2220(B)(1)(a), relative to the Municipal Police Employees' Retirement System; to provide with respect to survivor benefits, the limitations and 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 regular calendar.

**HOUSE BILL NO. 983—**

BY REPRESENTATIVE KENNARD  
AN ACT

To enact R.S. 32:43, relative to traffic; to provide relative to the applicability and enforcement of traffic laws on certain private roads in residential subdivisions; to provide for a petition to be submitted by the owners of the private road; to provide for the adoption of an ordinance by the local governing authority; to provide for the erection of traffic signs and signals; to provide for the setting of speed limits; to provide for exceptions; and to provide for related matters.

Read by title.

Reported without action by the Committee on Municipal, Parochial and Cultural Affairs with recommendation that the bill be recommitted to the Committee on Transportation, Highways and Public Works.

On motion of Rep. Weston, the bill was recommitted to the Committee on Transportation, Highways and Public Works, under the rules.

**HOUSE BILL NO. 1017—**

BY REPRESENTATIVE HAMMETT  
AN ACT

To enact R.S. 33:2711.15, relative to municipalities in certain parishes; to authorize the governing body of the respective municipality to levy and collect an additional sales and use tax, subject to voter approval; 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. 1032—**  
BY REPRESENTATIVE SALTER  
AN ACT

To enact R.S. 40:1379(D), relative to the office of state police, public safety services, of the Department of Public Safety and Corrections; to provide for personnel who are commissioned police employees of the office; 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. 1084—**  
BY REPRESENTATIVE HILL AND SENATOR CAIN  
AN ACT

To amend and reenact R.S. 33:3006(D), relative to the Allen Parish Local Government Gaming Mitigation Fund; to provide for the membership of the Gaming Revenue Distribution Committee; 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. 1116—**  
BY REPRESENTATIVE JENKINS  
AN ACT

To enact R.S. 40:1379.9, relative to the office of state police; to provide for the Atchafalaya unit of the office of state police in the Atchafalaya Basin area; to provide for duties and authority of the unit; to provide for authority of the deputy secretary of public safety services; 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. 1116 by Representative Jenkins

AMENDMENT NO. 1

On page 2, after line 5, insert the following:

"Section 2. The provisions of this Act shall not become effective until sufficient funds to effectuate its purposes are appropriated out of the state general fund by the legislature."

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. 1156—**  
BY REPRESENTATIVE HAMMETT  
AN ACT

To enact R.S. 33:2711.15, relative to municipalities in certain parishes; to authorize the governing body of the respective municipality to levy and collect an additional sales and use tax, subject to voter approval; 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. 1156 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 13, after "to the" and before "federal" delete "1990" and insert in lieu thereof "latest"

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. 1177—**  
BY REPRESENTATIVE HUNTER  
AN ACT

To enact R.S. 33:2711.11.1, relative to municipal sales and use taxes; to authorize the governing body of the city of Monroe to levy and collect an additional sales and use tax, subject to voter approval; 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. 1217—**  
BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE  
AN ACT

To repeal R.S. 33:2556(1)(d), relative to fire and police civil service; to repeal provisions relative to provisional employees acquiring permanent status in the classified service.

Read by title.

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

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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. 1218—**  
BY REPRESENTATIVES BAYLOR AND PIERRE  
AN ACT

To amend and reenact R.S. 33:2476(B) and 2536(B)(2)(a), relative to fire and police civil service; to provide relative to persons ineligible to serve on local civil service boards due to their rank; 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. 1219—**  
BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE  
AN ACT

To amend and reenact R.S. 33:2536(M), relative to fire and police civil service; to provide relative to the number of persons required for a quorum of and for decisions by certain local civil service boards; 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. 1220—**  
BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE  
AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(9)(j) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2479(G) and to amend and reenact R.S. 33:2539, relative to fire and police civil service; to remove requirements that the state examiner act as secretary for civil service boards when requested; 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. 1221—**  
BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE  
AN ACT

To amend and reenact R.S. 33:2553(3), relative to fire and police civil service; to provide relative to qualifications for admission to certain competitive employment tests for such service; 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. 1222—**  
BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE  
AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(24)(a) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2494(A) and to amend and reenact R.S. 33:2554(A), relative to fire and police civil service; to provide relative to the certification of names of persons eligible for appointment; specifically to remove the time limitation on the validity of such certification; 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. 1223—**  
BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE  
AN ACT

To amend and reenact R.S. 33:2501(D) and 2561, relative to fire and police civil service; to require recusal of certain members of local civil service boards from voting on appeals of disciplinary actions; to provide relative to appeals of board decisions on questions related to recusal; 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. 1231—**  
BY REPRESENTATIVES SALTER AND DOWNER  
AN ACT

To enact Part II-C of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2238 through 2240.1, relative to the procurement of certain used fire and emergency response vehicles, including associated equipment, with a unit cost of less than one hundred thousand dollars by political subdivisions; to provide for definitions; to provide for methods of procurement; 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. 1232—**

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 33:441(C), relative to a mayor's court; to provide the presiding officer with judicial immunity; 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. 1311—**

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 33:1236.25, relative to Jefferson Parish; to authorize the governing authority of the parish to create a special district for the purposes of enhancing the security of residents of the Plantation Estates subdivision; to provide for the creation and governance of the district as provided by the parish home rule charter; to require voter approval of a district tax; 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. 1322—**

BY REPRESENTATIVE WADDELL

AN ACT

To authorize the Shreve Memorial Library Board of Control in Shreveport, Louisiana, to rename the Margaret S. Higginbotham Branch of Shreve Memorial Library, located in Greenwood, Louisiana, as the Higginbotham-Bryson Branch of Shreve Memorial Library; 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. 1427—**

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

AN ACT

To amend and reenact R.S. 32:398(F) and (G), relative to accident reports; to require law enforcement agencies to provide copies of video tapes, audio tapes, extraordinary-sized documents, or documents stored on electronic media; to authorize a reasonable fee for copies; 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. 1427 by Representative Diez

AMENDMENT NO. 1

On page 1, at the end of line 2, after "reports;" delete "to"

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety

AMENDMENT NO. 3

On page 1, at the beginning of line 4, before "to require" delete "enforcement agencies;"

AMENDMENT NO. 4

On page 1, line 15, after "of" and before "reports" change "accident" to "crash"

AMENDMENT NO. 5

On page 1, line 16, after "a" and before "fee," delete "reasonable"

AMENDMENT NO. 6

On page 1, line 15, after "fee," insert "not to exceed the sum of five dollars per report that does not exceed two pages, and seven dollars and fifty cents per report that exceeds two pages."

AMENDMENT NO. 7

On page 2, line 1, delete "for such"

AMENDMENT NO. 8

On page 2, line 2, delete "copies."

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. 1601—**

BY REPRESENTATIVE MCDONALD

AN ACT

To enact R.S. 33:4574(A)(2)(oo) and 4574.1-A(A)(1)(oo), relative to the creation of tourist commissions for certain parishes; to create tourist commissions composed of all the territory in certain parishes as special districts to promote tourism within their jurisdictions; to provide for the authority to levy hotel occupancy taxes for the operation of the tourist commissions; 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. 1601 by Representative McDonald

AMENDMENT NO. 1

On page 2, line 22, between "census," and "percent," change "two" to "three"

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. 1671—  
BY REPRESENTATIVE DOWNER  
AN ACT**

To amend and reenact R.S. 11:701(6) and 783(A), (D), (G), and (I), relative to the Teachers' Retirement System; to provide with respect to definitions; to provide regarding beneficiaries and the designation thereof; 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 Original House Bill No. 1671 by Representative Downer

AMENDMENT NO. 1

On page 1, line 2, delete "783(A)(introductory paragraph)," and insert "783(A),"

AMENDMENT NO. 2

On page 1, line 11, delete "783(A)(introductory paragraph)," and insert "783(A),"

AMENDMENT NO. 3

On page 2, line 4, between "(b)" and "retiree" delete "A" and insert in lieu thereof "Except as otherwise provided by law, a"

AMENDMENT NO. 4

On page 2, line 11, between "the" and "redesignated" insert "retiree and the"

AMENDMENT NO. 5

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

"Option 1. If he dies before he has received in annuity payments the present value of his annuity as it was at the time of his retirement, the balance shall be paid to his legal representatives or to any natural person(s) he shall designate in a written instrument acknowledged and filed with the board of trustees.

Option 2. Upon his death, his reduced retirement allowance shall be continued throughout the life of and paid to a natural person

he shall irrevocably designate in a written instrument acknowledged and filed with the board of trustees at the time the election is made; or

Option 2A. Upon his death, his reduced retirement allowance shall be continued throughout the life of and paid to a natural person he shall irrevocably designate in a written instrument acknowledged and filed with the board of trustees at the time the election is made, provided that if the designated beneficiary predeceases the retiree, the retiree's reduced benefit shall change to the maximum benefit effective on the first day of the next month following the death of the designated beneficiary.

Option 3. Upon his death, one-half of his reduced retirement allowance shall be continued throughout the life of and paid to a natural person he shall irrevocably designate in a written instrument acknowledged and filed with the board of trustees at the time the election is made; or

Option 3A. Upon his death, one-half of his reduced retirement allowance shall be continued throughout the life of and paid to a natural person he shall irrevocably designate in a written instrument acknowledged and filed with the board of trustees at that time the election is made, provided that if the designated beneficiary predeceases the retiree, the retiree's reduced benefit shall change to the maximum benefit effective on the first day of the next month following the death of the designated beneficiary.

Option 4. Upon his death, some other benefit which shall not exceed the Option 2 benefit amount, designated by him at the time the election is made shall be paid throughout the life of and to a natural person he shall irrevocably designate in a written instrument acknowledged and filed with the board of trustees at the time the election is made, provided, such other benefit, together with the reduced retirement allowance shall be certified by the actuary to be of equivalent actuarial value to his retirement allowance, and approved by the board of trustees; or

Option 4A. Upon his death, some other benefit which shall not exceed the Option 2 benefit amount, designated by him at the time the election is made shall be paid throughout the life of and to a natural person he shall irrevocably designate in a written instrument acknowledged and filed with the board of trustees at the time the election is made, provided such other benefit, together with the reduced retirement allowance, shall be certified by the actuary to be of equivalent actuarial value to his retirement allowance, and approved by the board of trustees, provided that if the designated beneficiary predeceases the retiree, the retiree's reduced benefit shall change to the maximum benefit effective on the first day of the next month following the death of the designated beneficiary.

Option 5. If a member has not participated in the Deferred Retirement Option Plan provided by the provisions of this Chapter and if the maximum benefit, Option 2, 2A, 3, 3A, 4, or 4A above is chosen, then a reduced retirement allowance plus an initial benefit shall be paid to the member, provided the initial benefit, together with the reduced retirement allowance, shall be certified by the actuary to be actuarially equivalent to the member's maximum or optional retirement allowance and shall be approved by the board of trustees. The amount of the initial benefit, as determined by the member, shall not exceed an amount equal to the member's maximum monthly retirement allowance times thirty-six and shall, at the option of the member, be paid in accordance with plan provisions under R.S. 11:788, or as a lump-sum payment. If a member chooses Option 5, he shall be governed by the reemployment after termination provisions of R.S. 11:791. The amount of the initial benefit shall be placed in an account in accordance with R.S. 11:788 and interest will be paid on any balance in the account in accordance with R.S. 11:788. Cost-of-living adjustments granted by the board of trustees to retirees who

select Option 5 shall be computed on the basis of each retiree's regular monthly retirement benefit or on the basis of each beneficiary/survivor's benefit based on the option selected as reduced and shall not be computed on the initial benefit received either as a lump-sum or paid pursuant to R.S. 11:789(A)(1)."

AMENDMENT NO. 6

On page 3, at the beginning of line 8, change "D." to "D.(1)(a)"

AMENDMENT NO. 7

On page 3, line 23, between "benefit." and "retiree" delete "The" and insert in lieu thereof:

"(b) The amount of the benefit paid to the retiree and the redesignated beneficiary shall be calculated with all actuarial assumptions necessary, such that the redesignation of the beneficiary shall result in an actuarially neutral transaction.

(2) The"

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. 1690—**  
BY REPRESENTATIVE WESTON  
AN ACT

To enact R.S. 41:1212(J), relative to leased lands; to provide that leases of space in certain public facilities on land owned by a parish or municipality shall not be subject to certain provisions of law relative to the lease of public property; 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. 1690 by Representative Weston

AMENDMENT NO. 1

On page 1, line 2, after "provide" delete the remainder of the line and delete line 3 and insert "that leases of space in certain public facilities on land owned by a parish or municipality shall not be subject to certain provisions of law relative to the lease of public property;"

AMENDMENT NO. 2

On page 1, delete lines 13 and 14 and on line 15 delete "and to lease" and insert the following:

"J. The provisions of this Chapter shall not apply to the lease of"

AMENDMENT NO. 3

On page 1, line 16 between "which" and "parish" change "the" to "a"

AMENDMENT NO. 4

On page 1, line 17 after "entity" insert a comma "," and delete the remainder of the line and on line 18 delete "for and receiving bids."

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 regular calendar.

**HOUSE BILL NO. 1718—**  
BY REPRESENTATIVE THOMPSON  
AN ACT

To enact R.S. 33:447, relative to mayor's courts; to create the Mayor's Court for the Village of Forest in West Carroll 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 regular calendar.

**HOUSE BILL NO. 1720—**  
BY REPRESENTATIVE WESTON  
AN ACT

To amend and reenact R.S. 40:1502.1(A)(1) and (2) and (C)(2)(a), relative to service charges assessed by certain fire protection districts; to provide relative to the assessment of such charge against grounds on which structures are situated; to provide relative to structures subject to such assessment; 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. 1720 by Representative Weston

AMENDMENT NO. 1

On page 3, line 12, after "situated" insert a period "." and delete the remainder of the line and delete line 13

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 regular calendar.

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20th Day's Proceedings - April 26, 1999

## HOUSE BILL NO. 1898—

BY REPRESENTATIVE LEBLANC  
AN ACT

To amend and reenact R.S. 25:1222 through 1225 and R.S. 36:209(M) and 901(A) and to enact R.S. 25:1223.1, relative to the Atchafalaya Trace Commission; to provide relative to the composition, purposes, operation, powers, duties, and functions of the commission; to create an advisory board for the commission; to provide relative to termination of the 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. 1898 by Representative LeBlanc

#### AMENDMENT NO. 1

On page 1, line 11, after "§1222." delete the remainder of the line and insert "Atchafalaya Trace Commission; creation"

#### AMENDMENT NO. 2

On page 3, line 15 after "To" delete the remainder of the line and delete line 16 and insert "develop"

#### AMENDMENT NO. 3

On page 3, at the end of line 18, delete the period "." and insert "and assist appropriate federal, state, and local authorities in its implementation."

#### AMENDMENT NO. 4

On page 6, line 2, between "as" and "necessary" change "it deems" to "they deem"

#### AMENDMENT NO. 5

On page 10, line 1, insert the following:

"(+) (6) The secretary of the Department of Culture, Recreation and Tourism shall provide to the commission, on a reimbursable basis, such administrative support services as ~~the commission may request~~ may be required."

#### AMENDMENT NO. 6

On page 10, at the beginning of line 4 change "(6)" to "(7)"

#### AMENDMENT NO. 7

On page 10, at the beginning of line 7 change "(7)" to "(8)"

#### AMENDMENT NO. 8

On page 10, at the beginning of line 10 change "(8)" to "(9)"

#### AMENDMENT NO. 9

On page 10, at the beginning of line 11 change "(10)" to "(11)"

#### AMENDMENT NO. 10

On page 10, at the beginning of line 15 change "(9)" to "(10)"

#### AMENDMENT NO. 11

On page 10, line 15 after "The" insert "commission"

#### AMENDMENT NO. 12

On page 10, at the beginning of line 23, change "(10)" to "(11)"

#### AMENDMENT NO. 13

On page 11, at the beginning of line 6 change "(11)" to "(12)"

#### AMENDMENT NO. 14

On page 11, at the beginning of line 14 change "(12)" to "(13)"

#### AMENDMENT NO. 15

On page 11, line 15, between "and" and "partnerships" change "for" to "form"

#### AMENDMENT NO. 16

On page 12, line 8, between "Trace" and "driving" insert "Heritage"

#### AMENDMENT NO. 17

On page 12, at the end of line 9 insert a period "."

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. 1924—

BY REPRESENTATIVE DURAND  
AN ACT

To amend and reenact R.S. 33:1426 and to enact R.S. 15:708(A)(5), relative to inmate labor; to authorize a sheriff to contract with the United States government to provide certain services; to authorize a sheriff to use inmate labor to work on flood gates or locks situated on a waterway within a 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 regular calendar.

## HOUSE BILL NO. 1976—

BY REPRESENTATIVE HUNTER  
AN ACT

To enact R.S. 33:2212(G), relative to employees of a municipal police department; to provide for a salary increase for members of the police department of the city of Monroe; 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.

### 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. 365— BY SENATOR LENTINI

##### AN ACT

To enact R.S. 40:1484.11(5), relative to inspections of amusement attractions or rides; to exempt certain inflatable amusement rides and attractions from the Amusement Rides Safety Law; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

#### SENATE BILL NO. 373—

BY SENATORS IRONS, CAIN, CAMPBELL, HINES, SMITH, THEUNISSEN, ULLO, HOLLIS AND JOHNSON AND REPRESENTATIVES BRUNEAU, SCALISE AND WILLARD

##### AN ACT

To enact Part IX of Chapter 20 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:3391.1 through 3391.13, relative to a Formosan Termite Initiative project; to provide for a short title; to provide for purposes and legislative intent; to provide for the powers and duties of the commissioner; to provide for cooperative agreements and funding; to provide for quarantines; to provide for suppression zones and control programs; to provide for entry into premises and inspections; to provide for investigations; to provide for regulated articles and stop orders; to provide for enforcement and civil penalties; to create the Formosan Termite Initiative Fund; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

#### SENATE BILL NO. 448—

BY SENATOR DARDENNE

##### AN ACT

To amend and reenact R.S. 42:1157(B), relative to ethics; to require the Board of Ethics staff to send a notice of delinquency of required filings where staff knows or has reason to know a filing is due; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 448 by Senator Dardenne

#### AMENDMENT NO. 1

On page 1, at the end of line 3, delete "where" and insert "only when the"

#### AMENDMENT NO. 2

On page 1, delete line 15 and on page 2, delete lines 1 and 2 in their entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

#### SENATE BILL NO. 450—

BY SENATOR DARDENNE

##### AN ACT

To amend and reenact R.S. 18:1505.4(A)(2), R.S. 39:1233.1, R.S. 42:1118.1(B), 1119(B)(2)(a)(ii) and (b)(ii), 1120(A), 1123(16)(a), and 1124(D), to enact R.S. 42:1111(E)(2)(d), and 1157(A)(5) and (6), all relative to certain reports, registrations and statements to be filed with the Board of Ethics; to provide for filing deadlines and late fees applicable to certain reports, registrations and statements; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 450 by Senator Dardenne

#### AMENDMENT NO. 1

On page 1, line 2, after "R.S. 1505.4" delete the remainder of the line and delete lines 3 and 4 and insert "and R.S. 42:1119(B)(2)(a)(ii) and (b)(ii), 1124(D), and 1157(A)(1) and to enact R.S. 42:1157(A)(5), all"

#### AMENDMENT NO. 2

On page 1, line 6, after "Ethics;" delete the remainder of the line and insert the following:

"to make the imposition of late fees for not timely filing certain campaign finance reports discretionary; to make the imposition of

certain civil penalties discretionary; to provide for the venue of certain actions; to provide for the maximum late fees"

AMENDMENT NO. 3

On page 1, line 10, after "R.S. 18:1505.4" and before "is" delete "(A)(2)"

AMENDMENT NO. 4

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

"A.(1) Any candidate, the treasurer or chairman of a political committee, or any other person required to file any reports under this Chapter, who knowingly fails to file or who knowingly fails to timely file any such reports as are required by this Chapter ~~shall~~ may be assessed a civil penalty as provided in R.S. 42:1157 for each day until such report is filed."

AMENDMENT NO. 5

On page 1, line 14, after "penalty" delete "shall" and insert "may"

AMENDMENT NO. 6

On page 2, line 23, after "R.S. 18:1495.4(C)" delete "shall be" and insert "may not exceed"

AMENDMENT NO. 7

On page 2, delete lines 25 through 27, and on page 3, delete lines 1 through 27, and on page 4, delete lines 1 through 14 and insert the following in lieu thereof:

"(3)(a) If a person, other than a political committee, required to file is supporting or opposing a candidate or candidates, the penalty applicable to such candidate or candidates as provided in Subparagraph (a), (b), or (c) of Paragraph (2) of this Subsection shall apply.

(b) If a person, other than a political committee, required to file is supporting or opposing candidates with different penalty levels, the penalty shall be the highest penalty for any such candidate.

(4)(a) For reports required by this Chapter which are required to be filed between the time a candidate qualifies and election day, in addition to any penalties ~~required by which may be imposed under~~ this Section or any other law, the supervisory committee ~~shall~~ may impose on any person required to file such a report who has not filed such report by the sixth day after the report is due, after a hearing by the supervisory committee pursuant to the provisions of R.S. 18:1511.4(C), with notice to the party who is the subject of the hearing, an additional civil penalty not to exceed ten thousand dollars.

(b) For all other reports required by this Chapter, in addition to any penalties required by this Section or any other law, the supervisory committee ~~shall~~ may impose on any person required to file such a report who has not filed such report by the eleventh day after the report is due, after a hearing by the supervisory committee pursuant to the provisions of R.S. 18:1511.4(C), with notice to the party who is the subject of the hearing, an additional civil penalty not to exceed ten thousand dollars.

B. Any candidate, the treasurer or chairman of any political committee, or any other person required to file reports under this Chapter who knowingly and willfully fails to disclose, or knowingly and willfully fails to accurately disclose, any information required by this Chapter to be disclosed in the reports required herein, ~~shall~~ may

be assessed a civil penalty for each day until such information is disclosed by amendment to the appropriate report of such candidate, political committee, or other person. "Knowingly and willfully", for purposes of this Subsection, means conduct which could have been avoided through the exercise of due diligence. Such penalties shall be as provided in Subsection A above.

Section 2. R.S. 42:1119(B)(2)(a)(ii) and (b)(ii), 1124(D) and 1157(A)(1) are hereby amended and reenacted and R.S. 42:1157(A)(5) is hereby enacted to read as follows:"

AMENDMENT NO. 8

On page 4, delete line 16 and insert the following:

"B.  
\* \* \*"

AMENDMENT NO. 9

On page 4, delete line 18 and insert the following:

"(a)  
\* \* \*"

AMENDMENT NO. 10

On page 4, line 24, after "this" delete the remainder of the line and delete lines 25 and 26 in their entirety and insert the following:

"Item may be assessed a late fee of fifty dollars per day, not to exceed one thousand five hundred dollars.

(b)  
\* \* \*"

AMENDMENT NO. 11

On page 5, line 6, after "this" delete the remainder of the line and delete line 7 in its entirety and insert the following:

"Item may be assessed a late fee of fifty dollars per day, not to exceed one thousand five hundred dollars."

AMENDMENT NO. 12

On page 5, delete lines 9 through 27 and on page 6, delete lines 1 through 21 in their entirety

AMENDMENT NO. 13

On page 6, line 24, after "D." and before "Whoever" insert "(1)"

AMENDMENT NO. 14

On page 6, line 26, delete "~~defined be fined~~" and insert "be fined"

AMENDMENT NO. 15

On page 7, between lines 1 and 2, insert the following:

"(2) Actions or prosecutions for any violation of this Subsection shall be brought in the parish of the domicile of the offender and prosecutions shall be instituted by the district attorney of that parish.

\* \* \*"

AMENDMENT NO. 16

On page 7, delete lines 3 through 7 and insert the following:

"A.(1) The staff of the board shall ~~may~~ automatically assess and order the payment of late filing fees, in accordance with rules adopted by the board, for any failure to timely file any report or statement due under any law under its jurisdiction as provided in ~~R.S. 42:1131(C)~~ or R.S. 42:1132(C) or R.S. 24:50 et seq. The board shall promulgate rules to facilitate the carrying out of the provisions of this Chapter regarding order for and payment of late fees. Any appeal of such order for the payment of late fees shall be to the board, which shall promulgate rules governing the procedure for appeals of late filing fees.

\* \* \*

AMENDMENT NO. 17

On page 7, at the beginning of line 8, delete "(6)" and insert "(5)"

AMENDMENT NO. 18

On page 7, between lines 18 and 19, insert the following:

"(e) If the fee is two hundred dollars per day, the maximum shall be three thousand dollars."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 450 by Senator Dardenne

AMENDMENT NO. 1

In House Committee Amendment No. 1, proposed by the House Committee on House and Governmental Affairs to Reengrossed Senate Bill 450 by Senator Dardenne, on line 2 after "R.S." and before "1505.4", insert "18:"

AMENDMENT NO. 2

In House Committee Amendment No. 8, proposed by the House Committee on House and Governmental Affairs to Reengrossed Senate Bill 450 by Senator Dardenne, between lines 40 and 41 insert asterisks "\* \* \*"

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

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

Under the rules, placed on the major state calendar.

**SENATE BILL NO. 451—  
BY SENATOR DARDENNE**

**AN ACT**

To enact R.S. 42:1121(A)(3), relative to post-employment restrictions; to authorize certain local officials to assist in certain transactions after termination of public office; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 451 by Senator Dardenne

AMENDMENT NO. 1

On page 1, delete line 2, and insert "To amend and reenact "R.S. 42:1123(22), relative to the post service restrictions in Code of Governmental Ethics; to"

AMENDMENT NO. 2

On page 1, line 6, delete "R.S. 42:1121(A)(3) is hereby enacted" and insert "R.S. 42:1123(22) is hereby amended and reenacted"

AMENDMENT NO. 3

On page 1, delete lines 7 through 16 and delete page 2 and insert the following:

"§1123. Exceptions

This Part shall not preclude:

\* \* \*

(22)(a)(i) Any mayor or member of a governing authority of a municipality with a population of one thousand five hundred or less, or legal entity in which he has a controlling interest, from entering into any transaction that is under the supervision or jurisdiction of the municipality. However, such member shall recuse himself from participating in any matter before the governing authority relating to any transactions entered into by him and permitted by this Paragraph.

(ii) Any former mayor or former member of a governing authority of a municipality with a population of one thousand five hundred or less, or legal entity in which he has a controlling interest, from entering into any transaction that is under the supervision or jurisdiction of the municipality.

(b) ~~This~~ The exception in Item (a)(i) of this Paragraph shall be effective only when the Board of Ethics has developed regulations to implement this exemption in accordance with the Administrative Procedure Act.

\* \* \*

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 452—  
BY SENATOR DARDENNE**

**AN ACT**

To enact R.S. 42:1116(C), relative to ethics; to prohibit public servants having regulatory responsibilities from participating in certain transactions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 452 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 42:1116(C)," and insert "R.S. 42:1102(18)(e) and 1116(C),"

AMENDMENT NO. 2

On page 1, line 2, after "ethics;" delete the remainder of the line and delete line 3 and insert the following:

"to provide a definition of "regulatory employee"; to prohibit regulatory employees from participating in certain transactions;"

AMENDMENT NO. 3

On page 1, line 6, delete "R.S. 42:1116(C) is" and insert "R.S. 42:1102(18)(e) and 1116(C) are"

AMENDMENT NO. 4

On page 1, between lines 6 and 7, insert the following:

"§1102. Definitions

\* \* \*

(18) "Public employee" means anyone, whether compensated or not, who is:

\* \* \*

(e) A "regulatory employee" is an employee, whether or not hired or paid by the state or any of its agencies or subdivisions, who performs the function of regulating, monitoring, or enforcing regulations which govern, affect, or are enforced by any agency.

A public employee shall be in such status on days on which he performs no services as well as days on which he performs services. The termination of any particular term of employment of a public employee shall take effect on the day the termination is clearly evidenced.

\* \* \*

AMENDMENT NO. 5

On page 1, line 10, after "No" delete the remainder of the line and on line 11, delete "responsibilities" and insert "regulatory employee"

AMENDMENT NO. 6

On page 1, line 14, delete "public servant," and insert "regulatory employee."

AMENDMENT NO. 7

On page 1, line 15, delete "public servant" and insert "regulatory employee"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 548—**  
BY SENATOR ROMERO

AN ACT

To enact R.S. 56:451.1 and to repeal R.S. 56:450(E), relative to shell dredging; to prohibit shell dredging from any state owned waterbottom; to provide for exceptions; to provide penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Conforming amendments proposed by House Committee on Natural Resources to Reengrossed Senate Bill No. 548 by Senator Romero

AMENDMENT NO. 1

On page 1, line 2, change "enact R.S. 56:451.1 and to repeal R.S. 56:450(E)," to "amend R.S. 36:609(C)(1) and to repeal R.S. 56:441,"

AMENDMENT NO. 2

On page 1, delete lines 3 and 4 in their entirety and insert in lieu thereof the following:

"dredging; to repeal and remove the authority for shell dredging; and to provide for"

AMENDMENT NO. 3

On page 1, delete lines 7 through 16 in their entirety and insert in lieu thereof the following:

"Section 1. R.S. 36:609(C)(1) is hereby amended and reenacted to read as follows:

§609. Offices; purposes and functions

\* \* \*

C. The office of fisheries shall:

(1) Perform the functions of the state relating to the administration, operation, and law enforcement of programs, including research, relating to saltwater fisheries, water bottoms, and seafoods including but not limited to the regulation of the oyster, shrimp, and marine fishing industries, the leasing of and regulations of the use of water bottoms for cultivation and propagation of oysters, mariculture, and the dredging of ~~shells~~, sand, gravel, and fill materials, the regulation of seismic operations, the licensing of vessels engaged in the industry, establishing and maintaining oyster seed grounds, the control of the shrimp fishery and shrimp industry in the state and the licensing of persons engaged therein, and the collection of the severance tax on shrimp, oysters, ~~shells~~, sand, gravel, and fill materials severed from state water bottoms.

\* \* \*

Section 2. R.S. 56:441 is hereby repealed in its entirety.

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

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 548 by Senator Romero

**AMENDMENT NO. 1**

In Conforming Amendments proposed by House Committee on Natural Resources to Reengrossed Senate Bill 548 by Senator Romero, on line 3 after "amend" and before "R.S. 36:609(C)(1)" insert "and reenact"

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

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

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

**SENATE BILL NO. 936—**  
BY SENATOR THOMAS

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), the introductory paragraph of 1554(A) and 1554(A)(2) through (6), 1556, 1557(C), and 1558 and to enact R.S. 37:1552(5), 1553(4)(c) and (d) and (6), 1554(A)(7) through (14), relative to the Louisiana Veterinary Practice Act; to provide for the issuance of subpoenas under certain circumstances; to provide for disciplinary actions of licensees; to provide for costs of proceedings; to provide for fees; to provide for legislative intent; to provide for rules; to provide for duties for a lead certified animal euthanasia technician; to provide for disciplinary actions of certified animal euthanasia technician; to provide for applicant license requirements; to provide for penalties for violations; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**Suspension of the Rules**

On motion of Rep. Dupre, 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**

**Motion**

On motion of Rep. Dupre, and under a suspension of the rules, House Bill No. 805 was placed on the Major State Calendar for Wednesday, April 28, 1999.

**Motion**

On motion of Rep. Long, and under a suspension of the rules, House Bill No. 615 was placed on the Major State Calendar for Wednesday, April 28, 1999.

**Motion**

On motion of Rep. McDonald, and under a suspension of the rules, House Bill No. 1725 was placed on the Major State Calendar for Wednesday, April 28, 1999.

**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.

Rep. Toomy moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Johns	Shaw
Clarkson	Kennard	Smith, J.D.—50th
Copelin	Kenney	Smith, J.R.—30th
Crane	Lancaster	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Weston

Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Total—93		

NAYS

Total—0

ABSENT

Mr. Speaker	Holden	Strain
Donelon	Jetson	Vitter
Gautreaux	Mitchell	Welch
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Toomy 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. 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Copelin to Engrossed House Bill No. 313 by Representative DeWitt

AMENDMENT NO. 1

On page 2, after line 4, insert the following:

"Section 2. The provisions of this Act shall not apply to applicants for the office of deputy sheriff in Orleans Parish."

Rep. Murray moved the adoption of the amendments.

Rep. DeWitt objected.

By a vote of 30 yeas and 62 nays, the amendments were rejected.

Rep. DeWitt moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Alario	Guillory	Powell
Alexander	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Hopkins	Salter

Bowler	Hudson	Scalise
Bruce	Iles	Schneider
Bruneau	Johns	Schwegmann
Carter	Kennard	Shaw
Chaisson	Kenney	Smith, J.D.—50th
Clarkson	Lancaster	Smith, J.R.—30th
Copelin	Landrieu	Theriot
Crane	LeBlanc	Thompson
Curtis	Long	Thornhill
Damico	Marionneaux	Toomy
Daniel	Martiny	Travis
Deville	McCain	Triche
DeWitt	McCallum	Waddell
Diez	McDonald	Walsworth
Doerge	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wooton
Green	Pinac	Wright
Total—90		

NAYS

Farve	Hunter
Holden	Murray
Total—4	

ABSENT

Mr. Speaker	Jenkins	Strain
Donelon	Jetson	Vitter
Flavin	Stelly	
Total—8		

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. 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Copelin to Engrossed House Bill No. 314 by Representative DeWitt

AMENDMENT NO. 1

On page 2, delete lines 5 through 12 in their entirety and insert in lieu thereof the following:

"(3) Expenses incurred by the sheriff of the parish in which the trial is to be held, in transporting the prisoner to the trial, shall be absorbed by the sheriff for prisoners sentenced directly to incarceration in the parish prison and shall be paid by the state for prisoners sentenced to the custody of the Louisiana Department of Public Safety and Corrections."

On motion of Rep. Copelin, 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. 314 by Representative DeWitt

AMENDMENT NO. 1

On page 2, delete line 5 and at the beginning of line 6 delete "be held shall reimburse the" and insert in lieu thereof

"(3) Expenses incurred by the sheriff of the parish in which the trial is to be held, in transporting the prisoner to the trial, shall be absorbed by the"

Rep. Copelin moved the adoption of the amendments.

Rep. DeWitt objected.

By a vote of 25 yeas and 65 nays, the amendments were rejected.

Rep. DeWitt moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Guillory	Pratt
Alexander	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Salter
Baylor	Holden	Scalise
Bowler	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Johns	Stelly
Crane	Kennard	Theriot
Curtis	Kenney	Thompson
Damico	Lancaster	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	Morrish	Windhorst
Fruge	Odinot	Winston
Gautreaux	Perkins	Wooton
Glover	Pinac	Wright
Green	Powell	
Total—92		

**NAYS**

Copelin	Landrieu	Pierre
Farve	Murray	
Total—5		

**ABSENT**

Mr. Speaker	Morrell	Vitter
Jetson	Strain	
Total—5		

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. 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 330 by Representative McCallum

AMENDMENT NO. 1

On page 1, line 12, change "fifty" to "thirty-four"

AMENDMENT NO. 2

On page 2, line 3, change "fifty" to "thirty-four"

Rep. Faucheux moved the adoption of the amendments.

Rep. McCallum objected.

By a vote of 67 yeas and 27 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 330 by Representative McCallum

AMENDMENT NO. 1

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

"R.S. 33:1435(A) and to repeal R.S. 33:1430, relative to sheriffs; to repeal requirement for sheriffs to attend every court that is held in his parish; to repeal provisions relative to the"

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AMENDMENT NO. 2

On page 1, delete lines 6 through 17 in their entirety, and on page 2, delete lines 1 through 9, and insert in lieu thereof the following:

"Section 1. R.S. 33:1435(A) is hereby amended and reenacted to read as follows:

§1435. Duty; holidays for office of the sheriff, parishes of Terrebonne and Lafourche

A. Except in the parish of Orleans, the sheriff shall be ex officio collector of state and parish taxes.

Each sheriff or deputy shall attend every court that is held in his parish, and shall execute all writs, orders, and process of the court or judge thereof directed to him.

Each sheriff shall be keeper of the public jail of his parish and shall preserve the peace and apprehend public offenders.

\* \* \*

Section 2. R.S. 33:1430 is hereby repealed in its entirety."

Rep. Faucheux moved the adoption of the amendments.

Rep. Riddle objected.

By a vote of 18 yeas and 77 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Copelin to Engrossed House Bill No. 330 by Representative McCallum

AMENDMENT NO. 1

On page 2, after line 9, insert the following:

"C. Notwithstanding the provisions of this Section, no current sheriff nor his deputy attending upon the sessions of their respective courts of appeal and district courts shall be reimbursed more than twenty-five dollars for each day in attendance. However, new sheriffs or their deputies shall be paid not more than thirty-four dollars."

Rep. Copelin moved the adoption of the amendments.

Rep. McCallum objected.

By a vote of 27 yeas and 68 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Alario, Fontenot, McMains, Ansardi, Gautreaux, Montgomery, Barton, Glover, Perkins, Baylor, Hammett, Pinac, Bowler, Heaton, Powell, Bruce, Hebert, Pratt, Bruneau, Hill, Romero

Table with 3 columns of names: Chaisson, Hopkins, Scalise, Clarkon, Hudson, Smith, J.D.—50th, Crane, Hunter, Smith, J.R.—30th, Curtis, Jenkins, Stelly, Damico, Johns, Theriot, Daniel, Kennard, Thompson, Deville, Kenney, Toomy, DeWitt, Lancaster, Triche, Diez, LeBlanc, Walsworth, Donelon, Long, Warner, Dupre, Marionneaux, Wiggins, Durand, Martiny, Windhorst, Faucheux, McCallum, Wooton, Flavin, McDonald, Wright

Total—63

NAYS

Table with 3 columns of names: Alexander, McCain, Schwegmann, Baudoin, Michot, Shaw, Copelin, Mitchell, Thornhill, Doerge, Morrell, Travis, Farve, Morrish, Waddell, Frith, Murray, Welch, Fruge, Odinet, Weston, Green, Pierre, Wilkerson, Guillory, Quezaire, Willard, Holden, Riddle, Winston, Iles, Salter, Landrieu, Schneider

Total—34

ABSENT

Table with 3 columns: Mr. Speaker, Jetson, Vitter, Carter, Strain

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McCallum 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. 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.

Rep. Flavin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Alario, Guillory, Powell, Alexander, Hammett, Pratt, Ansardi, Heaton, Quezaire, Barton, Hebert, Riddle, Baudoin, Hill, Romero, Baylor, Hopkins, Salter, Bruce, Hudson, Scalise

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

Total—92

NAYS

Deville

Total—1

ABSENT

Mr. Speaker

Bowler

Holden

Total—9

Jetson

Lancaster

Pinac

Strain

Travis

Vitter

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Flavin 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. 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.

**Motion**

On motion of Rep. Theriot, the bill was returned to the 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.

**Motion**

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Winston to Engrossed House Bill No. 886 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:843(A)" and before the comma ",", insert "and to enact R.S. 26:911(D)"

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 1, line 8, after "reenacted" and before "to" insert "and R.S. 26:911(D) is hereby enacted"

AMENDMENT NO. 4

On page 2, between lines 7 and 8, insert the following:

"D.(1) The provisions of Subsection C of this Section shall not apply to imported cigarettes.

(2) "Imported cigarettes" means cigarettes whose point of origin and manufacturer is located outside of the United States of America."

AMENDMENT NO. 5

On page 2, line 11, after "A." and before "Cigarette" insert "(1)"

AMENDMENT NO. 6

On page 3, between lines 2 and 3, insert the following:

"(2)(a) The provisions of Paragraph (1) of this Subsection shall not apply to imported cigarettes.

(b) "Imported cigarettes" means cigarettes whose point of origin and manufacturer is located outside of the United States of America."

Rep. Winston moved the adoption of the amendments.

Rep. Murray objected.

By a vote of 53 yeas and 39 nays, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Deville	Strain	Vitter
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Murray 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. 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.

**Motion**

Rep. Travis moved that House Bill No. 1249 be designated as a duplicate of Senate Bill No. 766.

Which motion was agreed to.

**Motion**

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

Called from the calendar.

Read by title.

Rep. Travis moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezairé
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	Marionneau	Triche
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	Morrish	Winston
Früge	Murray	Wooton
Gautreaux	Odinet	Wright
Glover	Perkins	
Green	Pierre	
Total—100		

**NAYS**

Total—0

ABSENT

Strain  
Vitter  
Total—2

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.

**Speaker Downer in the Chair**

**Suspension of the Rules**

On motion of Rep. Scalise, 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. 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Marionneaux to Engrossed House Bill No. 1253 by Representative McDonald

**AMENDMENT NO. 1**

On page 2, after line 13, insert the following:

"D. 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 fifty-five thousand four hundred and eighty-five thousand four hundred 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."

Rep. Marionneaux moved the adoption of the amendments.

Rep. McMains objected.

By a vote of 35 yeas and 54 nays, the amendments were rejected.

Rep. McCallum moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alexander	Hammett	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Salter
Baylor	Holden	Schwegmann

Carter	Hunter	Thornhill
Chaisson	Iles	Toomy
Copelin	Kenney	Travis
Curtis	Marionneaux	Walsworth
DeWitt	McCain	Warner
Doerge	McCallum	Welch
Farve	Mitchell	Wilkerson
Fontenot	Montgomery	Willard
Gautreaux	Morrell	
Glover	Murray	
Total—43		

NAYS

Alario	Hopkins	Riddle
Baudoin	Hudson	Romero
Bowler	Jenkins	Scalise
Bruneau	Johns	Schneider
Clarkson	Kennard	Shaw
Crane	Lancaster	Smith, J.D.—50th
Damico	Landrieu	Smith, J.R.—30th
Daniel	LeBlanc	Stelly
Deville	Long	Theriot
Diez	Martiny	Triche
Donelon	McMains	Waddell
Dupre	Michot	Weston
Durand	Morrish	Wiggins
Faucheux	Odinot	Windhorst
Flavin	Perkins	Winston
Frith	Pinac	Wooton
Fruge	Quezaire	Wright
Total—51		

ABSENT

Bruce	Jetson	Thompson
Green	McDonald	Vitter
Heaton	Strain	
Total—8		

The Chair declared the above bill failed to pass.

Rep. Bruneau 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.

**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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives LeBlanc and Michot to Engrossed House Bill No. 1482 by Representative Durand

**AMENDMENT NO. 1**

On page 1, line 2, after "reenact" change "R.S. 33:171," to "R.S. 27:312(C)(1)(b)(introductory paragraph) and R.S. 33:171,"

**AMENDMENT NO. 2**

On page 1, line 2, after "annexation;" delete the remainder of the line and at the beginning of line 3 delete "types of annexations;" and

insert "to provide relative to the distribution of proceeds from video draw poker to municipalities which annex certain areas;"

AMENDMENT NO. 3

On page 1, line 7, after "limits;" delete the remainder of the line and delete line 8 and insert "distribution of certain revenues in annexed areas"

AMENDMENT NO. 4

On page 1, delete line 11, and insert "contracted, by ordinance"

AMENDMENT NO. 5

On page 1, line 17, between "B." and "governing" change "No" to "Notwithstanding the provisions of R.S. 27:312, when the"

AMENDMENT NO. 6

On page 2, line 1, between "prohibited" and "territory" change "may annex" to "annexes"

AMENDMENT NO. 7

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

"no revenues from the Video Draw Poker Device Fund shall be distributed or appropriated to the annexing municipality."

AMENDMENT NO. 8

On page 2, line 3, between "annexation" and "ordinance" insert "by"

AMENDMENT NO. 9

On page 2, between line 5 and 6 insert the following:

"Section 2. R.S. 27:312(C)(1)(b)(introductory paragraph) is hereby amended and reenacted to read as follows:

§312. Video Draw Poker Device Fund; distribution and expenditure

\* \* \*

C. Except as provided in Paragraph (3) of this Subsection, the monies in the Video Draw Poker Device Fund shall only be withdrawn pursuant to appropriation by the legislature and shall be distributed as follows:

(1) Twenty-five percent to be distributed in the following priority:

\* \* \*

(b) Second, the money remaining after the distribution provided for in Subparagraph (1)(a) shall be distributed as follows except as provided by R.S. 33:171(B):

\* \* \*

AMENDMENT NO. 10

On page 2, line 6, change "Section 2." to "Section 3."

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

Rep. Durand 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
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Odinet	Wright
Glover	Perkins	
Green	Pierre	
Total—100		

**NAYS**

Total—0

**ABSENT**

Strain Vitter  
Total—2

The Chair declared the above bill 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. 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives LeBlanc and Michot to Engrossed House Bill No. 1483 by Representative Durand

AMENDMENT NO. 1

On page 2, line 1, between "shall" and "apply" insert "not"

AMENDMENT NO. 2

On page 2, line 2, between "annexation" and "ordinance" insert "by"

AMENDMENT NO. 3

On page 2, at the end of line 2, delete "but which has" and at the beginning of line 3, delete "not taken effect on" and insert "prior to"

Rep. LeBlanc moved the adoption of the amendments.

Rep. Durand objected.

By a vote of 56 yeas and 38 nays, the amendments were adopted.

Rep. Durand 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
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Odinet	Wright
Glover	Perkins	
Green	Pierre	
Total—100		

**NAYS**

Total—0

**ABSENT**

Strain  
Total—2

Vitter

The Chair declared the above bill 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. 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.

Rep. Walsworth moved the final passage of the bill.

**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
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Odinet	Wright
Glover	Perkins	
Green	Pierre	
Total—100		

**NAYS**

Total—0

ABSENT

Strain  
Total—2

Vitter

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Walsworth 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. 95—**

BY REPRESENTATIVE DUPRE

AN ACT

To enact R.S. 32:670, relative to chemical test results for persons under the age of twenty-one; to prohibit certain test results from being included on the official driving record of that person; to provide that those results may be used for administrative purposes; to provide that convictions based upon those results may be used for other purposes allowed by 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	Glover	Odinot
Alario	Green	Perkins
Alexander	Guillory	Pierre
Ansardi	Hammett	Pinac
Barton	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Riddle
Bruce	Hopkins	Romero
Bruneau	Hudson	Scalise
Chaisson	Hunter	Schneider
Clarkson	Iles	Schwegmann
Copelin	Jenkins	Shaw
Crane	Johns	Smith, J.D.—50th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Stelly
Daniel	Lancaster	Theriot
Deville	Landrieu	Thompson
DeWitt	LeBlanc	Thornhill
Diez	Long	Toomy
Doerge	Marionneaux	Travis
Donelon	Martiny	Triche
Dupre	McCain	Waddell
Durand	McCallum	Warner
Farve	McDonald	Welch
Faucheux	Michot	Weston
Flavin	Mitchell	Wilkerson
Fontenot	Montgomery	Willard
Frith	Morrell	Winston
Fruge	Morrish	Wooton
Gautreaux	Murray	Wright
Total—93		

NAYS

Salter	Wiggins	Windhorst
Total—3		

ABSENT

Carter  
Jetson  
Total—6

McMains  
Strain

Vitter  
Walsworth

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. 120—**

BY REPRESENTATIVE DUPRE

AN ACT

To amend and reenact R.S. 32:407(A)(2), relative to drivers' licenses; to authorize the issuance of a Class "E" intermediate driver's license to minors under certain circumstances; 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	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
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	Morrish	Windhorst
Fruge	Murray	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Jetson Strain Vitter  
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. 172—**

BY REPRESENTATIVES FLAVIN, HEBERT, JOHNS, BARTON, BOWLER, FRUGE, CLARKSON, MCMAINS, MICHOT, PINAC, POWELL, SCALISE, SHAW, STELLY, WALSWORTH, AND WIGGINS AND SENATORS DARDENNE AND HAINKEL

AN ACT

To enact R.S. 17:439, relative to civil liability of school employees; to provide for limitation of liability for school employees for certain statements made or actions taken; to provide exceptions; and to provide for related matters.

Read by title.

Rep. Flavin moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Carter Strain Vitter  
Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Flavin 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. 302—**

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 32:410(A)(3)(d), relative to drivers' licenses; to limit the information which may be contained on the magnetic strip on the back of a driver's license; 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. 302 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 12, following "(3)" delete the remainder of the line

AMENDMENT NO. 2

On page 1, line 14, following "The" and before "magnetic strip" delete "information contained on the"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Doerge	Martiny	Triche
Donelon	McCain	Waddell
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Fauchoux	Michot	Weston
Flavin	Mitchell	Wiggins
Fontenot	Montgomery	Wilkerson
Frith	Morrell	Willard
Fruge	Morrish	Windhorst
Gautreaux	Murray	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright

Total—99

NAYS

Total—0

ABSENT

Alario	Strain	Vitter
--------	--------	--------

Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bowler 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. 359—**  
 BY REPRESENTATIVES PRATT, BRUNEAU, JOHNS, MICHOT, PINAC, STELLY, CLARKSON, FLAVIN, AND WALSWORTH  
 A JOINT RESOLUTION

Proposing to amend Article VIII, Section 9(B) of the Constitution of Louisiana, to provide that each parish school board shall fix the qualifications and prescribe the duties of the parish superintendent of schools; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 385—**  
 BY REPRESENTATIVES WINDHORST AND SHAW  
 AN ACT

To amend and reenact R.S. 32:664(A) and to enact R.S. 32:664.1, relative to the operation of motor vehicles while intoxicated; to require reporting by health care providers; to provide certain definitions; to provide for civil immunity; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Copelin to Engrossed House Bill No. 385 by Representative Windhorst

**AMENDMENT NO. 1**

On page 2, at the end of line 12, delete the period and insert "if the person under treatment has given his written consent."

**Motion**

Rep. Daniel moved to end consideration of amendments.

Rep. Barton objected.

By a vote of 52 yeas and 45 nays, the motion was agreed to.

Rep. Copelin moved the adoption of the amendments.

Rep. Windhorst objected.

By a vote of 63 yeas and 35 nays, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fontenot	Powell
Alexander	Frith	Romero
Baudoin	Gautreaux	Salter
Bruce	Hill	Scalise
Bruneau	Iles	Shaw
Carter	Johns	Smith, J.R.—30th
Chaisson	Kennard	Stelly
Clarkson	LeBlanc	Triche
Crane	Long	Walsworth
Diez	McCallum	Wiggins
Donelon	McDonald	Windhorst
Dupre	McMains	Wooton
Flavin	Morrish	Wright

Total—39

**NAYS**

Alario	Hebert	Pinac
Ansardi	Holden	Pratt
Barton	Hopkins	Quezaire
Baylor	Hudson	Riddle
Bowler	Hunter	Schneider
Copelin	Jenkins	Schwegmann
Curtis	Kenney	Smith, J.D.—50th
Damico	Lancaster	Theriot
Daniel	Landrieu	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Doerge	McCain	Waddell
Durand	Michot	Warner
Farve	Mitchell	Welch
Fauchoux	Montgomery	Weston
Fruge	Morrell	Wilkerson
Glover	Murray	Willard
Green	Odinet	Winston
Guillory	Perkins	
Hammett	Pierre	

Total—58

**ABSENT**

Heaton	Strain	Vitter
Jetson	Thompson	

Total—5

The Chair declared the above bill failed to pass.

Rep. Riddle 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.

**Motion**

On motion of Rep. Dupre, and under a suspension of the rules, House Bill No. 392 was placed on the Major State Calendar for Wednesday, April 28, 1999.

**Motion**

On motion of Rep. Dupre, and under a suspension of the rules, House Bill No. 1345 was placed on the Major State Calendar for Wednesday, April 28, 1999.

**Suspension of the Rules**

On motion of Rep. Weston, the rules were suspended in order to take up House and House Concurrent Resolutions on Third Reading for Final Consideration at this time.

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

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

**HOUSE RESOLUTION NO. 23—**  
BY REPRESENTATIVE WESTON

**A RESOLUTION**

To request the Board of Regents to encourage institutions of higher education to provide information on consumer credit and the dangers of credit card debt to college students and their parents.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 13—**  
BY REPRESENTATIVE JOHN SMITH

**A CONCURRENT RESOLUTION**

To request that the Department of Natural Resources study the possibility of establishment of new rental and royalty requirements for the lease of state land and the possibility of incorporating such new requirements into existing leases.

Read by title.

On motion of Rep. John Smith, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 24—**  
BY REPRESENTATIVE WILLARD

**A CONCURRENT RESOLUTION**

To direct the Louisiana Gaming Control Board to study the feasibility, practicality, and effectiveness of offering compulsive gambling services in more than one language.

Read by title.

Rep. Willard moved the adoption of the resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Guillory	Pierre
Alexander	Hammett	Pinac
Barton	Hebert	Pratt
Baudoin	Hill	Quezaire

Baylor	Holden	Riddle
Bowler	Hudson	Romero
Bruce	Hunter	Salter
Carter	Iles	Schwegmann
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Doerge	Marionneaux	Triche
Donelon	Martiny	Waddell
Durand	McCain	Walsworth
Farve	McCallum	Warner
Faucheux	McDonald	Welch
Flavin	Michot	Weston
Fontenot	Montgomery	Wiggins
Frith	Morrell	Wilkerson
Gautreaux	Murray	Willard
Glover	Odinot	Wooton
Green	Perkins	Wright

Total—81

NAYS

Bruneau	Morrish	Schneider
Fruge	Powell	Shaw
McMains	Scalise	Windhorst

Total—9

ABSENT

Mr. Speaker	Dupre	Mitchell
Ansardi	Heaton	Strain
Curtis	Hopkins	Winston
Diez	Jetson	

Total—12

The resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 46—**  
BY REPRESENTATIVE WRIGHT

**A CONCURRENT RESOLUTION**

To urge and request the Department of Wildlife and Fisheries to study the results and consequences of the introduction of livestock on the Dewey Wills Wildlife Management Area, and to report findings and recommendations to the House and Senate Committees on Natural Resources prior to the convening of the 2000 Regular Session of the Legislature.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 75—**  
BY REPRESENTATIVE HEBERT

**A CONCURRENT RESOLUTION**

To urge and request the Department of Natural Resources to study the effects of the Keystone Lock and Dam located on Bayou Teche on fields and siltation, and to report study findings and recommendations to the House and Senate Committees on Natural Resources prior to the convening of the 2000 Regular Session of the Legislature.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 107—**  
BY REPRESENTATIVES DANIEL, DOWNER, DEWITT, DIEZ, MCMAINS,  
AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL,  
BARHAM, AND SCHEDLER

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to amend the Federal Migratory Bird Conservation Act (16 U.S.C.A. 715) to authorize certain states to issue temporary federal duck stamp privileges through electronic license issuance systems.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 126—**  
BY REPRESENTATIVE FARVE

**A CONCURRENT RESOLUTION**

To urge and request the Orleans Parish School Board to combine the Helen S. Edwards Elementary School, the G. W. Carver Middle School, and the G. W. Carver Senior High School into the Helen S. Edwards/G. W. Carver Accelerated Center for Excellence for purposes of implementing on a pilot basis accelerated school programs designed to improve the academic achievement levels of students.

Read by title.

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

Ordered to the Senate.

**Suspension of the Rules**

On motion of Rep. DeWitt, 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 26, 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. 152  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

April 26, 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. 12, 60, 68, and 82

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Hunter, the rules were suspended in order to take up Senate Concurrent Resolutions at this time.

**Senate Concurrent Resolutions**

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 82—**  
BY SENATOR JONES

**A CONCURRENT RESOLUTION**

To commend Thomas William Humphries for his public service to the people of Ouachita Parish and to designate the facility to located in the Booker T. community as the Humphries Senior Citizens Community Center.

Read by title.

On motion of Rep. Hunter, and under a suspension of the rules, the resolution was concurred in.

**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. 37—**  
BY REPRESENTATIVES DOWNER, BRUNEAU, AND LANCASTER  
**A RESOLUTION**

To adopt House Rule 7.23 of the Rules of Order of the House of Representatives to provide deadlines for bills originating in the House to be placed on the calendar for third reading and to be considered on third reading and final passage.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 158—**

BY REPRESENTATIVE MONTGOMERY  
A CONCURRENT RESOLUTION

To repeal any and all rules adopted by the Department of Health and Hospitals requiring operators of emergency medical vehicles to possess a valid Class "D" driver's license.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 159—**

BY REPRESENTATIVE THERIOT  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to support the efforts of United States Senators Mary Landrieu and John Breaux and United States Representatives Chris John, Billy Tauzin, Jim McCrery, William Jefferson, and John Cooksey to enact the Conservation and Reinvestment Act of 1999.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 160—**

BY REPRESENTATIVE DUPRE  
A CONCURRENT RESOLUTION

To recognize the Grand Caillou/Dulac Band of Biloxi-Chitimachas, the Isle de Jean Charles Band of Biloxi-Chitimachas, the Lower Lafourche Band of Biloxi-Chitimachas, and the Pointe-aux-Chien Indian tribe as Indian tribes of Louisiana and to also recognize the Biloxi-Chitimacha Confederation of Muskogees, Inc., as a Confederation of Indian tribes in 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. 2102—**

BY REPRESENTATIVES BARTON, DOWNER, DUPRE, AND WESTON  
AN ACT

To amend and reenact R.S. 33:9101(A) and (B)(4)(introductory paragraph), 9102, 9103(A)(1) and (E), 9105, and 9106(B)(1), to enact R.S. 33:9109, and to repeal R.S. 33:9121 through 9123 and R.S. 33:9125 through 9127, Parts III through X of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:9131, 9131.1, 9131.2, 9131.3, 9131.4, 9131.5, 9131.6, and 9131.7 respectively, and Act Nos. 726 and 1241 of the 1995 Regular Session of the Louisiana Legislature, to redesignate R.S. 33:9124 as R.S. 33:9101.1, and to remove the Part designations and headings of Parts I and II of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, relative to communications districts; to provide for the creation of multiparish communications districts and to authorize contracts between districts; to provide relative to the rate of the emergency telephone service charge on landline phones; to authorize the levy of an emergency telephone service charge on certain wireless communications systems; to provide for the use of such service charge for certain enhancements to 911 service and other purposes of the districts; to repeal certain existing authority for an emergency telephone service charge; to provide for the collection of the service charge; to provide for agreements between communications districts and service suppliers for the purpose of making technological

enhancements; to provide relative to audits of the districts; to provide relative to standards of service, the sharing of certain confidential information, and the liability of the districts and the service suppliers; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2103—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 38:2212(I), relative to the bidding requirements for public contracts; to exempt volunteer citizen labor in certain situations; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2104—**

BY REPRESENTATIVE ALARIO  
AN ACT

To amend and reenact R.S. 47:301(10)(a)(iii), and (18)(a)(iii), relative to political subdivision sales and use tax; to exclude from such tax tangible personal property purchased, leased, or rented which is, in turn, leased or rented; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2105—**

BY REPRESENTATIVE KENNARD  
AN ACT

To amend and reenact R.S. 32:414(A)(1)(a), (B)(2)(a), and (D)(1)(a), 667(A)(introductory paragraph) and (A)(1), and 668(A)(1), relative to suspension, revocation, and cancellation of drivers' licenses; to provide for suspension of drivers' licenses for certain offenses of operating a watercraft while intoxicated; to provide relative to procedures upon arrest for operating a watercraft while intoxicated; to provide for the issuance of a temporary license; to provide relative to the scope of hearings regarding license suspensions; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2106—**

BY REPRESENTATIVE WALSWORTH  
AN ACT

To amend and reenact R.S. 29:288, relative to veterans affairs; to provide educational benefits for children of certain veterans who are rated unemployable; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2107—**

BY REPRESENTATIVE HOPKINS  
AN ACT

To enact R.S. 29:381.1, relative to state funds; to provide for disposition of proceeds of the state tobacco settlement; to create the War Veterans Homes Fund within the state treasury; to provide for investment and uses of monies in the fund; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2108—**

BY REPRESENTATIVE JOHN SMITH  
AN ACT

To enact R.S. 29:295, relative to the Department of Veterans Affairs; to provide for the establishment and operation of veterans cemeteries; to provide for acquisition of land, eligibility for burial, fees, and acceptance of gifts, grants, and bequests; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2109—**  
BY REPRESENTATIVE WINDHORST  
AN ACT

To amend and reenact R.S. 15:450, relative to the use of confessions in criminal matters; to provide for admissibility in certain cases; to provide for issues to be determined by judge and by jury; to provide for exceptions; to provide for definitions; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2110—**  
BY REPRESENTATIVE DANIEL  
AN ACT

To enact R.S. 47:1605(C), relative to tax penalties, to provide that certain underpayments of tax shall not subject a taxpayer to certain penalty provisions; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2111—**  
BY REPRESENTATIVES HEBERT, DOWNER, ALEXANDER, BARTON, BAYLOR, BRUNEAU, CLARKSON, CURTIS, DEVILLE, DOERGE, DUPRE, DURAND, FAUCHEUX, FONTENOT, FRUGE, GAUTREAUX, GLOVER, HILL, HOPKINS, HUDSON, ILES, MITCHELL, MONTGOMERY, ODINET, PINAC, POWELL, QUEZAIRE, ROMERO, SCHWEGMANN, JACK SMITH, THERIOT, TRICHE, WADDELL, WALSWORTH, WIGGINS, WILKERSON, WILLARD, WINSTON, AND WRIGHT AND SENATORS EWING, HAINKEL, BEAN, BOISSIERE, CAIN, COX, CRAVINS, ELLINGTON, W. FIELDS, GREENE, HINES, IRONS, JONES, ROMERO, SCHEDLER, TARVER, AND THOMAS  
AN ACT

To enact R.S. 17:421.6, relative to the use of certain state funds for pay increases; to require the use of certain state funds for pay increases for public elementary and secondary school systems; to provide that such increases shall be made pursuant to a plan adopted by the board of each such system; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2112—**  
BY REPRESENTATIVE WRIGHT  
AN ACT

To amend and reenact R.S. 49:968(B)(6), relative to administrative procedure; to provide for the oversight of proposed rules, regulations, and fees regarding rest and recreation areas; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2113—**  
BY REPRESENTATIVE HAMMETT  
AN ACT

To enact R.S. 33:2737.71, relative to the levy of sales and use taxes by school boards; to authorize certain school boards, subject to voter approval, to levy and collect an additional sales and use tax; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2114—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To enact R.S. 44:3(A)(4)(e), relative to public records; to provide with respect to the identification of certain juvenile victims of crime; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2115—**  
BY REPRESENTATIVE DONELON  
AN ACT

To amend and reenact R.S. 23:1168(A)(3)(introductory paragraph), relative to workers' compensation; to provide for means of securing compensation to employees; to provide for rules; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2116—**  
BY REPRESENTATIVE DONELON  
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to create the Sons of Confederate Veterans prestige license plate; to provide for fees; to provide for disbursement and use of fees; to provide for the promulgation of rules; to provide for the design of the plate; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2117—**  
BY REPRESENTATIVE WADDELL  
AN ACT

To enact R.S. 18:451.2, relative to candidates for office; to provide for qualifications for candidates for certain offices; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2118—**  
BY REPRESENTATIVE HUDSON (BY REQUEST)  
AN ACT

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

Read by title.

**HOUSE BILL NO. 2119—**  
BY REPRESENTATIVES WADDELL AND WINSTON  
AN ACT

To enact R.S. 46:56(F)(10), relative to records and reports concerning children; to provide access to certain such records to certain specified persons and entities; to provide for the effectiveness of such provisions; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2120—**  
BY REPRESENTATIVE SCALISE  
AN ACT

To enact R.S. 22:1382(A)(3)(a)(v), relative to the Insurance Guaranty Association; to provide for assessments; to provide for the transfer of offset credits; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2121—**  
BY REPRESENTATIVE BAUDOIN  
AN ACT

To enact R.S. 33:4875.1, relative to the exercise of police powers by local governmental subdivisions; to require parish and municipal governing authorities to adopt ordinances regulating the enclosure of swimming pools; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2122—**

BY REPRESENTATIVES HOPKINS AND MONTGOMERY  
AN ACT

To repeal R.S. 46:1842(4.1) and 1844(Z) and Children's Code Articles 116(9.1), 811.1(G), and 811.3(3), relative to confidentiality of juvenile crime victims; to repeal definition of juvenile crime victim; and to repeal certain provisions requiring confidentiality of juvenile crime victims.

Read by title.

**HOUSE BILL NO. 2123—**

BY REPRESENTATIVES WILLARD AND FARVE  
AN ACT

To amend and reenact R.S. 17:2115(A), relative to prayer in schools; to remove restriction that prayer authorized for students and teachers be silent prayer; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2124—**

BY REPRESENTATIVE PERKINS  
AN ACT

To amend and reenact R.S. 17:3048.1(A)(e)(ix), relative to the Tuition Opportunity Program for Students curriculum requirements; to include high school marketing education courses in the program's specified core curriculum; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2125—**

BY REPRESENTATIVE JOHNS  
AN ACT

To amend and reenact R.S. 33:4576(B)(1), (2)(a) and (e), and (3), relative to the West Calcasieu Parish Community Center Authority; to provide relative to the governance of the authority including the appointment and terms of members; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2126—**

BY REPRESENTATIVE JOHNS  
AN ACT

To amend and reenact R.S. 37:1171(6), 1192, 1193, and 1194 and to enact R.S. 37:1171(7), relative to pharmacy personnel; to change the provisions related to qualified assistants; to provide for pharmacy technicians; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2127—**

BY REPRESENTATIVE JOHNS  
AN ACT

To amend and reenact Section 2 of Act No. 614 of the 1972 Regular Session of the Louisiana Legislature, as amended by Act No. 85 of the 1985 Regular Session of the Louisiana Legislature, relative to the Southwest Louisiana Convention and Visitors Bureau; to provide relative to the directors who govern the district; to provide relative to the nomination, qualifications, and appointment of directors; to limit the number of consecutive terms a director may serve; to provide requirements for retaining a directorship and relative to vacancies; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2128—**

BY REPRESENTATIVE MCCAIN  
AN ACT

To amend and reenact R.S. 27:15(B)(2)(a) and to enact R.S. 27:24(F), relative to the Louisiana Gaming Control Board; to provide with respect to the authority of the Louisiana Gaming Control Board; to provide with respect to rulemaking; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2129—**

BY REPRESENTATIVE CRANE  
AN ACT

To enact R.S. 14:34.8, relative to the crime of battery of a recreation athletic contest official; to create the crime; to provide for definitions; to provide for penalties; 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 26, 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. 233, by Downer  
Reported favorably. (10-0) (Regular)

House Bill No. 900, by LeBlanc  
Reported with amendments. (10-0) (Regular)

House Bill No. 1033, by Scalise  
Reported with amendments. (11-0) (Regular)

House Bill No. 1285, by Windhorst  
Reported with amendments. (10-0) (Regular)

House Bill No. 1846, by McCallum  
Reported with amendments. (10-0) (Local and Consent)

House Bill No. 1877, by LeBlanc  
Reported with amendments. (11-0) (Local and Consent)

House Bill No. 1995, by Powell  
Reported with amendments. (10-0) (Regular)

House Bill No. 2010, by Jack Smith  
Reported favorably. (11-0) (Regular)

JERRY LUKE LEBLANC  
Chairman

**Report of the Committee on Civil Law and Procedure**

April 26, 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. 145, by Donelon (Joint Resolution)  
Reported without amendments. (6-2) (Regular)

House Bill No. 276, by Fruge (Joint Resolution)  
Reported with amendments. (8-1) (Regular)

House Bill No. 350, by Travis  
Reported favorably. (9-0) (Regular)

House Bill No. 520, by Fauchaux (Joint Resolution)  
Reported with amendments. (8-0) (Regular)

House Bill No. 569, by Triche (Joint Resolution)  
Reported without amendments. (8-0) (Regular)

House Bill No. 573, by Farve (Joint Resolution)  
Reported without amendments. (7-0) (Regular)

House Bill No. 577, by Travis  
Reported with amendments. (8-0) (Regular)

House Bill No. 601, by John Smith (Joint Resolution)  
Reported without amendments. (7-0) (Regular)

House Bill No. 647, by John Smith (Joint Resolution)  
Reported with amendments. (7-0) (Regular)

House Bill No. 696, by Frith  
Reported with amendments. (7-0) (Regular)

House Bill No. 708, by Jack Smith  
Reported with amendments. (8-0) (Regular)

House Bill No. 1124, by Schwegmann  
Reported with amendments. (8-0) (Regular)

House Bill No. 1519, by McMains  
Reported with amendments. (7-0) (Regular)

House Bill No. 1729, by McMains  
Reported with amendments. (7-0) (Regular)

House Bill No. 1780, by Donelon  
Reported favorably. (7-0) (Regular)

House Bill No. 1781, by Donelon  
Reported favorably. (8-0) (Regular)

House Bill No. 1832, by Diez  
Reported with amendments. (9-0) (Regular)

House Concurrent Resolution No. 9, by Travis  
Reported favorably. (8-0)

F. CHARLES MCMAINS, JR.  
Chairman

**Report of the Committee on Commerce**

April 26, 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. 179, by Travis  
Reported with amendments. (11-0) (Regular)

House Bill No. 292, by Travis  
Reported with amendments. (10-0) (Regular)

House Bill No. 293, by Travis  
Reported favorably. (8-0) (Regular)

House Bill No. 349, by Travis  
Reported with amendments. (8-0) (Regular)

House Bill No. 580, by Travis  
Reported with amendments. (7-3) (Regular)

House Bill No. 727, by Murray  
Reported with amendments. (11-0) (Local and Consent)

House Bill No. 876, by Flavin  
Reported with amendments. (10-0) (Local and Consent)

House Bill No. 1269, by Murray  
Reported with amendments. (10-0) (Regular)

House Bill No. 1333, by Travis  
Reported with amendments. (10-0) (Regular)

JOHN D. TRAVIS  
Chairman

**Report of the Committee on  
Transportation, Highways and Public Works**

April 26, 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. 28, by Fauchaux  
Reported favorably. (10-0)

House Concurrent Resolution No. 29, by Fauchaux  
Reported favorably. (10-0)

House Concurrent Resolution No. 30, by Fauchaux  
Reported favorably. (10-0)

House Concurrent Resolution No. 63, by Fauchaux  
Reported with amendments. (10-0)

House Concurrent Resolution No. 96, by Wiggins  
Reported favorably. (9-0)

House Bill No. 85, by Salter  
Reported with amendments. (9-0) (Regular)

House Bill No. 100, by Powell  
Reported favorably. (7-0) (Regular)

House Bill No. 121, by Fauchaux  
Reported with amendments. (10-0) (Regular)

House Bill No. 406, by Jack Smith  
Reported with amendments. (9-1-1) (Regular)

House Bill No. 709, by Theriot  
Reported with amendments. (9-0) (Regular)

House Bill No. 824, by Pinac  
Reported with amendments. (7-0) (Regular)

House Bill No. 995, by Pinac  
Reported favorably. (7-0) (Regular)

House Bill No. 1153, by Faucheux  
Reported with amendments. (10-0) (Regular)

House Bill No. 1227, by Jack Smith  
Reported with amendments. (11-0) (Regular)

House Bill No. 1680, by Jack Smith  
Reported with amendments. (11-0) (Regular)

House Bill No. 1964, by Triche  
Reported with amendments. (9-0) (Regular)

House Bill No. 1985, by Diez  
Reported favorably. (9-0) (Regular)

JOHN C. "JUBA" DIEZ  
Chairman

**Report of the Committee on Ways and Means**

April 26, 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. 42, by Holden  
Reported favorably. (14-0)

House Bill No. 559, by Holden (Joint Resolution)  
Reported with amendments. (16-0)

House Bill No. 672, by Weston  
Reported with amendments. (14-0) (Local and Consent)

House Bill No. 849, by Gautreaux  
Reported favorably. (14-0) (Regular)

House Bill No. 917, by Winston  
Reported favorably. (14-0) (Regular)

House Bill No. 1132, by Diez  
Reported favorably. (13-0) (Regular)

House Bill No. 1233, by Alario  
Reported favorably. (13-0) (Regular)

House Bill No. 1292, by Alario  
Reported favorably. (14-0) (Regular)

House Bill No. 1314, by Alario  
Reported favorably. (14-0) (Local and Consent)

House Bill No. 2039, by Winston  
Reported favorably. (14-0) (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. LeBlanc, the rules were suspended to permit the Committee on Appropriations 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. 165, 1262, 2045, and 2047

**Suspension of the Rules**

On motion of Rep. Damico, the rules were suspended to permit the Committee on Environment 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. 2017 and 2026

**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. 348

**Leave of Absence**

Rep. Strain - 1 day

Rep. Vitter - 1 day

**Adjournment**

On motion of Rep. Frith, at 6:15 P.M., the House agreed to adjourn until Tuesday, April 27, 1999, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, April 27, 1999.

ALFRED W. SPEER  
Clerk of the House

C. Wayne Hays  
Journal Clerk, *Emeritus*

