

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

EIGHTH 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

Thursday, April 8, 1999

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

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	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
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Mitchell	Wilkerson
Faucheux	Montgomery	Willard
Flavin	Morrell	Windhorst
Fontenot	Morrish	Winston

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

ABSENT

Holden	Strain	Vitter
Total—3		

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

Prayer

Prayer was offered by Rep. Perkins.

Pledge of Allegiance

Rep. Pratt 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. Flavin, the reading of the Journal was dispensed with.

On motion of Rep. Flavin, the Journal of April 7, 1999, was adopted.

Petitions, Memorials and Communications

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

Privileged Report of the Committee on Enrollment

April 8, 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 Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 91—
 BY REPRESENTATIVES ALEXANDER, SALTER, AND WILKERSON AND SENATOR CAMPBELL

A CONCURRENT RESOLUTION

To commend the town of Gibsland for its first annual Jonquil Jubilee and to declare Bienville Parish the "Daffodil Capital of Louisiana".

HOUSE CONCURRENT RESOLUTION NO. 92—

BY REPRESENTATIVE JOHNS

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Gabriel "Gabe" Landry of Vinton.

HOUSE CONCURRENT RESOLUTION NO. 95—

BY REPRESENTATIVE WIGGINS AND SENATOR DYESS

A CONCURRENT RESOLUTION

To commend and congratulate Kathleen McCurry of Pineville, Louisiana, on the occasion of being named Special Olympics Female Athlete of 1998.

HOUSE CONCURRENT RESOLUTION NO. 109—

BY REPRESENTATIVE JOHNS

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Kevin Brandon Cox of Sulphur.

HOUSE CONCURRENT RESOLUTION NO. 110—

BY REPRESENTATIVE BRUNEAU AND SENATOR HAINKEL

A CONCURRENT RESOLUTION

To commend Mr. Sean Allerton as the state's top student volunteer in The Prudential Spirit of Community Awards.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

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. 1943—

BY REPRESENTATIVE BARTON

AN ACT

To amend and reenact R.S. 13:1899(C)(7), (8), (9), (10), (11), (12)(a), (13), and (14) and to repeal R.S. 13:1899(C)(15), relative to the City Court of Bossier City; to specify a certain amount in court costs to fund the office of marshal; 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. 114—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study whether insurers, health maintenance organizations, and other entities offering managed care plans have a conflict of interest in providing health care services to their insureds or enrollees.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 115—

BY REPRESENTATIVES HOLDEN, DANIEL, SCHWEGMANN, AND SENATOR IRONS

A CONCURRENT RESOLUTION

To direct the office of public health of the Department of Health and Hospitals to cease implementation of the Louisiana Uniform Consent Form For School-Based Health Centers, developed pursuant to Executive Order MJF 96-74; to continue using the consent form in effect before implementation of the Louisiana Uniform Consent Form For School-Based Health Centers, to create the School-Based Health Center Work Committee; to direct

the committee to develop a template for a uniform consent form for school-based health centers; and to promulgate rules pursuant to the provisions of the Louisiana Administrative Procedure Act to provide for and implement the uniform consent form developed by the School-Based Health Center Work Committee during the 1999-2000 school year.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 14—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Education, in cooperation with the Louisiana Alliance for Arts Education and the Louisiana Division of the Arts, to establish and convene a task force to study and develop an assessment to measure students' knowledge in arts education.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 23—

BY SENATOR LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install turn signal lighting at the intersection of Louisiana Highway 3125 and Louisiana Highway 3274 in Gramercy.

Read by title.

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

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. 2014—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 17:3972(B)(2), 3973(2)(b)(ii), 3982, and 3991(B)(1) and to repeal R.S. 17:3983(A)(2)(a)(ii), relative to charter school demonstration programs; to provide relative to the purpose of the charter school law; to provide relative to the definition of a type 2 charter school; to provide for duties of local school boards; to provide relative to conversions of preexisting public schools; to repeal certain provisions relative to proposals for a type 3 charter school; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2015—

BY REPRESENTATIVE PINAC

AN ACT

To repeal Part III of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1621 through 1627, relative to ambulance service insurance policies.

Read by title.

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

HOUSE BILL NO. 2016—

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

AN ACT

To amend and reenact R.S. 32:1513(A), relative to hazardous materials transportation and motor carrier safety; to provide relative to penalties for failure to pay fines; to authorize the department to deny renewal of certain vehicle registrations; to authorize the department to deny the renewal or reissuance of certain drivers' licenses; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2017—

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

AN ACT

To amend and reenact R.S. 30:2050.4(H)(1), 2050.5, and 2050.22(B), relative to enforcement of compliance orders, assessments, and penalties; to provide relative to assessment of penalties; to provide for stays of compliance orders, permit actions, and declaratory rulings; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2018—

BY REPRESENTATIVES DIMOS AND WALSWORTH

AN ACT

To amend and reenact R.S. 22:636.1(D)(3)(a), (b), (d), and (e), relative to the cancellation of an automobile, property, casualty, or liability insurance policy; to provide for notification; to provide for return of funds; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2019—

BY REPRESENTATIVE DONELON

AN ACT

To enact R.S. 22:1114(B)(2)(c), relative to insurance agents; to provide for appointment of agents; to provide for contracts; to provide for fees; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2020—

BY REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 40:1797, relative to law enforcement officers; to prohibit any law enforcement officer from possessing a firearm in a courtroom under certain circumstances; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2021—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 27:323(B)(1), relative to purse supplements; to increase certain purse limitations to be supplemented; 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. 2022—

BY REPRESENTATIVES ANSARDI, ALARIO, MCMAINS, AND MURRAY

AN ACT

To amend and reenact R.S. 22:1114(K)(2)(f) and (M)(2) and to enact R.S. 22:1113(A)(2)(a)(xx), relative to home service life insurance; to provide for licensing; to provide for marketing; to provide for requirements; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2023—

BY REPRESENTATIVE DONELON

AN ACT

To enact R.S. 14:67.16, relative to crimes; to create the crime of unauthorized use of personal identity; 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 Administration of Criminal Justice.

Motion

On motion of Rep. Toomy, the Committee on Civil Law and Procedure was discharged from further consideration of House Bill No. 682.

HOUSE BILL NO. 682—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact Code of Evidence Article 615(A)(4), relative to exclusion of witnesses from proceedings; to provide an exception that a victim or a victim's family cannot be excluded from the proceedings; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the above bill was recommitted to the Committee on Administration of Criminal Justice.

Motion

On motion of Rep. Alexander, the Committee on Health and Welfare was discharged from further consideration of House Bill No. 1072.

HOUSE BILL NO. 1072—
BY REPRESENTATIVE ALEXANDER
AN ACT

To amend and reenact R.S. 40:2202(6) and to enact R.S. 40:2203.1, relative to preferred provider organizations; to prohibit certain practices by such organizations; to place limitations on the terms of preferred provider agreements; to provide for a cause of action by a provider against a group purchaser who establishes a preferred provider organization for certain acts; to provide with respect to the definition of provider; and to provide for related matters.

Read by title.

On motion of Rep. Alexander, the above bill was recommitted to the Committee on Insurance.

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. 12—
BY SENATOR SMITH
AN ACT

To authorize and empower the director of the secretary of the Department of Culture, Recreation and Tourism, for the office of state parks, to exchange title to certain described parcels of land in Winn Parish with Dr. L.R. Collier; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 418—
BY SENATOR BEAN
AN ACT

To amend and reenact R.S. 22:250.9(B), relative to health insurance; to provide for time limitations for implementation of the federal and state portability requirements; to provide for implementation waivers; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 430—
BY SENATORS LANDRY AND LAMBERT
AN ACT

To enact Chapter 28 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2051 through 2057, relative to the Mississippi River Road Corridor Commission; to create the Mississippi River Road Corridor Commission and to establish the boundaries thereof; to provide for the membership of such board and its powers, duties, functions, and authority; to provide for definitions; to establish the domicile of the commission; to provide for the official depository of the commission; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 702—
BY SENATOR DARDENNE
AN ACT

To enact Chapter 24 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1101, relative to libraries, museums, and cultural facilities; to provide for the sale or deaccession of certain museum property by state university museums; 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 and House Concurrent Resolutions Reported by Committees

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

HOUSE CONCURRENT RESOLUTION NO. 59—
BY REPRESENTATIVES RIDDLE, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND LANDRY
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to review the following statutory provisions and in all locations it deems appropriate change current references to the Department of Health and Human Resources to the correct agency indicated.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

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. 9—
BY REPRESENTATIVES DOWNER, HUNTER, LANCASTER, MONTGOMERY, VITTER, WALSWORTH, FONTENOT, SCALISE, WADDELL, AND WILLARD AND SENATOR EWING
AN ACT

To amend and reenact R.S. 47:6011(A)(2), to enact R.S. 24:38(E), (F), and (G), 39, 40, and Part II-A of Chapter 1 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:41 through 49, and to repeal R.S. 36:4(B)(2) and Subparts A, C, D, and E of Part VII of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, comprised of R.S. 49:131 through 136, R.S. 49:145 and 146, R.S. 49:148 through 148.3, and R.S. 49:149 through 149.5, respectively, and R.S. 49:149.22, 149.23, and 150.1, relative to public buildings and grounds; to provide for the state capitol complex; to provide for the preservation of the State Capitol, the Capitol Annex, the Pentagon Barracks, the Old Arsenal Museum, and the surrounding grounds; to provide for the powers of the Legislative Budgetary Control Council; to provide for the powers and duties of the division of administration in relation to the state capitol complex; to provide for security services for the state capitol complex; to create the State Capitol Preservation Board; to provide for the powers and duties of the

State Capitol Preservation Board; to provide for the necessary employees of the State Capitol Preservation Board; to define the state capitol complex; to provide relative to the master plan for the state capitol complex; to provide for certain offenses and penalties relating to certain actions within the state capitol complex; to provide for certain fees and deposits for certain activities within the state capitol complex; to remove provisions of law relative to the access and use of public buildings and grounds; to remove certain provisions of law relative to plaques and memorials; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 9 by Representative Downer, et al.

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 24:38" delete the remainder of the line and on line 3, delete "(F)," and insert "(E), (F), and (G)."

AMENDMENT NO. 2

On page 2, line 11, after "R.S. 24:38" delete "(D), (E), and (F)," and insert "(E), (F), and (G)."

AMENDMENT NO. 3

On page 2, line 16, after "space" delete the semicolon ";" and delete the remainder of the line and delete line 17

AMENDMENT NO. 4

On page 2, at the beginning of line 19, change "D." to "E."

AMENDMENT NO. 5

On page 2, at the beginning of line 24, change "E." to "F."

AMENDMENT NO. 6

On page 3, at the beginning of line 10, change "F." to "G."

AMENDMENT NO. 7

On page 3, line 3, after "(2)" and before "Any" insert the following:

"(a) Each statewide elected official shall be allocated an appropriate suite of offices within the State Capitol.

(b)"

AMENDMENT NO. 8

On page 3, line 25, after "R.S. 24:40" and before the period "." insert "and for each state-owned building in the Downtown Development District of the City of Baton Rouge as defined in R.S. 33:2740.8"

AMENDMENT NO. 9

On page 5, line 21, after "House," and before "one" insert "and"

AMENDMENT NO. 10

On page 5, line 22, after "governor" delete the comma "," and delete the remainder of the line and delete line 23 and insert a period "."

AMENDMENT NO. 11

On page 5, line 24, after "Senate," and before "the speaker" delete "and"

AMENDMENT NO. 12

On page 5, line 25, after "House" and before "shall" insert a comma "," and insert "and the commissioner of administration"

AMENDMENT NO. 13

On page 6, line 20, after "director" insert a semicolon ";" and "functions of the board"

AMENDMENT NO. 14

On page 7, line 14, after "(d)" and before "Prepare" insert the following:

"Expend funds as appropriated to the board and the monies contained in the Capitol Fund in furtherance of this Part.

(e)"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 16— BY REPRESENTATIVE WINDHORST AN ACT

To amend and reenact R.S. 15:574.7(B)(2)(a) and 824(B)(1)(a) and to enact Code of Criminal Procedure Art. 900(E), relative to confinement of persons arrested for violating conditions of probation or parole; to provide for the amount of payment to parishes for confining such persons; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 44— BY REPRESENTATIVE WINDHORST AN ACT

To amend and reenact R.S. 49:968(G), relative to the Administrative Procedure Act; to provide relative to the procedure for the proposal and adoption of certain rules; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

Page 6 HOUSE

8th Day's Proceedings - April 8, 1999

HOUSE BILL NO. 45—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 49:969, relative to the Administrative Procedure Act; to provide relative to the publication of concurrent resolutions adopted by the legislature affecting rules, regulations, or fees adopted by an agency; to provide for the effectiveness of such changes; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 45 by Representative Windhorst

AMENDMENT NO. 1

On page 2, line 6, change "thirty-five" to "forty-five"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 64—

BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 15:574.4(R), relative to parole eligibility of inmates; to require testing for certain infectious diseases prior to releasing persons on parole; to provide for the testing procedure; to provide for payment of associated costs by the inmate; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 66—

BY REPRESENTATIVES WINDHORST AND DUPRE
AN ACT

To amend and reenact R.S. 15:571.5(C), relative to diminution of sentence for good behavior; to prohibit the further diminution of sentence once parole has been revoked in certain instances; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 66 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 4, after "revoked" and before the semicolon ";" insert "in certain instances"

AMENDMENT NO. 2

On page 1, line 14, after "allowed" and before the period "." insert "when parole revocation is on the grounds of commission of a felony, regardless of whether the parolee is convicted of the felony"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 67—

BY REPRESENTATIVES HUNTER, ANSARDI, AND WALSWORTH
AN ACT

To enact R.S. 14:283, relative to offenses affecting public morals; to create the crime of video voyeurism; to provide for penalties; to provide for exceptions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 67 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 3, after "provide" and before "penalties" insert "for" and after "provide" and before "exceptions" insert "for"

AMENDMENT NO. 2

On page 1, delete lines 15 through 17 in their entirety and on page 2, delete lines 1 through 3 in their entirety and insert in lieu thereof the following:

"B.(1) Except as provided in Paragraphs (3) and (4) of this Subsection, whoever commits the crime of video voyeurism shall, upon a first conviction thereof, be fined not more than two thousand dollars or imprisoned, with or without hard labor, for not more than two years, or both.

(2) On a second or subsequent conviction, the offender shall be fined not more than two thousand dollars and imprisoned at hard labor for not less than six months nor more than three years without benefit of parole, probation, or suspension of sentence.

(3) Whoever commits the crime of video voyeurism when the observing, viewing, photographing, filming, or videotaping is of any vaginal or anal sexual intercourse, actual or simulated sexual intercourse, masturbation, any portion of the female breast below the top of the areola or of any portion of the pubic hair, anus, cleft of the buttocks, vulva, or genitals shall be fined not more than ten thousand dollars and be imprisoned at hard labor for not less than one year or more than five years, without benefit of parole, probation, or suspension of sentence.

(4) Whoever commits the crime of video voyeurism when the observing, viewing, photographing, filming, or videotaping is of any child under the age of seventeen with the intention of arousing or gratifying the sexual desires of the offender shall be fined not more than ten thousand dollars and be imprisoned at hard labor for not less than two years or more than ten years without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 3

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

"(6) Video recording or monitoring conducted outside a person's residential structure in the furtherance of legitimate investigation or discovery in a pending criminal, civil, or workers' compensation action.

(7) Video recording or monitoring conducted by a law enforcement agency pursuant to investigation of criminal activity.

D. The court, on its own motion, or on the motion of the prosecuting attorney shall:

(1) Order all photographs, film, videotapes, or other images which are introduced into evidence to be sealed.

(2) Order the destruction of all photographs, film, videotapes, or other images which were held by the prosecuting attorney in connection with any prosecution which results in a plea agreement, acquittal, nolle prosequi, or a dismissal.

(3) Order the destruction of all photographs, film, videotapes, or other images in any case in which the prosecuting attorney fails to timely prosecute within ninety days after expiration of the time for prosecution of the offense.

(4) Order the destruction of all photographs, film, videotapes, or other images which were introduced into evidence within ninety days after the offender is released from incarceration for the conviction in which those images were used."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 275—

BY REPRESENTATIVE DONELON
AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(n), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such department and its statutory entities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

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

HOUSE BILL NO. 282—

BY REPRESENTATIVE WILKERSON
AN ACT

To amend and reenact R.S. 24:204(B) and to enact R.S. 24:204(C), relative to the Louisiana State Law Institute; to allow a member of the Louisiana State Law Institute to submit and present a minority report on legislation proposed by the law institute; to provide for the content of such report; to provide for the distribution of such report; to require the inclusion of a summary of each minority report in the digest of such proposed legislation; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 283—

BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 24:202(A)(18) and (19), relative to the membership of the council of the Louisiana State Law Institute; to provide that any Louisiana members of the Board of Governors of the National Bar Association shall serve as ex officio members of the council of the law institute; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 283 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, line 2, after "To enact R.S. 24:202(A)(18)" delete the comma "," and insert "and (19)."

AMENDMENT NO. 2

On page 1, line 8, change "R.S. 24:202(A)(18) is hereby enacted" to "R.S. 24:202(A)(18) and (19) are hereby enacted"

AMENDMENT NO. 3

On page 1, between lines 15 and 16, insert the following:

"(19) A Louisiana member of the National Bar Association to be appointed by the president of the organization."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 324—
BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 36:802(introductory paragraph) and to enact Chapter 27 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1231 through 1237, and R.S. 36:209(Q), to create the Louisiana Purchase Bicentennial Commission; to provide for membership on the commission and its operation; to provide relative to powers, duties, and activities of the commission; to require the commission to follow certain procedures in awarding contracts; to provide relative to funds and property of the commission; to provide for termination of the commission; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 324 by Representative Walsworth

AMENDMENT NO. 1

On page 1, line 7, after "commission;" insert "to require the commission to follow certain procedures in awarding contracts;"

AMENDMENT NO. 2

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

"appointed as follows:

(a) Three members appointed by the governor subject to confirmation by the Senate.

(b) Three members appointed by the lieutenant governor subject to confirmation by the Senate.

(c) Three members appointed by the president of the Senate with the concurrence of a majority of the Senate.

(d) Three members appointed by the speaker of the House of Representatives with the concurrence of a majority of the House of Representatives."

AMENDMENT NO. 3

On page 2, line 21, after "officers" and before "as they" insert "and may employ such staff"

AMENDMENT NO. 4

On page 2, at the end of line 26, insert the following:

"However, no public funds shall be expended by the commission unless specifically appropriated by the legislature for such purpose."

AMENDMENT NO. 5

On page 3, at the beginning of line 13, before "The" insert "A."

AMENDMENT NO. 6

On page 4, between lines 11 and 12 insert the following:

"B.(1) Notwithstanding any other provision of law to the contrary:

(a) Every contract, other than a contract for professional, personal, consulting, or social services, entered into by the commission, shall be competitively bid in accordance with R.S. 39:1594 regardless of the amount of such contract.

(b) Every contract for professional, personal, consulting, or social services, regardless of the amount of such contract, shall be awarded through a request for proposal using the procedures as provided in Chapter 16 of Title 39 of the Louisiana Revised Statutes of 1950.

(2) Every contract shall be approved by the commission prior to the awarding and execution of such contract."

AMENDMENT NO. 7

On page 4, line 16, after "R.S. 36:810" and before the period "." insert "and this Chapter"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 359—
BY REPRESENTATIVE PRATT
A JOINT RESOLUTION

Proposing to amend Article VIII, Section 9 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.

Reported favorably by the Committee on Education.

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

HOUSE BILL NO. 360—
BY REPRESENTATIVES PRATT, BRUNEAU, JOHNS, MICHOT, PINAC, AND STELLY
AN ACT

To amend and reenact R.S. 17:54(B), to provide that each city and parish school board shall fix the qualifications and duties of the superintendent of schools; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 361—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 17:221(A)(1) and (E), relative to school attendance; to require certain persons having control or charge of a child to send such child to school from the child's seventh birthday until his eighteenth birthday; to provide exceptions; to provide for an effective date; and to provide for related matters.

Read by title.

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

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

HOUSE BILL NO. 407—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:302.3(D) and to repeal R.S. 56:302.3(B)(2), relative to hoop nets; to repeal the authorization to use hoop nets with a recreational gear fishing license; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

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

HOUSE BILL NO. 461—
BY REPRESENTATIVES BRUNEAU, ANSARDI, BARTON, BOWLER, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, DAMICO, DONELON, DUPRE, FAUCHEUX, FONTENOT, FRITH, GREEN, HEATON, HOLDEN, HOPKINS, KENNEY, LANCASTER, LEBLANC, MARTINY, MCMAINS, MONTGOMERY, MORRELL, MURRAY, POWELL, PRATT, SCHNEIDER, SCHWEGMANN, SHAW, THORNHILL, TOOMY, VITTER, WARNER, WILLARD, WINSTON, AND WOOTON AND SENATORS HAINKEL, BAJOE, BARHAM, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, HEITMEIER, IRONS, JOHNSON, JONES, LAMBERT, LANDRY, LENTINI, MALONE, ROMERO, SCHEDLER, SIRACUSA, THEUNISSEN, AND ULLO
AN ACT

To enact R.S. 49:149.25, relative to state buildings; to provide that the former Wildlife and Fisheries building on Royal Street in New Orleans be renamed as the Judge Fred J. Cassibry Building; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 542—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 17:54(B), relative to appointments of local superintendents of schools; to require each city and parish school board to advertise vacancies and solicit applications for the position of local superintendent; to provide for publication thereof; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 542 by Representative Fauchaux

AMENDMENT NO. 1

On page 2, delete line 14 and at the beginning of line 15 change "(c)" to "(b)"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 783—
BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 15:572.4(B)(1)(c) and (2) and 574.2(C)(9), to enact R.S. 15:572.4(B)(3), and to repeal R.S. 15:572.4(B)(1)(d) and (e), relative to pardon and parole; to provide that certain persons shall have the right to testify at pardon and parole hearings; to provide for notice requirements; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 783 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 2, after "amend" insert "and reenact" and after "15:572.4(B)(1)(c)" delete "and (d) and (B)(2)" and insert "(2)" and on line 3, after "15:572.4(B)(1) insert "(d) and"

AMENDMENT NO. 2

On page 1, line 8, after "15:572.4(B)(1)(c)" delete "and (d) and (B)(2)" and insert "(2)"

AMENDMENT NO. 3

On page 2, delete line 20 in its entirety

AMENDMENT NO. 4

On page 4, line 13, after "15:572.4(B)(1)" insert "(d) and" and change "is" to "are"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 958—
BY REPRESENTATIVE PERKINS
AN ACT

To amend and reenact R.S. 14:95.2(A) and 95.6(A) and to repeal R.S. 14:95.2(C)(4), relative to illegal possession of dangerous weapons; to provide with regard to areas where possession of weapons is

allowed; to define firearm-free zones; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 959—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:34(A)(1) and to enact R.S. 56:118, relative to violations of wildlife laws; to increase the penalty for initial class four violations; to provide relative to violations of the Migratory Bird Treaty Act of 1972; to establish fines for such violations; to provide for the distribution of revenues from such fines; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

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

HOUSE BILL NO. 961—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:325(A)(6) and (7) and (B) and to enact R.S. 56:325(A)(8) through (13), relative to catfish and shad; to provide size and creel limits; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

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

HOUSE BILL NO. 1176—
BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 33:2737.71, relative to the Vermilion Parish School Board; to authorize the Vermilion Parish School Board to levy and collect an additional sales and use tax with voter approval; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

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

HOUSE BILL NO. 1295—
BY REPRESENTATIVES DONELON AND MARTINY
AN ACT

To repeal R.S. 22:1118.1, 1118.2, and Part V of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1701 through 1703, relative to requirements for countersignature on certain insurance policies by resident agents.

Read by title.

Reported favorably by the Committee on Insurance.

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

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

HOUSE BILL NO. 1355—
BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:2(A)(2) and (3), 8(A), 15(B)(1)(introductory paragraph) and (C)(1), 1921(introductory paragraph), and 1922(A)(1)(introductory paragraph) and (B) and R.S. 36:681(C), 686, 687(A), 688, 691, and 694, to enact R.S. 36:802.16, and to repeal R.S. 22:9(C)(2), 15(B)(1)(m), and 2034, relative to the Department of Insurance; to provide with respect to the organization of that department and the agencies made a part of that department; to provide relative to the officers of the department; to transfer certain agencies or their powers, duties, and functions to the department and to otherwise provide with respect to such agencies; to re-create the Louisiana Health Care Commission and to abolish the Dental Referral Study Commission; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

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

HOUSE BILL NO. 1395—
BY REPRESENTATIVES LONG, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, CLARKSON, DURAND, GLOVER, SCHWEGMANN, AND WIGGINS AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To enact R.S. 46:450.2(C), relative to nonemergency, nonambulance transportation service providers; to provide for classes of violations by a provider; to provide for civil fines for violations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1445—
BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 15:572.2 and 574.2(A)(3) and to enact R.S. 15:829.1, relative to donations and sales by prisoners and prison enterprises to certain persons; to provide that the chairmen and the other members of the boards of pardon and parole and administrative employees of corrections services within the

Department of Public Safety and Corrections shall not receive or purchase anything of value from any inmate or from prison enterprises; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1445 by Representative Windhorst

AMENDMENT NO. 1

On page 1, at the end of line 1 and at the beginning of line 2, delete ", relative to the boards of pardon and parole" and insert in lieu thereof "and to enact R.S. 15:829.1, relative to donations and sales by prisoners and prison enterprises to certain persons"

AMENDMENT NO. 2

On page 1, line 4, after "parole" insert "and administrative employees of corrections services within the Department of Public Safety and Corrections"

AMENDMENT NO. 3

On page 1, line 9, after "reenacted" insert "and R.S. 15:829.1 is hereby enacted"

AMENDMENT NO. 4

On page 2, line 2, after "purchase" insert "individually or as individuals"

AMENDMENT NO. 5

On page 2, at the end of line 16, add "individually or as individuals"

AMENDMENT NO. 6

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

"* * *

§829.1. Donations or sales from prisoners to administrative employees of corrections services

No administrative employee of corrections services within the Department of Public Safety and Corrections shall receive or purchase anything of value from any inmate or from prison enterprises."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1472—

BY REPRESENTATIVE PRATT

AN ACT

To repeal R.S. 17:222(C)(3), relative to the age of school entrance; to repeal the exception for certain parish school boards to establish

requirements for starting school that differ from the other school systems.

Read by title.

Reported favorably by the Committee on Education.

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

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

HOUSE BILL NO. 1526—

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

AN ACT

To amend and reenact R.S. 56:320(A)(1) and (2) and to repeal R.S. 56:320(A)(4), relative to methods of taking fish; to provide relative to the use of bow and arrow for the taking of fish; to prohibit the taking of certain species of fish by bow and arrow; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

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

HOUSE BILL NO. 1559—

BY REPRESENTATIVES JOHN SMITH, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, DANIEL, AND SCHNEIDER AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 34:855.3(C) and (F) and to enact R.S. 34:855.3(G), relative to the Personal Watercraft Safety Act; to provide relative to regulation of personal watercraft, including hours of operation; to provide relative to violations and penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

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

HOUSE BILL NO. 1562—

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

AN ACT

To amend and reenact R.S. 56:116.1(D), relative to hunting; to provide relative to outlaw quadrupeds; to provide relative to the hours for taking of outlaw quadrupeds; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

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

HOUSE BILL NO. 1563—

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

AN ACT

To amend and reenact R.S. 56:495(A)(13) through (24), (26) and (27), (29) through (31), (34), (35), (46.1), (46.2), and (54) and to enact R.S. 56:495(A)(27.1), relative to the inside/outside shrimp line; to alter the line in Zone 2 to conform to the existing coastline after changes resultant from coastal erosion and subsidence; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

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

HOUSE BILL NO. 1564—

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

AN ACT

To amend and reenact R.S. 56:53, 54, 55, and 55.2, relative to wildlife enforcement agents; to restrict which personnel of the Department of Wildlife and Fisheries qualify as enforcement agents; to provide for the powers and authority of commissioned wildlife enforcement agents; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 1564 by Representative John Smith, et al.

AMENDMENT NO. 1

On page 1, at the end of line 14, delete "or when off duty." and insert a period "."

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

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

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

HOUSE BILL NO. 1572—

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

AN ACT

To authorize and empower the Department of Public Safety and Corrections to transfer to the Department of Wildlife and Fisheries certain described property in West Feliciana Parish; to authorize and empower the Department of Culture, Recreation and Tourism to transfer to the Department of Wildlife and Fisheries certain described property in West Feliciana Parish; to authorize and empower the Department of Wildlife and Fisheries to transfer to the Department of Culture, Recreation and Tourism certain described property in West Feliciana Parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

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

HOUSE BILL NO. 1764—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(a), relative to parole; to provide for persons eligible to participate in intensive incarceration and intensive parole supervision programs; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1764 by Representative Quezaire

AMENDMENT NO. 1

On page 2, line 7, after "cocaine" and before "in" insert "or of a first offense for possession with intent to produce, manufacture, distribute, or dispense cocaine."

AMENDMENT NO. 2

On page 2, at the beginning of line 9, change "shall" to "may be"

AMENDMENT NO. 3

On page 2, line 9, after "program." and before "The" insert "Notwithstanding the provisions of R.S. 40:967(B)(4)(b), a person otherwise eligible for participation in the intensive incarceration program, may be eligible for intensive parole supervision upon successful completion of intensive incarceration."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1775—

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:337 and 1301(A)(2) and to enact R.S. 22:774(C) and 1351.1, relative to insurance; to delete certain provisions relative to nonprofit funeral associations; to provide relative to complaints; to authorize the commissioner to adopt certain rules; to provide for penalties for violation of a directive issued by the commissioner; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 1775 by Representative Donelon

AMENDMENT NO. 1

On page 2, line 16, delete "from seventy to ninety years of age" and insert in lieu thereof "of insureds seventy years of age or older"

AMENDMENT NO. 2

On page 3, line 18, at the end of the line after "commissioner" insert "which requires compliance with the law or the rules and regulations of the department."

AMENDMENT NO. 3

On page 3, line 20, at the end of the line insert the following:

"Any person subjected to the penalties provided for in this Section shall not be subjected to any other penalty provided for by this code or the regulations of the department for the failure to comply with the directive."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1868—

BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:73, 624(B)(introductory paragraph), 644, and 1112(1), to enact R.S. 22:6(15) through (17), 624(B)(8) and (9), and 644.1, and to repeal Part V-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:191 through 197, and R.S. 22:1078(B)(3)(v), relative to insurance; to provide relative to shareholder consent on capital stock; to provide relative to text and numbers on policy forms; to provide for the definitions of insurance agent, homeowners' insurance, credit insurance, and annuities; to provide for rules and regulations for life insurance and annuity replacements; brokers, solicitors, and surplus lines brokers; to provide relative to fees assessed by the commissioner; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 1868 by Representative Donelon

AMENDMENT NO. 1

On page 1, line 3, after "(9)," insert "and"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, delete "and 1113(E)(5),"

AMENDMENT NO. 3

On page 1, line 11, after "replacements;" delete the remainder of the line

AMENDMENT NO. 4

On page 1, at the beginning of line 12, delete "brokers, solicitors, and surplus line brokers;"

AMENDMENT NO. 5

On page 1, line 17, after "(9)," delete "644.1, and 1113(E)(5)" and insert "and 644.1"

AMENDMENT NO. 6

On page 4, line 17, after "person" delete the remainder of the line and insert "authorized"

AMENDMENT NO. 7

On page 4, at the beginning of line 18, delete "by an insurer"

AMENDMENT NO. 8

On page 4, line 19, after "on" delete "its behalf." and insert "behalf of an insurer."

AMENDMENT NO. 9

On page 5, delete lines 5 through 25 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1941—

BY REPRESENTATIVE HOLDEN
AN ACT

To enact R.S. 17:7(24), relative to the powers and duties of the State Board of Elementary and Secondary Education; to provide for the development and implementation of a pilot education and nutrition summer program for children; to provide relative to the selection of sites and participation in the program; to provide for rules and regulations and funding for the program; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1954—

BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 24:202(A)(18), (19), and (20), relative to the membership of the council of the Louisiana State Law Institute; to provide that certain persons shall serve as ex officio members of the council of the law institute; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 52—
BY REPRESENTATIVE WELCH
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the McKinley High School prestige license plate; to provide for the color and design of such plates; to provide relative to donations and fees for such plates; to provide for the use of such donations and fees; and to provide for related matters.

Read by title.

Rep. Welch moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Frith
Fruge
Gautreaux
Total—94

Murray
Odinot
Perkins

Wright

NAYS

Total—0

ABSENT

Curtis
Hammett
Holden
Total—9

McCallum
Salter
Schneider

Smith, J.R.—30th
Strain
Vitter

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

The title of the above bill was read and adopted.

Rep. Welch 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. 61—
BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 32:238(B), relative to directional signs; to authorize the Department of Transportation and Development to erect directional signs for seasonal attractions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 84—
BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create a prestige license plate for letter carriers; to provide for the color and design of such plates; to provide relative to fees for such plates; to provide for promulgation of rules and regulations; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Walsworth and Murray to Engrossed House Bill No. 84 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, after "463.57" insert "and 463.58"

AMENDMENT NO. 2

On page 1, line 3, after "create" delete the remainder of the line and insert "prestige license plates for letter carriers and the Boy Scouts of America; to"

AMENDMENT NO. 3

On page 1, line 8, delete "is" and insert "and 463.58 are"

AMENDMENT NO. 4

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

"§463.58. Special prestige license plate for Boy Scouts of America

A. The secretary of the Department of Public Safety and Corrections shall establish a special prestige motor vehicle license plate for the Boy Scouts of America. The license plate shall be restricted to passenger cars, pickup trucks, vans, and recreational vehicles. The license plate shall be of a color and design selected by the Boy Scouts of America, provided that it is in compliance with R.S. 47:463(A)(3).

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

C. The charge for this special license plate shall be a one-time fee of twenty-five dollars for each plate, which shall be in addition to the regular motor vehicle registration license fee charged under the provisions of R.S. 47:463.

D. The secretary shall promulgate rules and regulations as are necessary to implement the provisions of this Section."

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

NAYS

Total—0

ABSENT

Holden	Salter	Strain
Jetson	Schneider	Vitter
Total—6		

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

The title of the above bill was read and adopted.

Rep. 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. 127—

BY REPRESENTATIVES SCHWEGMANN AND SALTER
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide for the creation of an "Animal Friendly" license plate; to provide for the charge of the plate; to create the Pet Overpopulation Fund; to provide for the dedication of revenues; to provide for the Pet Overpopulation Advisory Council; to provide for the promulgation of rules and regulations; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 127 by Representative Schwegmann

AMENDMENT NO. 1

On page 2, line 24, change "Subsection G" to "Subsection F"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Perkins
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Powell
Barton	Hammett	Pratt
Baudoin	Heaton	Quezaire
Baylor	Hebert	Riddle
Bowler	Hill	Romero
Bruce	Hudson	Scalise
Bruneau	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Theriot

Page 16 HOUSE

8th Day's Proceedings - April 8, 1999

Curtis	Lancaster	Thompson
Damico	Landrieu	Toomy
Daniel	LeBlanc	Travis
Deville	Long	Triche
DeWitt	Marionneaux	Waddell
Diez	Martiny	Walsworth
Dimos	McCain	Warner
Doerge	McCallum	Welch
Donelon	McDonald	Weston
Dupre	McMains	Wiggins
Durand	Michot	Wilkerson
Farve	Mitchell	Willard
Faucheux	Montgomery	Windhorst
Flavin	Morrell	Winston
Fontenot	Morrish	Wooton
Frith	Murray	Wright
Fruge	Odinet	
Total—95		

NAYS

Total—0

ABSENT

Holden	Salter	Thornhill
Hopkins	Schneider	Vitter
Jetson	Strain	
Total—8		

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

The title of the above bill was read and adopted.

Rep. Schwegmann 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. 205—
BY REPRESENTATIVE JACK SMITH
AN ACT

To designate a bridge in Stephenville as the Wilton J. Stephens Bridge, and to provide for related matters.

Read by title.

Rep. Jack Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	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
Dimos	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard
Fontenot	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wooton
Gautreaux	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Holden	Strain
Jetson	Vitter
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jack Smith 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 Pro Tempore Bruneau in the Chair

HOUSE BILL NO. 222—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 9:2782(B) and (C)(1) and 3529, relative to nonsufficient fund checks; to provide for an increase in the service charge amount which is allowed to be charged for checks returned for nonsufficient funds; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Engrossed House Bill No. 222 by Representative Morrish

AMENDMENT NO. 1

On page 1, line 2, after "R.S." and before "and" change "9:2782(B)" to "9:2782(A), (B)."

AMENDMENT NO. 2

On page 1, line 5, after "funds;" and before "and" insert "to provide relative to the time required to tender payment;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S." and before "and" change "9:2782(B)" to "9:2782(A), (B)."

AMENDMENT NO. 4

On page 1, delete line 10 and insert in lieu thereof the following:

"A. Whenever any drawer of a check dishonored for nonsufficient funds fails to pay the obligation created by the check within ~~thirty~~ fifteen days after receipt of written demand for payment thereof delivered by certified or registered mail, the drawer shall be liable to the payee or a person subrogated to the rights of the payee for damages of twice the amount so owing, but in no case less than one hundred dollars plus attorney fees and court costs."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Long to Engrossed House Bill No. 222 by Representative Morrish

AMENDMENT NO. 1

On page 1, line 12, change "thirty" to "twenty"

AMENDMENT NO. 2

On page 2, line 12, change "thirty" to "twenty"

AMENDMENT NO. 3

On page 3, line 4, change "thirty" to "twenty"

Rep. Long moved the adoption of the amendments.

Rep. Morrish objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Green	Pratt
Alexander	Guillory	Quezairé
Baudoin	Hammett	Riddle
Baylor	Heaton	Schwegmann
Bowler	Hopkins	Shaw
Bruce	Hudson	Smith, J.D.—50th
Carter	Hunter	Theriot
Chaisson	Jenkins	Thompson
Copelin	Kennard	Thornhill
Curtis	Kenney	Toomy
Damico	Landrieu	Walsworth
Daniel	Long	Warner
Deville	McCain	Welch
DeWitt	McCallum	Weston
Diez	Mitchell	Wilkerson
Farve	Montgomery	Willard
Faucheux	Morrell	Windhorst
Fontenot	Murray	Wright
Früge	Perkins	
Glover	Pierre	
Total—58		

NAYS

Ansardi	Gautreaux	Powell
Barton	Johns	Romero

Bruneau	Lancaster	Stelly
Clarkson	LeBlanc	Travis
Dimos	Martiny	Triche
Doerge	McDonald	Waddell
Donelon	McMains	Wiggins
Dupre	Michot	Winston
Durand	Morrish	Wooton
Flavin	Odinet	
Frith	Pinac	

Total—31

ABSENT

Mr. Speaker	Iles	Schneider
Crane	Jetson	Smith, J.R.—30th
Hebert	Marionneaux	Strain
Hill	Salter	Vitter
Holden	Scalise	

Total—14

The amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Copelin to Engrossed House Bill No. 222 by Representative Morrish

AMENDMENT NO. 1

On page 2, line 10, change "thirty fifteen" to "thirty"

AMENDMENT NO. 2

On page 2, at the end of line 14, change "thirty" to "thirty"

AMENDMENT NO. 3

On page 2, line 15, delete "fifteen"

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

Motion

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

Rep. Copelin objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Früge	Montgomery
Alexander	Gautreaux	Morrish
Ansardi	Hammett	Odinet
Barton	Hebert	Pinac
Bruce	Hill	Powell
Bruneau	Hopkins	Romero
Chaisson	Iles	Scalise
Clarkson	Johns	Stelly
Crane	Kennard	Thompson
Damico	Kenney	Thornhill
Daniel	Lancaster	Toomy

Page 18 HOUSE

8th Day's Proceedings - April 8, 1999

DeWitt
Diez
Doerge
Dupre
Faucheux
Flavin
Fontenot
Frith
Total—56

Landrieu
LeBlanc
Long
Martiny
McCallum
McDonald
McMains
Michot

Travis
Triche
Waddell
Walsworth
Warner
Wiggins
Winston

NAYS

Baudoin
Baylor
Bowler
Carter
Copelin
Curtis
Deville
Donelon
Durand
Farve
Glover
Total—32

Green
Guillory
Heaton
Hunter
Jenkins
McCain
Mitchell
Morrell
Murray
Pratt
Quezaire

Riddle
Schwegmann
Smith, J.D.—50th
Smith, J.R.—30th
Welch
Weston
Wilkerson
Willard
Windhorst
Wright

ABSENT

Mr. Speaker
Dimos
Holden
Hudson
Jetson
Total—15

Marionneaux
Perkins
Pierre
Salter
Schneider

Shaw
Strain
Theriot
Vitter
Wooton

The House agreed to order the previous question on the entire subject matter.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario
Alexander
Ansardi
Barton
Bowler
Bruce
Bruneau
Carter
Chaisson
Clarkson
Crane
Daniel
Deville
DeWitt
Diez
Doerge
Donelon
Dupre
Durand
Farve
Flavin
Fontenot
Frith
Total—68

Fruge
Gautreaux
Green
Hammett
Hebert
Hill
Hopkins
Iles
Jenkins
Johns
Kennard
Kenney
Lancaster
Landrieu
LeBlanc
Long
Martiny
McCallum
McDonald
McMains
Michot
Montgomery
Morrish

Pinac
Powell
Quezaire
Romero
Scalise
Schwegmann
Smith, J.D.—50th
Smith, J.R.—30th
Stelly
Theriot
Thompson
Thornhill
Travis
Triche
Waddell
Walsworth
Warner
Wiggins
Winston
Wooton
Wright

NAYS

Baudoin
Baylor
Copelin
Curtis
Glover
Guillory
Heaton
Hunter
Total—22

McCain
Mitchell
Morrell
Murray
Odinot
Perkins
Pierre
Pratt

Toomy
Welch
Weston
Wilkerson
Willard
Windhorst

ABSENT

Mr. Speaker
Damico
Dimos
Faucheux
Holden
Total—13

Hudson
Jetson
Marionneaux
Salter
Schneider

Shaw
Strain
Vitter

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Morrish 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. 316—

BY REPRESENTATIVE GREEN

AN ACT

To amend and reenact R.S. 10:3-111 and to repeal R.S. 10:4A-209(f), relative to banks; to prohibit a drawee from charging a fee for the payment of an instrument pursuant to the drawer's instructions; and to provide for related matters.

Read by title.

Rep. Green moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario
Alexander
Ansardi
Baudoin
Baylor
Bowler
Bruce
Bruneau
Carter
Chaisson
Clarkson
Copelin
Curtis
Damico
Deville
DeWitt
Diez
Doerge
Dupre
Durand
Farve
Faucheux
Flavin

Glover
Green
Guillory
Hammett
Heaton
Hebert
Hill
Hopkins
Hudson
Hunter
Iles
Jenkins
Johns
Kenney
Lancaster
Landrieu
LeBlanc
Long
Marionneaux
Martiny
McCain
McCallum
McDonald

Murray
Odinot
Perkins
Pierre
Pratt
Quezaire
Riddle
Romero
Schneider
Schwegmann
Shaw
Smith, J.D.—50th
Stelly
Theriot
Thornhill
Travis
Triche
Walsworth
Warner
Welch
Weston
Wiggins
Wilkerson

Fontenot	Mitchell	Windhorst
Frith	Montgomery	Wooton
Gautreaux	Morrell	Wright
Total—78		

NAYS

Crane	Kennard	Toomy
Daniel	McMains	Waddell
Dimos	Scalise	Winston
Donelon	Smith, J.R.—30th	
Total—11		

ABSENT

Mr. Speaker	Michot	Strain
Barton	Morrish	Thompson
Frige	Pinac	Vitter
Holden	Powell	Willard
Jetson	Salter	
Total—14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 400—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Louisiana Agriculture prestige license plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to designate the use of such fees; to require the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Rep. Quezairé moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Faucheux	Mitchell	Welch
Flavin	Montgomery	Weston
Fontenot	Morrell	Wiggins
Frith	Morrish	Wilkerson
Frige	Murray	Willard
Gautreaux	Odinot	Windhorst
Glover	Perkins	Winston
Green	Pierre	Wooton
Guillory	Pinac	Wright
Total—90		

NAYS

Total—0

ABSENT

Mr. Speaker	Dupre	Strain
Alario	Hammett	Theriot
Bruce	Holden	Vitter
Daniel	Jetson	
DeWitt	McCallum	
Total—13		

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

The title of the above bill was read and adopted.

Rep. Quezairé 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. 544—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact Code of Civil Procedure Article 1732, relative to civil jury trials; to repeal the prohibition against jury trials in suits on admiralty or general maritime claims in state court; and to provide for related matters.

Read by title.

Motion

Rep. Johns moved that House Bill No. 544 be designated as a duplicate of Senate Bill No. 371.

Which motion was agreed to.

Motion

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

HOUSE BILL NO. 686—
BY REPRESENTATIVE CURTIS
AN ACT

To amend and reenact R.S. 30:2040, relative to waste disposal facilities in Rapides Parish; to prohibit the location of such facilities within any portion of House of Representatives District 26 or within the city of Alexandria; to provide for a definition of commercial solid or hazardous waste disposal facility; and to provide for related matters.

Read by title.

Rep. Curtis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. Speaker	Hammett	Marionneaux
Alario	Hill	McCallum
DeWitt	Holden	Strain
Fruge	Jetson	Vitter
Total—12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Curtis 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. 922—
BY REPRESENTATIVE CHAISSON
AN ACT

To amend and reenact R.S. 38:301(A) and to enact R.S. 38:301(E), relative to levee boards and levee and drainage boards; to authorize such boards to construct bicycle paths and walkways along tops of levees; to provide relative to certain servitudes; to provide for an exclusion from liability; and to provide for related matters.

Read by title.

Motion

Rep. Chaisson moved that House Bill No. 922 be designated as a duplicate of Senate Bill No. 242.

Which motion was agreed to.

Motion

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

HOUSE BILL NO. 926—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 47:463.57, relative to prestige license plates; to provide for a Louisiana Association of Life Underwriters prestige license plate; to provide for eligibility; to provide for the design of the plate; to provide for the charge; to provide for disbursement of a donation; to provide for the promulgation of rules; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Glover	Pratt
Alexander	Green	Quezaire
Ansardi	Guillory	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Theriot
Crane	Lancaster	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Martiny	Triche
DeWitt	McCain	Waddell
Diez	McDonald	Walsworth
Dimos	McMains	Warner
Doerge	Michot	Welch
Donelon	Mitchell	Weston
Dupre	Montgomery	Wiggins
Durand	Morrell	Wilkerson
Farve	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Odinet	Winston
Fontenot	Perkins	Wooton
Frith	Pierre	Wright
Fruge	Pinac	
Gautreaux	Powell	
Total—94		

NAYS

Total—0

ABSENT

Mr. Speaker	Holden	McCallum
Hammett	Jetson	Strain
Hill	Marionneaux	Vitter
Total—9		

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 945—
BY REPRESENTATIVE CLARKSON
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide for a Life Center Full Gospel Baptist Cathedral prestige license plate; and to provide for related matters.

Read by title.

Rep. Clarkson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Green	Powell
Alexander	Guillory	Pratt
Ansardi	Hammett	Quezaire
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Theriot
Crane	Kenney	Thompson
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	LeBlanc	Travis
Deville	Long	Triche
Diez	Marionneaux	Waddell
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Mitchell	Wilkerson
Faucheux	Montgomery	Willard
Flavin	Morrell	Windhorst
Fontenot	Murray	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Gautreaux	Pierre	
Glover	Pinac	
Total—94		

NAYS

Total—0

ABSENT

Mr. Speaker	Jetson	Schneider
DeWitt	McCallum	Strain
Holden	Morrish	Vitter
Total—9		

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

The title of the above bill was read and adopted.

Rep. Clarkson 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. 963—
BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 47:463(A)(3) and 463.57, relative to license plates; to provide for the design of special prestige license plates; to provide for handling charges on special prestige license plates; to provide for a Jaycees prestige license plate; to provide for eligibility; to provide for the charge; to provide for the disbursement of a donation; to provide for the promulgation of rules; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Green	Pinac
Alexander	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	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	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Mitchell	Wilkerson
Faucheux	Montgomery	Willard
Flavin	Morrell	Windhorst
Fontenot	Morrish	Winston
Frith	Murray	Wooton
Fruge	Odinet	Wright
Gautreaux	Perkins	
Glover	Pierre	
Total—97		

NAYS

Total—0

Page 22 HOUSE

8th Day's Proceedings - April 8, 1999

ABSENT

Mr. Speaker Jetson Theriot
Holden Strain Vitter
Total—6

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

The title of the above bill was read and adopted.

Rep. Daniel 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. 1094—

BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, SCALISE, FRUGE, JOHNS, VITTER, WALSWORTH, AND WIGGINS AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 40:1797.1, relative to civil liability; to provide relative to the authority of political subdivisions or local or other governmental authorities of the state to bring suit against firearms and ammunition manufacturers, trade associations, and dealers; to provide for the authority of the state to file certain actions against firearms and ammunition manufacturers, trade associations, and dealers; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1108—

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Coastal Conservation prestige license plate; to provide relative to the design of such plate; to provide relative to the fee for such plates; to designate the use of such fees; to authorize promulgation of rules and regulations; and to provide for related matters.

Read by title.

Rep. Triche moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario Green Pinac
Alexander Guillory Powell
Ansardi Hammett Pratt
Barton Hebert Quezairé
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 Thompson
Damico LeBlanc Thornhill

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

Total—95

NAYS

Total—0

ABSENT

Mr. Speaker Holden Theriot
Dupre Jetson Vitter
Heaton Strain
Total—8

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

The title of the above bill was read and adopted.

Rep. Triche 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. 1265—

BY REPRESENTATIVE MCMAINS

AN ACT

To enact Chapter 14 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1081 through 1099, relative to residential mortgage brokers and lenders; to provide for a short title; to provide for legislative purpose; to provide for definitions; to provide for prohibitions; to provide for rules and regulations; to provide for requirement of licensure; to provide for exemptions from licensure, annual registration statements and fees; to provide for applications for licensure, issuance of licenses, and application and renewal fees; to provide for changes of name or location, closures, and fees; to provide for restrictions; to provide for recordkeeping and retention, examinations, and investigation of complaints; to provide for suspension and revocation of licensure, exemptions, and disposition of funds; to create and provide for the Residential Mortgage Lending Board and its powers; to provide for board certification, examination, and continuing education; to provide for the scope of the provisions; to provide for residential mortgage loans; to provide for items or charges not considered interest; to provide for residential mortgage loan brokerage contracts; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1517—

BY REPRESENTATIVE PERKINS

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the "Choose Life" prestige license plate for the promotion of adoption; to provide for the color, design, and logo of such plates; to require the words "ADOPTION...NO GREATER LOVE" to appear on the plate; to provide relative to the fees for such plates; to provide for the use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Rep. Perkins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hammett	Powell
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Hopkins	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Stelly
Copelin	Lancaster	Theriot
Crane	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Dimos	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Guillory	Pinac	
Total—89		

NAYS

Total—0

ABSENT

Mr. Speaker	Fontenot	Pratt
Baylor	Holden	Salter
Curtis	Hudson	Strain
Diez	Jetson	Vitter
Dupre	McDonald	
Total—14		

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

The title of the above bill was read and adopted.

Rep. Perkins 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. 1523—

BY REPRESENTATIVES DEWITT, WINDHORST, DOWNER, MCMAINS, DIEZ, CRANE, THORNHILL, ANSARDI, DUPRE, KENNARD, AND WOOTON AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND THOMAS

AN ACT

To amend and reenact Code of Criminal Procedure Articles 893.1, 893.2(A) and (C), 893.3, and 893.4 and to enact Code of Criminal Procedure Articles 893.2(D) and (E), relative to sentences imposed in certain criminal matters; to provide for enhanced penalties when a firearm is involved in the commission of certain crimes; to provide for definitions and applicability of terms; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative DeWitt, et al. to Engrossed House Bill No. 1523 by Representative DeWitt

AMENDMENT NO. 1

On page 2, line 14, change "possessed" to "actually possessed"

AMENDMENT NO. 2

On page 2, line 25, change "possessed" to "actually possessed"

AMENDMENT NO. 3

On page 3, line 7, change "possessed" to "actually possessed"

AMENDMENT NO. 4

On page 3, line 22, change "possessed" to "actually possessed"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Powell
Alario	Gautreaux	Pratt
Alexander	Glover	Quezaire
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Salter
Baylor	Hill	Scalise
Bowler	Hopkins	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Stelly
Copelin	Lancaster	Theriot
Crane	Landrieu	Thompson
Curtis	LeBlanc	Thornhill

Page 24 HOUSE

8th Day's Proceedings - April 8, 1999

Damico	Long	Toomy
Daniel	Marionneaux	Travis
Deville	Martiny	Triche
DeWitt	McCain	Waddell
Diez	McCallum	Walsworth
Dimos	McDonald	Warner
Doerge	McMains	Wiggins
Donelon	Michot	Wilkerson
Dupre	Montgomery	Willard
Durand	Morrish	Windhorst
Farve	Murray	Winston
Faucheux	Odinet	Wooton
Flavin	Perkins	Wright
Fontenot	Pierre	
Frith	Pinac	
Total—91		

NAYS

Green	Hunter	Welch
Guillory	Morrell	Weston
Total—6		

ABSENT

Holden	Jetson	Strain
Hudson	Mitchell	Vitter
Total—6		

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.

Suspension of the Rules

On joint motion of Reps. Welch and Weston, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

Speaker Downer in the Chair

HOUSE BILL NO. 1639—

BY REPRESENTATIVES SCALISE, MCMAINS, DEWITT, DOWNER, BRUNEAU, CLARKSON, DIEZ, FLAVIN, HEBERT, HILL, HOPKINS, JOHNS, PERKINS, SHAW, STELLY, WIGGINS, BARTON, BOWLER, CRANE, FONTENOT, FRUGE, KENNEY, LANCASTER, MCCALLUM, MCDONALD, POWELL, THOMPSON, THORNHILL, TRICHE, VITTER, WALSWORTH, AND WRIGHT AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, ELLINGTON, HOLLIS, MALONE, ROMERO, SIRACUSA, SMITH, AND THOMAS

AN ACT

To enact R.S. 9:2800.60, relative to civil liability; to provide with respect to liability for manufacturers and sellers of firearms; and to provide for related matters.

Read by title.

Rep. Scalise moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Odinet
Alario	Fontenot	Perkins
Alexander	Frith	Pinac
Ansardi	Fruge	Powell

Barton	Gautreaux	Riddle
Baudoin	Hammett	Romero
Baylor	Hebert	Scalise
Bowler	Hill	Schwegmann
Bruce	Hopkins	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kenard	Theriot
Copelin	Kenney	Thompson
Crane	Lancaster	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneaux	Triche
DeWitt	Martiny	Waddell
Diez	McCain	Walsworth
Dimos	McCallum	Warner
Doerge	McDonald	Wiggins
Donelon	McMains	Windhorst
Dupre	Michot	Winston
Durand	Montgomery	Wooton
Faucheux	Morrish	Wright
Total—78		

NAYS

Curtis	Hunter	Welch
Farve	Landrieu	Weston
Glover	Morrell	Wilkerson
Green	Pierre	Willard
Guillory	Pratt	
Heaton	Quezaire	
Total—16		

ABSENT

Holden	Mitchell	Schneider
Hudson	Murray	Strain
Jetson	Salter	Vitter
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Scalise 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.

Explanation of Vote

Rep. Murray disclosed a possible conflict of interest and recused himself from casting his vote on the final passage of the above bill.

Suspension of the Rules

On joint motion of Reps. Marionneaux and Schwegmann, and under a suspension of the rules, the above roll call was corrected to reflect them as voting yea.

HOUSE BILL NO. 1094—

BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, SCALISE, FRUGE, JOHNS, VITTER, WALSWORTH, AND WIGGINS AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 40:1797.1, relative to civil liability; to provide relative to the authority of political subdivisions or local or other governmental authorities of the state to bring suit against firearms and ammunition manufacturers, trade associations, and dealers; to provide for the authority of the state to file certain actions against

firearms and ammunition manufacturers, trade associations, and dealers; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Riddle moved that the bill be returned to the calendar.

Rep. McMains objected.

By a vote of 29 yeas and 62 nays, the House refused to return the bill to the calendar.

Rep. McMains moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Pinac
Alexander	Gautreaux	Powell
Ansardi	Glover	Romero
Barton	Hammett	Salter
Baudoin	Hebert	Scalise
Bowler	Hill	Schneider
Bruce	Hopkins	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Theriot
Crane	Kenney	Thompson
Damico	Lancaster	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Wiggins
Dupre	McMains	Windhorst
Durand	Michot	Winston
Faucheux	Montgomery	Wooton
Flavin	Morrish	Wright
Fontenot	Odinet	
Total—77		

NAYS

Copelin	Hunter	Schwegmann
Curtis	Landrieu	Welch
Farve	Morrell	Weston
Green	Pratt	Wilkerson
Guillory	Quezaire	Willard
Heaton	Riddle	
Total—17		

ABSENT

Baylor	Jetson	Pierre
Holden	Mitchell	Strain
Hudson	Murray	Vitter
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Explanation of Vote

Rep. Murray disclosed a possible conflict of interest and recused himself from casting his vote on the final passage of the above bill.

HOUSE BILL NO. 1811—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37:1797, 1806.1, and 1807(A), and to enact R.S. 37:1804(10), and to repeal R.S. 37:1793(C), relative to the regulation of pawnbrokers; to provide for authority to inspect records; to provide for prohibited practices; to provide for guidance and advisory opinions by the commissioner; to provide for the disposition of civil penalties; and to provide for related matters.

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

NAYS

Total—0

ABSENT

Holden	Salter	Vitter
Jetson	Strain	
Total—5		

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1919—
BY REPRESENTATIVES TRAVIS AND MURRAY
AN ACT

To amend and reenact R.S. 9:3516(22), to enact Chapter 2-A of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3578.1 through 3578.8, and to repeal Part XIX of Chapter 2 of Title 9 of the Revised Statutes of 1950, comprised of R.S. 9:3577.1 through 3577.8, relative to small loans and licensed lenders; to provide for the definition of "licensed lender"; to provide for a short title; to provide for legislative intent; to provide for definitions; to provide for finance charges and fees; to provide for rebate upon payment; to provide for prohibited acts; to provide for the posting of notice which includes a toll free number; to provide for powers of the commissioner and the adoption of rules and regulations; and to provide for related matters.

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	Glover	Powell
Alario	Green	Pratt
Alexander	Guillory	Quezaire
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Salter
Baylor	Hill	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
Copelin	Kennard	Theriot
Crane	Kenney	Thompson
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	LeBlanc	Travis
Deville	Long	Triche
DeWitt	Marionneaux	Waddell
Diez	Martiny	Walsworth
Dimos	McCain	Warner
Doerge	McCallum	Welch
Donelon	McDonald	Weston
Dupre	McMains	Wiggins
Durand	Michot	Wilkerson
Farve	Montgomery	Willard
Fauchoux	Morrish	Windhorst

Flavin	Murray	Winston
Fontenot	Odinot	Wooton
Frith	Perkins	Wright
Fruge	Pierre	
Gautreaux	Pinac	
Total—97		

NAYS

Total—0

ABSENT

Holden	Mitchell	Strain
Jetson	Morrell	Vitter
Total—6		

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.

Suspension of the Rules

On motion of Rep. Perkins, the rules were suspended in order to take up Introduction of House Bills and Joint Resolutions at this time.

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. 2024—
BY REPRESENTATIVE PERKINS
AN ACT

To amend and reenact R.S. 27:21(A)(2), relative to records of the Louisiana Gaming Control Board; to provide that certain records of an applicant are deemed to be public records; to delete provisions providing for confidentiality of certain information relating to an applicant's background; 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 Administration of Criminal Justice

April 8, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 194, by Wilkerson
Reported with amendments. (9-0) (Regular)

House Bill No. 196, by Windhorst
Reported with amendments. (9-0) (Regular)

House Bill No. 197, by Windhorst
Reported favorably. (9-0) (Regular)

House Bill No. 284, by Windhorst
Reported with amendments. (8-0) (Regular)

House Bill No. 312, by Windhorst
Reported favorably. (9-0) (Regular)

House Bill No. 384, by Windhorst
Reported with amendments. (8-0) (Regular)

House Bill No. 440, by Perkins
Reported with amendments. (9-0) (Regular)

House Bill No. 571, by Windhorst
Reported with amendments. (9-0) (Regular)

House Bill No. 1446, by Windhorst
Reported favorably. (9-0) (Regular)

House Bill No. 1474, by Fontenot
Reported favorably. (10-0) (Regular)

House Bill No. 1644, by Bruneau
Reported with amendments. (8-0) (Regular)

STEPHEN J. WINDHORST
Chairman

Report of the Committee on Health and Welfare

April 8, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 508, by Alexander
Reported favorably. (9-0) (Regular)

House Bill No. 804, by Copelin
Reported with amendments. (8-0-1) (Regular)

House Bill No. 1197, by Alexander
Reported favorably. (9-0) (Regular)

House Bill No. 1385, by Alexander
Reported favorably. (9-0) (Regular)

House Bill No. 1387, by Alexander
Reported favorably. (9-0) (Regular)

House Bill No. 1396, by Alexander
Reported favorably. (9-0) (Regular)

House Bill No. 1398, by Alexander
Reported favorably. (9-0) (Regular)

House Bill No. 1399, by Jetson
Reported favorably. (9-0) (Regular)

House Bill No. 1400, by Jetson
Reported with amendments. (9-0) (Regular)

House Bill No. 1401, by Riddle
Reported with amendments. (9-0) (Regular)

House Bill No. 1925, by Dewitt
Reported with amendments. (9-0) (Regular)

RODNEY ALEXANDER
Chairman

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

April 8, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 464, by Hunter
Reported with amendments. (9-0) (Regular)

House Bill No. 518, by Faucheux (Joint Resolution)
Reported favorably. (7-0)

House Bill No. 739, by Willard
Reported with amendments. (9-0) (Regular)

Senate Bill No. 905, by Ewing
Reported favorably. (7-0) (Regular)

CHARLES LANCASTER
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Education

April 8, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 156, by Farve
Reported with amendments. (14-0) (Regular)

House Bill No. 499, by Barton
Reported favorably. (14-0) (Local and Consent)

House Bill No. 718, by Daniel
Reported with amendments. (11-0) (Regular)

House Bill No. 1115, by Hudson
Reported with amendments. (14-0) (Local and Consent)

House Bill No. 1216, by Bruneau
Reported favorably. (14-0) (Regular)

House Bill No. 1549, by Downer
Reported favorably. (14-0) (Regular)

House Bill No. 1613, by Long
Reported favorably. (14-0) (Regular)

CHARLES MCDONALD
Chairman

Report of the Committee on Natural Resources

April 8, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 403, by Jack Smith
Reported with amendments. (10-0) (Local and Consent)

House Bill No. 404, by Jack Smith
Reported favorably. (10-0) (Local and Consent)

House Bill No. 405, by Jack Smith
Reported favorably. (10-0) (Local and Consent)

House Bill No. 1525, by Faucheux
Reported with amendments. (10-0) (Local and Consent)

House Bill No. 1527, by John Smith
Reported with amendments. (10-0) (Local and Consent)

House Bill No. 1528, by John Smith
Reported favorably. (10-0) (Local and Consent)

House Bill No. 1529, by Hebert
Reported favorably. (10-0) (Local and Consent)

House Bill No. 1530, by Hebert
Reported favorably. (11-0) (Local and Consent)

House Bill No. 1558, by John Smith
Reported favorably. (11-0) (Local and Consent)

House Bill No. 1565, by Frith
Reported favorably. (11-0) (Local and Consent)

House Bill No. 1566, by Triche
Reported favorably. (11-0) (Local and Consent)

House Bill No. 1567, by Gautreaux
Reported favorably. (11-0) (Local and Consent)

House Bill No. 1571, by Frith
Reported with amendments. (9-2) (Regular)

House Bill No. 1585, by Frith
Reported favorably. (12-0) (Regular)

JOHN R. SMITH
Chairman

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

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

Motion

On motion of Rep. Dupre, the Committee on Administration of Criminal Justice was discharged from further consideration of House Bill No. 965.

HOUSE BILL NO. 965—

BY REPRESENTATIVE DUPRE

AN ACT

To enact R.S. 14:98.2, relative to the crime of unlawful refusal to submit to chemical tests; to provide for creation of the crime; to provide for penalties; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Dupre, the bill was withdrawn from the files of the House.

**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. 97—

BY SENATOR THEUNISSEN

AN ACT

To designate Louisiana Highway 383 between Interstate 10 and U. S. Highway 90 in the town of Iowa in Calcasieu Parish as "Veterans Memorial Highway"; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Morrish moved that Senate Bill No. 97 be designated as a duplicate of House Bill No. 372.

Which motion was agreed to.

Motion

On motion of Rep. Morrish, the above bill was referred to the Legislative Bureau.

SENATE BILL NO. 242—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 38:301(A), relative to levee boards and levee and drainage boards; to authorize such boards to construct bicycle paths and walkways along tops of levees; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Chaisson moved that Senate Bill No. 242 be designated as a duplicate of House Bill No. 922.

Which motion was agreed to.

Rep. Chaisson moved that Senate Bill No. 242 be amended to conform with House Bill No. 922 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Chaisson to Engrossed Senate Bill No. 242 by Senator Landry (Duplicate of H.B. No. 922)

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 38:301(A)" insert "and to enact R.S. 38:301(E)"

AMENDMENT NO. 2

On page 1, line 4, after "levees;" insert "to provide relative to certain servitudes; to provide for an exclusion from liability;"

AMENDMENT NO. 3

On page 1, line 6, after "reenacted" insert "and R.S. 38:301(E) is hereby enacted"

AMENDMENT NO. 4

On page 1, line 13, delete the commas after "including" and after "to"

AMENDMENT NO. 5

On page 1, at the beginning of line 15, after "levees." insert the following:

"The legal servitude granted to a levee board and a levee and drainage board pursuant to law shall include the construction of bicycle paths and walkways along the top of levees as provided in this Section."

AMENDMENT NO. 6

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

"E. Neither a levee board nor a levee and drainage board that constructs a bicycle path or walkway as provided in Subsection A, nor the owner of property utilized for levee and levee drainage purposes, shall be liable for any personal injury, property damage, or other loss which occurs while a person enters onto such property to utilize the bicycle path or walkway constructed by the levee board or the levee and drainage board."

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

Motion

On motion of Rep. Chaisson, the above bill, as amended, was referred to the Legislative Bureau.

Leave of Absence

Rep. Strain- 1 day

Rep. Vitter- 1 day

Rep. Holden- 1 day

Adjournment

On motion of Rep. Dimos, at 4:30 P.M., the House agreed to adjourn until Friday, April 9, 1999, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Friday, April 9, 1999.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*

