

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

**THIRD DAY'S PROCEEDINGS**

**Twenty-seventh Regular Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Wednesday, March 28, 2001

The House of Representatives was called to order at 2:00 P.M., by the Honorable Charlie DeWitt, 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	Pierre
Alario	Guillory	Pinac
Alexander, E	Hammett	Pitre
Alexander, R	Heaton	Powell
Ansardi	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Iles	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Fauchoux	Montgomery	Walsworth

Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	
Glover	Perkins	
Total—103		

ABSENT

Curtis  
Total—1

The Speaker announced that there were 103 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Perkins.

**Pledge of Allegiance**

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

**Reading of the Journal**

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

On motion of Rep. Frith, the Journal of March 27, 2001, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

March 28, 2001

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

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

House Concurrent Resolution No. 20  
Returned without amendments.

House Concurrent Resolution No. 21  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

March 28, 2001

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

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

Senate Concurrent Resolution Nos. 33, 36, 37, 38, 39, 40, 41, 42, and 43

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Suspension of the Rules**

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 33—**  
BY SENATOR THOMAS

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana on the death of Robert Thurman Knight, Lieutenant Colonel.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 36—**  
BY SENATOR W. FIELDS

A CONCURRENT RESOLUTION

To urge and request the office of motor vehicles to allow the use of black alpha-numeric series on certain prestige license plates.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 37—**  
BY SENATOR THOMAS

A CONCURRENT RESOLUTION

To commend and congratulate the players, coaches, managerial personnel, and statisticians of the 2000-2001 Amite High School Lady Warriors on winning the Class 3A Girls State High School Basketball Championship.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 38—**  
BY SENATOR SMITH

A CONCURRENT RESOLUTION

To designate April, 2001 as Organ and Tissue Donor Awareness Month.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 39—**  
BY SENATOR IRONS

A CONCURRENT RESOLUTION

To commend and congratulate the 2001 Hattori Fellows and the Japan-Louisiana Friendship Foundation.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 40—**  
BY SENATOR CAMPBELL

A CONCURRENT RESOLUTION

To urge and request the Louisiana Forestry Commission to change the color of paint used to post private property from grey to purple.

Read by title.

Lies over under the rules.

**SENATE CONCURRENT RESOLUTION NO. 41—**  
BY SENATOR CAIN

A CONCURRENT RESOLUTION

To commend the players, coaches, and managerial personnel of the 2000-2001 Anacoco Lady Indians Basketball Team on winning the Girls Class B High School Basketball State Championship.

Read by title.

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

**Speaker Pro Tempore Bruneau in the Chair**

**SENATE CONCURRENT RESOLUTION NO. 42—**  
BY SENATOR CAIN

A CONCURRENT RESOLUTION

To commend the players, coaches, and managerial personnel of the 2000-2001 Simpson Lady Broncos Basketball Team on winning the Girls Class C High School Basketball State Championship.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 43—**  
BY SENATOR CAIN

A CONCURRENT RESOLUTION

To commend the players, coaches, and managerial personnel of the 2000-2001 Pitkin Lady Tigers Basketball Team on being the Girls Class B runner-up High School Basketball State Champions.

Read by title.

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

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

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

**HOUSE RESOLUTION NO. 5—**

BY REPRESENTATIVE LUCAS

## A RESOLUTION

To recognize Minister Appreciation Week and to commend and honor the ministers of Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 6—**

BY REPRESENTATIVES DEWITT AND BRUNEAU

## A RESOLUTION

To repeal House Rule 6.26(C) of the Rules of Order of the House of Representatives, to remove provisions authorizing the House Executive Committee to establish a vouchered allotment for House members.

Read by title.

Lies over under the rules.

**HOUSE RESOLUTION NO. 7—**

BY REPRESENTATIVE HOLDEN

## A RESOLUTION

To recognize Thomas Woods of Baton Rouge for his forty-four years of dedicated public service.

Read by title.

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

**HOUSE RESOLUTION NO. 8—**

BY REPRESENTATIVE DOWNER

## A RESOLUTION

To urge and request the Department of Public Safety and Corrections to consider and investigate the feasibility, practicality, and effectiveness of developing a restorative justice program.

Read by title.

Lies over under the rules.

**HOUSE RESOLUTION NO. 9—**

BY REPRESENTATIVE FUTRELL

## A RESOLUTION

To commend Bart Hannaman of Baton Rouge upon achieving the rank of Eagle Scout.

Read by title.

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

**HOUSE RESOLUTION NO. 10—**

BY REPRESENTATIVE FUTRELL

## A RESOLUTION

To commend Gordon E. Walker of Baton Rouge upon achieving the rank of Eagle Scout.

Read by title.

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

**HOUSE RESOLUTION NO. 11—**

BY REPRESENTATIVE FUTRELL

## A RESOLUTION

To commend James Rodi of Baton Rouge upon achieving the rank of Eagle Scout.

Read by title.

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

**HOUSE RESOLUTION NO. 12—**

BY REPRESENTATIVE FAUCHEUX

## A RESOLUTION

To commend Francis Christopher Donaldson upon his retirement as superintendent of the St. John the Baptist Parish school system, to recognize and record his myriad accomplishments and his remarkable contributions to his parish, and to extend to him the best wishes of the House of Representative as he embarks upon new challenges and endeavors.

Read by title.

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

**HOUSE RESOLUTION NO. 13—**

BY REPRESENTATIVE FAUCHEUX

## A RESOLUTION

To commend Candice Stewart of Metairie upon being crowned Miss American Teen 2001 and Miss American Model 2001.

Read by title.

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

**HOUSE RESOLUTION NO. 14—**

BY REPRESENTATIVE CROWE

## A RESOLUTION

To recognize and commend the Slidell Junior Auxiliary for the generous and constructive contributions of its members to the community and for providing humanitarian assistance to those in need and to encourage appropriate observance of Junior Auxiliary Week, April 2 through 8, 2001.

Read by title.

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

**HOUSE RESOLUTION NO. 15—**

BY REPRESENTATIVE DOWNER

## A RESOLUTION

To commend Captain Russell N. Terrell upon his retirement as Commander of the United States Coast Guard Group New Orleans.

Read by title.

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

**HOUSE RESOLUTION NO. 16—**

BY REPRESENTATIVE QUEZAIRE

## A RESOLUTION

To recognize the Knights of Peter Claver Ladies Auxiliary Court Seventy-Eight of St. Raymond Catholic Church in New Orleans for sponsoring its Thirteenth Annual Fashion Show to benefit underprivileged children.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 23—**  
BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to conduct a study of the replacement project for the Inner Harbor Navigation Canal lock in Orleans Parish to determine projected problems and the most feasible type of bridges or tunnels to be built in connection with the project.

Read by title.

Lies over under the rules.

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

A CONCURRENT RESOLUTION

To memorialize the United States Congress to urge the United States Army Corps of Engineers to replace the proposed St. Claude Avenue Bridge and the Claiborne Avenue Bridge in Orleans Parish with tunnels or fixed high-rise bridges in conjunction with a project to replace the Inner Harbor Navigation Canal lock.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 25—**  
BY REPRESENTATIVES DEWITT AND BRUNEAU

A CONCURRENT RESOLUTION

To approve salaries for legislators and statewide elected officials recommended by the Compensation Review Commission in accordance with law; to authorize and direct the state treasurer to pay the salaries so approved; and to provide an effective date for such salaries.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 26—**  
BY REPRESENTATIVE TOWNSEND

A CONCURRENT RESOLUTION

To urge and request the boards of supervisors of the University of Louisiana System, the Louisiana State University System, the Southern University System, and the Louisiana Community and Technical College System to provide for the payment of tuition and fees by installment.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 27—**  
BY REPRESENTATIVE MARTINY

A CONCURRENT RESOLUTION

To urge and request the Disposition of Pornographic Evidence Committee of the Louisiana State Law Institute to study the tracking, confiscation, limitation of access to, destruction, or other disposition of obscene, video voyeuristic, and pornographic material in the possession of any law enforcement or other agency during the pendency of, and when it is no longer needed as evidence, in criminal, civil, or juvenile cases.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 28—**

BY REPRESENTATIVES CLARKSON, BAUDOIN, BOWLER, BROOME, BRUCE, K. CARTER, DARTEZ, DEVILLIER, DOERGE, DURAND, ILES, L. JACKSON, KATZ, PRATT, SCHWEGMANN, JANE SMITH, SNEED, WELCH, WILLARD, AND WINSTON AND SENATORS BAJOE, IRONS, AND MOUNT

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Representative Pinkie Carolyn Wilkerson.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 29—**

BY REPRESENTATIVE FUTRELL

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt or enter into teacher certification reciprocity agreements with other states and to streamline current certification requirements for teachers coming into the state in order to attract more new teachers to Louisiana public schools.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 30—**

BY REPRESENTATIVES TOOMY, MARTINY, AND HUNTER AND SENATORS C.D. JONES, LENTINI, AND CHAISSON

A CONCURRENT RESOLUTION

To approve the salaries recommended by the Judicial Compensation Commission and to authorize and direct the state treasurer to pay authorized increases in certain judicial salaries.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 31—**

BY REPRESENTATIVES R. ALEXANDER AND STRAIN AND SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To declare the week of April 19, 2001, as Reflex Sympathetic Dystrophy (RSD) Syndrome Awareness Week.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 32—**

BY REPRESENTATIVES FAUCHEUX, QUEZAIRE, AND GARY SMITH

A CONCURRENT RESOLUTION

To commend Francis Christopher Donaldson upon his retirement as superintendent of the St. John the Baptist Parish school system, to recognize and record his myriad accomplishments and his remarkable contributions to his parish, and to extend to him the best wishes of the Legislature of Louisiana as he embarks upon new challenges and endeavors.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 33—**  
BY REPRESENTATIVE POWELL AND SENATOR SCHEDLER  
A CONCURRENT RESOLUTION

To commend the Regional Electrologists Association of Louisiana, as well as electrologists throughout the state of Louisiana, for the services that they provide to Louisiana's citizens and to recognize March of 2002 as Electrology Awareness Month.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 34—**  
BY REPRESENTATIVE PIERRE  
A CONCURRENT RESOLUTION

To commend and congratulate B.E.M. "Ben" Skerrett III for receiving the National Rivers Hall of Fame's National Achievement Award and for receiving from the Army Corps of Engineers, New Orleans District, the Commander's Award for Civilian Service.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 35—**  
BY REPRESENTATIVE DIEZ  
A CONCURRENT RESOLUTION

To create and provide with respect to a task force to study common driver distractions, including communications technology and nontechnological activities, and submit recommendations to the legislature.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 36—**  
BY REPRESENTATIVE ODINET  
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to adopt rules doubling the daily creel limits for disabled recreational fishermen.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 37—**  
BY REPRESENTATIVE WELCH  
A CONCURRENT RESOLUTION

To urge congress to conduct a federally funded study of the enactment of nationwide uniform election laws, including ballot design and tabulation, to be used exclusively in presidential elections.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 38—**  
BY REPRESENTATIVE KENNARD  
A CONCURRENT RESOLUTION

To recognize and commend Reverend James L. Stovall for his public service and his outstanding contributions to his congregations and communities and to many civic and public endeavors.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 39—**  
BY REPRESENTATIVE LEBLANC  
A CONCURRENT RESOLUTION

To amend the state Sanitary Code, particularly, Code Chapter XIII, Section 001, to define "vessel" and "graywater"; and Code Chapter XIII, Section 004-1, to provide for certain exceptions; and to direct the Louisiana Register to print the amendments in the state Sanitary Code.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 40—**  
BY REPRESENTATIVE MARTINY AND SENATOR LENTINI  
A CONCURRENT RESOLUTION

To commend Miles Bennett Porter IV of Metairie upon achieving the rank of Eagle Scout.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 41—**  
BY REPRESENTATIVE R. ALEXANDER  
A CONCURRENT RESOLUTION

To commend the Honorable Henry F. Nolte, Jr. upon his retirement as mayor of Mount Lebanon.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 42—**  
BY REPRESENTATIVE FLAVIN  
A CONCURRENT RESOLUTION

To create a task force to study the criminal trespass statutes and to report its findings to the Louisiana Legislature prior to January 1, 2003.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 43—**  
BY REPRESENTATIVE PIERRE  
A CONCURRENT RESOLUTION

To memorialize the U.S. Congress to adopt a comprehensive national energy policy.

Read by title.

Lies over under the rules.

**Introduction of House Bills  
and Joint Resolutions**

# Page 6 HOUSE

3rd Day's Proceedings - March 28, 2001

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. 1783—

BY REPRESENTATIVES LEBLANC, DEWITT, AND TOWNSEND AND SENATOR DARDENNE

### AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Read by title.

## HOUSE BILL NO. 1784—

BY REPRESENTATIVE GUILLORY

### AN ACT

To enact R.S. 27:33, relative to the Louisiana Gaming Control Law; to provide for the withholding of gaming winnings from persons with child support arrearage; 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

March 28, 2001

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. 63, by Martiny  
Reported favorably. (10-0) (Regular)

House Bill No. 350, by Murray  
Reported favorably. (9-0) (Local and Consent)

House Bill No. 415, by Durand  
Reported with amendments. (9-0) (Regular)

House Bill No. 612, by Durand  
Reported favorably. (8-0) (Regular)

House Bill No. 887, by Devillier  
Reported with amendments. (9-0) (Local and Consent)

House Bill No. 974, by Martiny  
Reported favorably. (7-0) (Local and Consent)

DANIEL MARTINY  
Chairman

### Report of the Committee on Education

March 28, 2001

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. 19, by Thompson

Reported with amendments. (12-0) (Regular)

House Bill No. 482, by Pratt  
Reported favorably. (12-0) (Regular)

House Bill No. 794, by Thompson  
Reported favorably. (14-0) (Regular)

House Bill No. 1247, by LeBlanc  
Reported with amendments. (13-0) (Regular)

House Bill No. 1255, by LeBlanc  
Reported favorably. (11-3) (Regular)

House Bill No. 1401, by Crane  
Reported favorably. (15-0) (Regular)

House Bill No. 1470, by LeBlanc  
Reported with amendments. (14-0) (Regular)

House Concurrent Resolution No. 15, by Crowe  
Reported with amendments. (12-0)

CARL CRANE  
Chairman

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

March 28, 2001

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 Concurrent Resolution No. 5, by Downer  
Reported favorably. (13-0)

House Bill No. 12, by Pitre  
Reported favorably. (11-0) (Regular)

House Bill No. 33, by Bruneau  
Reported favorably. (11-0) (Regular)

House Bill No. 270, by Lancaster  
Reported favorably. (14-0) (Regular)

House Bill No. 273, by Lancaster  
Reported favorably. (13-0) (Regular)

House Bill No. 306, by Lancaster  
Reported favorably. (13-0) (Regular)

House Bill No. 307, by Lancaster  
Reported favorably. (13-0) (Regular)

House Bill No. 430, by Lancaster  
Reported with amendments. (13-0) (Regular)

CHARLES D. LANCASTER, JR.  
Chairman

### House and House Concurrent Resolutions

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

**HOUSE RESOLUTION NO. 3—**  
BY REPRESENTATIVE FAUCHEUX  
A RESOLUTION

To urge the governing boards of public postsecondary four-year education institutions to consider the prohibition of remedial courses.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 22—**  
BY REPRESENTATIVE FAUCHEUX  
A CONCURRENT RESOLUTION

To urge the governing boards of public postsecondary four-year education institutions to consider the prohibition of remedial courses.

Read by title.

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

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

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

**HOUSE BILL NO. 1782—**  
BY REPRESENTATIVE K. CARTER  
AN ACT

To enact R.S. 23:17, relative to the Department of Labor; to require career fairs for TOPS recipients; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

### Motion

On motion of Rep. Johns, the Committee on Insurance was discharged from further consideration of House Bill No. 832.

**HOUSE BILL NO. 832—**  
BY REPRESENTATIVE JOHNS  
AN ACT

To amend and reenact R.S. 22:9(A)(1)(j), (k), (n), and (p) and (6) and (D), relative to the Louisiana Health Care Commission; to provide relative to the membership, quorum, and staff of the commission; and to provide for related matters.

Read by title.

### Motion

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

### House Bills and Joint Resolutions on

### Second Reading Reported by Committee

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

**HOUSE BILL NO. 51—**  
BY REPRESENTATIVE E. ALEXANDER  
AN ACT

To enact R.S. 47:463.83, relative to motor vehicles; to provide relative to license plates; to create the Festival International de Louisiane prestige license plate; to provide for the color and design of such plates; to provide for a minimum number of applicants; to provide for fees for such plates; to designate the use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 52—**  
BY REPRESENTATIVE BOWLER  
AN ACT

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

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 52 by Representative Bowler

#### AMENDMENT NO. 1

On page 2, line 13, between "The" and "fee" and insert "annual"

#### AMENDMENT NO. 2

On page 2, at the beginning of line 14, delete "a one-time fee of"

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

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

Under the rules, placed on the regular calendar.

# Page 8 HOUSE

3rd Day's Proceedings - March 28, 2001

## HOUSE BILL NO. 186—

BY REPRESENTATIVE STRAIN

AN ACT

To amend and reenact R.S. 47:463.18(A) and (C)(1), relative to special prestige license plates for veterans and retired veterans; to provide for issuance of such plates for motorcycles; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 258—

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 47:463.83, relative to motor vehicles; to provide relative to license plates; to create the Charity School of Nursing prestige license plate; to provide for the issuance of such plate; to provide for the design and color of such plate; to provide relative to the fees for such plate, including a royalty fee for the use of the organizational design and logo on such plates; to designate the use of such royalty fees; to authorize the promulgation of rules and regulations; to require a contract relative to royalty fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 258 by Representative Durand

#### AMENDMENT NO. 1

On page 2, line 2, after "Association," insert "hereafter in this Section referred to as the "association"."

#### AMENDMENT NO. 2

On page 2, line 4, delete the word "institution" and insert "association"

#### AMENDMENT NO. 3

On page 2, line 12, delete the word "institution" and insert "association"

#### AMENDMENT NO. 4

On page 2, line 17, after "forward it to" delete "Charity School of Nursing" and insert "the association"

#### AMENDMENT NO. 5

On page 2, at the end of line 25, delete "Charity" and insert "the association"

#### AMENDMENT NO. 6

On page 2, at the beginning of line 26, delete "School of Nursing"

#### AMENDMENT NO. 7

On page 3 line 1, delete "that institution" and insert "the Charity School of Nursing at Delgado"

#### AMENDMENT NO. 8

On page 3, at the beginning of line 2, delete "Charity School of Nursing" and insert "association"

#### AMENDMENT NO. 9

On page 3, line 6, after "Nursing" insert "at Delgado"

#### AMENDMENT NO. 10

On page 3, line 11, after "establish" delete the remainder of the line and insert "the prestige license plate in"

#### AMENDMENT NO. 11

On page 3, line 13, delete the word "institution" and insert "association"

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

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

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 279—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to create the retired employees of the Department of Transportation and Development prestige license plate; to provide for the issuance of such plate; to provide for the design and color of such plate; to provide relative to the fees for such plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 285—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To enact R.S. 47:463.83, relative to motor vehicles prestige license plates; to create the Rotary International prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 394—**

BY REPRESENTATIVES DOWNER, CLARKSON, FUTRELL, LANDRIEU,  
PERKINS, SCALISE, WINSTON, AND POWELL

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to create the U.S. Naval Academy prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the academy's seal and design; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 432—**

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of the Most Worshipful Prince Hall Grand Lodge F & AM organization prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 433—**

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Esther Grand Chapter Order of Eastern Star- Prince Hall Affiliation prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 446—**

BY REPRESENTATIVE GARY SMITH

AN ACT

To enact R.S. 47:463.83 and R.S. 56:10(B)(11), relative to motor vehicle prestige license plates; to create the white tail deer prestige license plate; to provide for the issuance of such plate; to provide relative to the fees for such plate; to create a special account in the Conservation Fund and to provide for remittance of certain fees to the account; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 448—**

BY REPRESENTATIVES JOHN SMITH AND ILES

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Kiwanis International prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 629—**

BY REPRESENTATIVE M. JACKSON

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Kappa Alpha Psi Fraternity, Incorporated prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to provide for the creation of the "Kappa Kamp" fund within the state treasury; to provide for the deposit of certain monies into the fund; to provide for the use of such monies; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 638—**

BY REPRESENTATIVE RICHMOND

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to create the Crescent City prestige license plate; to provide for the issuance of such plate; to provide for the design and color

of such plate; to provide relative to the fees for such plates; to designate the use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 679—**  
BY REPRESENTATIVES MCMAINS, WALSWORTH, AND CLARKSON  
AN ACT

To amend and reenact all of Chapter 9 of the Louisiana Revised Statutes of 1950, heretofore comprised of Parts 1 through 6 and consisting of R.S. 10:9-101 through 9-605, to be comprised of Parts 1 through 7 and consisting of R.S. 10:9-101 through 9-710, to amend and reenact R.S. 3:207 and 3652(14), R.S. 6:312(E) and 664(E), R.S. 9:3306(26), 3342(B), 4865(A)(2), 4870(B)(3), 4888(B)(4), 5001(A), 5551(A) and (C), R.S. 10:1-105(2)(e), 1-201(9),(32), and (37), R.S. 10:4-210(c)(1), R.S. 10:7-503(1), R.S. 10:8-103(f), 8-106(d) and (f), 8-110(e), 8-301(a), 8-302(a), and 8-510, R.S. 12:702(A) and (B), R.S. 23:1546(A), R.S. 32:708(B)(2)(b), 710, and 728(9), R.S. 37:218(A), R.S. 39:1421(2), R.S. 40:2601(1), R.S. 46:236.16(A), and Code of Civil Procedure Articles 2721(C) and 2725(B); to enact R.S. 10:5-118 and R.S. 39:1430.1; to repeal R.S. 9:2737, 3101 through 3112, 4321 through 4391, 4421, and 5351 through 5373, R.S. 12:704, and R.S. 32:704(B), all relative to secured transactions under Louisiana Commercial Laws; to revise the entirety of Chapter 9 to conform to revisions in the Uniform Commercial Code; to provide for definitions and general concepts; to provide for applicability; to provide for effectiveness of security agreement and attachment of security interest; to provide for perfection and priority of security interests; to provide for rights of a bank and of third parties; to provide for duties and operation of filing office; to provide for uniform form of financing statement and amendments; to provide for fees; to provide for maintenance and destruction of records; to provide for default and enforcement of security interests; to provide for contents and form of notification before disposition of collateral; to provide relative to remedies for noncompliance; to provide for additional default remedies; to provide for transitional provisions; to provide for territorial application of Title 10; to define buyer in the ordinary course of business, purchase, and security interest; to provide relative to the security interest of collecting bank; to provide for the security interest of issuer or nominated person; to provide for document of title to goods defeated in certain cases; to provide for the effects of a commodity contract; to provide for determination of control of a security entitlement; to provide for determination of a securities intermediary's jurisdiction and when possession occurs; to provide for rights of purchaser in certain cases; to provide for conforming amendments; to repeal provisions relative to the schedule of fees; to repeal provisions relative to the assignment of accounts receivable; to repeal provisions relative to certain incorporeal rights and securitized financings; to repeal provisions relative to crop pledges; to repeal provisions relative to the pledge or assignment of secured instruments; to repeal provisions relative to chattel mortgages; to repeal provisions relative to the mortgage of movables used in commercial or industrial activity; to repeal provisions relative to certain mortgages executed by corporations operating natural gas pipelines; to repeal provisions relative to the sale and chattel mortgaging of vehicles; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1036—**  
BY REPRESENTATIVE DARTEZ  
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of Rotary District 6200 prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1132—**  
BY REPRESENTATIVE WELCH  
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of the Alpha Kappa Alpha Sorority prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1335—**  
BY REPRESENTATIVE WELCH  
AN ACT

To enact R.S. 47:463.83 relative to motor vehicle prestige license plates; to provide for the creation of the Laborers' International Union of North America (LIUNA) organization prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to provide for the use of such fees; to require a contract relative to the issuance of the plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1335 by Representative Welch

##### AMENDMENT NO. 1

On page 1, line 2, after "enact" and before "relative" change "R.S. 47:463.26" to "R.S. 47:463.83"

##### AMENDMENT NO. 2

On page 1, line 11, after "Section 1." and before "is" change "R.S. 47:463.26" to "R.S. 47:463.83"

##### AMENDMENT NO. 3

On page 1, at the beginning of line 12, change "§463.26." to "§463.83."

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

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

Under the rules, placed on the regular calendar.

#### **HOUSE BILL NO. 1603—** BY REPRESENTATIVE M. JACKSON AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of Omega Psi Phi fraternity prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1603 by Representative Michael Jackson

##### AMENDMENT NO. 1

On page 2, line 23, after "shall" and before "twelve" delete the word "forward" and insert the word "retain"

##### AMENDMENT NO. 2

On page 2, line 24, after "fee" insert a period "." and delete the remainder of the line and insert the following:

"For each license plate renewal, Lambda Kappa Kappa Chapter of Omega Psi Phi Fraternity shall retain the entire royalty fee."

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

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

Under the rules, placed on the regular calendar.

#### **HOUSE BILL NO. 1708—** BY REPRESENTATIVE ERDEY AN ACT

To amend and reenact R.S. 47:463.23(A), relative to special prestige license plates for active and retired firefighters; to provide for issuance of such plates for motorcycles; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. Diez, 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. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on Thursday, March 29, 2001.

#### **Suspension of the Rules**

On motion of Rep. Toomy, the rules were suspended to permit the Committee on Judiciary to meet on Thursday, March 29, 2001.

#### **Suspension of the Rules**

On motion of Rep. Guillory, the rules were suspended to permit the Committee on Labor and Industrial Relations to meet on Thursday, March 29, 2001.

#### **Leave of Absence**

Rep. Curtis - 1 day

**Adjournment**

On motion of Rep. Kenney, at 2:30 P.M., the House agreed to adjourn until Thursday, March 29, 2001, at 1:00 P.M.

The Speaker Pro Tempore of the House declared the House adjourned until 1:00 P.M., Thursday, March 29, 2001.

ALFRED W. SPEER  
Clerk of the House