

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

THIRTY-SIXTH 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

Tuesday, May 29, 2001

The House of Representatives was called to order at 3:00 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	Glover	Perkins
Alario	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	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

Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	

Total—104

ABSENT

Total—0

The Speaker announced that there were 104 members present and a quorum.

Prayer

Prayer was offered by Rev. Rodney P. Bourg.

Pledge of Allegiance

Rep. Devillier 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 May 24, 2001, was adopted.

Suspension of the Rules

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

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 24, 2001

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

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

House Concurrent Resolution No. 68
Returned without amendments.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

May 24, 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 Bills:

House Bill No. 15
Returned without amendments.

House Bill No. 84
Returned without amendments.

House Bill No. 152
Returned without amendments.

House Bill No. 248
Returned without amendments.

House Bill No. 270
Returned without amendments.

House Bill No. 272
Returned without amendments.

House Bill No. 273
Returned without amendments.

House Bill No. 306
Returned without amendments.

House Bill No. 307
Returned without amendments.

House Bill No. 371
Returned without amendments.

House Bill No. 404
Returned without amendments.

House Bill No. 430
Returned without amendments.

House Bill No. 531
Returned without amendments.

House Bill No. 546
Returned without amendments.

House Bill No. 560
Returned without amendments.

House Bill No. 631
Returned without amendments.

House Bill No. 656
Returned without amendments.

House Bill No. 724
Returned without amendments.

House Bill No. 804
Returned without amendments.

House Bill No. 864
Returned with amendments.

House Bill No. 880
Returned without amendments.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 29, 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 No. 128

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 29, 2001

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 133

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Privileged Report of the Legislative Bureau

May 29, 2001

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 100
Reported without amendments.

Senate Bill No. 154
Reported without amendments.

Senate Bill No. 281
Reported without amendments.

Senate Bill No. 284
Reported without amendments.

Senate Bill No. 300

Reported without amendments.

Senate Bill No. 477
Reported without amendments.

Senate Bill No. 487
Reported without amendments.

Senate Bill No. 489
Reported without amendments.

Senate Bill No. 571
Reported without amendments.

Senate Bill No. 654
Reported without amendments.

Senate Bill No. 655
Reported with amendments.

Senate Bill No. 733
Reported without amendments.

Senate Bill No. 748
Reported with amendments.

Senate Bill No. 809
Reported without amendments.

Senate Bill No. 823
Reported without amendments.

Senate Bill No. 878
Reported without amendments.

Senate Bill No. 893
Reported without amendments.

Senate Bill No. 896
Reported without amendments.

Senate Bill No. 990
Reported without amendments.

Senate Bill No. 998
Reported without amendments.

Senate Bill No. 1022
Reported without amendments.

Senate Bill No. 1027
Reported without amendments.

Senate Bill No. 1040
Reported without amendments.

Senate Bill No. 1041
Reported without amendments.

Senate Bill No. 1073
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

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. 96— BY REPRESENTATIVE CRANE

A RESOLUTION

To commend Wendy Kopp, founder and president of Teach For America, upon her visit to Baton Rouge.

Read by title.

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

HOUSE RESOLUTION NO. 97— BY REPRESENTATIVE SHAW

A RESOLUTION

To direct the Louisiana State Law Institute to study the effects of the community property regime on retirement and pension plans.

Read by title.

On motion of Rep. Shaw, and under a suspension of the rules, the above resolution was referred to the Committee on Civil Law and Procedure, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 181— BY REPRESENTATIVES McMAINS, JOHNS, CLARKSON, SNEED, AND DOWNER

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study adoption procedures and the constitutionality of certain procedures for the termination of parental rights.

Read by title.

On motion of Rep. McMains, and under a suspension of the rules, the above resolution was referred to the Committee on Civil Law and Procedure, under the rules.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 134— BY SENATORS SMITH, BARHAM, ELLINGTON, GAUTREAU, HINES, HOYT, MARIONNEAU, MCPHERSON, ROMERO, THEUNISSEN, THOMAS AND REPRESENTATIVES THOMPSON, DEWITT, KENNEY, AND MORRISH

A CONCURRENT RESOLUTION

To urge and request the president of the United States and to memorialize the Congress of the United States to expand and increase funding for agricultural conservation programs.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 137— BY SENATOR HINES

A CONCURRENT RESOLUTION

To commend the players, coaches, managerial personnel, and statisticians of the Pine Prairie High School Boys Baseball Team upon its excellence during the 2000-2001 season that culminated in its winning the Class B state high school baseball championship.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 138—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To commend the players, coaches, and managerial personnel of the Elizabeth High School Boys baseball team upon its excellence during the 2000-2001 season that culminated in its winning the Class C state high school baseball championship.

Read by title.

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

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. 240—

BY SENATORS ELLINGTON AND SCHEDLER

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to the prohibited use of funds, credit, property or things of value of the state or political subdivisions; to provide an exception for purposes of investment of a portion of the Medicaid Trust Fund for the Elderly; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 331—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 23:1035(A), 1063, and 1163(B); relative to workers' compensation; to limit the exemption of a sole proprietor from the workers' compensation provision under certain circumstances; to provide for indemnification of the principal in certain circumstances; 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.

SENATE BILL NO. 715—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:1072(A), relative to the state insurance code; to provide for penalties for delinquent filing of annual tax reports and payment of license taxes by insurance companies; 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. 719—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 23:1201(F), relative to workers' compensation; to provide with respect to benefits; to provide for penalties and attorney fees; 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.

SENATE BILL NO. 739—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 17:1519.2(B), 1519.4(A)(1), (C)(1) and (2), and (E)(1), to enact R.S. 17:1516(C), and to repeal R.S. 17:1519.4(B)(1), relative to hospitals operated by the Louisiana State University Health Sciences Center; to provide requirements on appropriations schedules; to provide that the Health Care Services Fund be a restricted fund; to authorize the center to retain excess revenues; to delete provisions requiring a memorandum of understanding between the health care services division and the Department of Health and Hospitals; to delete restrictions on Medicaid collections by the division; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 749—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 37:1367(A), relative to professions and occupations; to provide with respect to plumbers; to provide for a licensed journeyman plumber to supervise two apprentices on a job; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 817—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:3370(G), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to change the percentage of the pension fund portfolio which may be invested in equities; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 844—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11: 3385.2(A) and to enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize deferred retirement option plan with a later initial lump sum benefit; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 871—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize eligible members to elect to participate in the Deferred Retirement Option Plan on a retroactive basis and receive a lump sum benefit of up to five years based upon the value of the pension at the retroactive date selected; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 872—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to increase the accrual rate of the retirement benefit for a member who has thirty years of service; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 885—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact Code of Criminal Procedure Art. 345(B), (C), and (D)(2), relative to letters of incarceration after detention of a defendant relative to forfeiture of bond; to authorize issuance of such letters by any officer of the facility where the defendant is incarcerated; to provide relative to proof of defendant's incarceration; to provide relative to conditions required to satisfy judgment of bond forfeiture; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 904—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 47:1512, relative to the powers and duties of the secretary of the Department of Revenue; to provide for the powers and duties of the secretary; to provide for the rates paid to private counsel hired to collect taxes; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

SENATE BILL NO. 1004—
BY SENATOR CRAVINS

AN ACT

To enact Part LVII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.181 through 1300.185, relative to protection of health care providers; to provide for legislative findings and purpose; to provide definitions; to require the use of safety sharps systems; to provide for promulgation of rules; to provide for a listing of safety sharps systems; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1011—
BY SENATOR LENTINI

AN ACT

To enact R.S. 15:571.35, relative to incarceration; to require the Department of Public Safety and Corrections to establish a pilot program of home incarceration and electronic monitoring; to provide criteria for eligibility for participation in such program; to require the promulgation of rules and regulations for the implementation and administration of such program; to require compliance with administrative procedures; to require the inclusion of certain conditions within such rules and regulations; to require an evaluation of the program and a report regarding the program to be provided to certain legislative committees; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1016—
BY SENATOR LENTINI

AN ACT

To enact R.S. 13:2590.2 and R.S. 42:66(O), relative to public officials; to provide relative to the clerk of court of Jefferson Parish; to provide that the clerk shall also serve as the ex officio clerk of court for a consolidated Justice of the Peace Litter Court of Jefferson Parish; to provide for exemptions from dual office holding; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1017—
BY SENATOR LENTINI

AN ACT

To enact R.S. 13:2562.25, relative to parish courts; to provide with respect to the First and Second Parish Courts for the parish of Jefferson; to authorize the filing of paper by facsimile transmission in civil actions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1018—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 29:727(D), (E), and (F)(2) and (6) and to enact R.S. 29:737, relative to emergency assistance and disasters; to provide the powers and duties of the chief executive officer of a municipality within the municipality during an emergency; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1026—
BY SENATOR CHAISSON

AN ACT

To enact R.S. 45:561 through 564, relative to railroads; to provide for requirements for railroads crossing public roads; to provide for enforcement and certification by the Louisiana Public Service Commission; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1042—
BY SENATOR SCHEDLER

AN ACT

To enact Part X of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:221 through 236, relative to mental health; to provide for advance directives for mental health treatment; to provide for definitions; to provide for making of an advance directive and for period of validity; to provide for designation of a representative for decisions relative to mental health treatment; to provide for execution of advance directive and for witnesses thereof; to provide for operation of an advance directive and for physician and providers to act in accordance therewith; to provide for determination of incapacity; to provide for a representative's scope of authority and his powers, duties, and limitation on liability; to provide for prohibition against requiring a person to execute or refrain from executing an advance directive as a criterion for insurance, for receiving treatment, or discharging from a health care facility; to require an advance directive to be part of a person's medical record, for provider compliance, and for withdrawal of the provider; to provide circumstances for disregarding an advance directive; to provide for revocation; to provide for limitations on liability of physicians and other providers; to prohibit certain individuals from serving as representatives and from serving as witnesses; to provide for withdrawal of representatives and rescinding the withdrawal; to provide for a form; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1075—
BY SENATOR W. FIELDS

AN ACT

To amend and reenact R.S. 9:3541.1(A), (D) and (E), relative to home solicitation sales; to provide for a consumer's right to cancel mail and check solicitation sales; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 502—
BY SENATORS SCHEDLER AND DARDENNE
AN ACT

To amend and reenact R.S. 46:153.3(B) and (C), relative to the medical assistance drug program; to authorize the Department of Health and Hospitals to implement a drug formulary in the medical assistance drug program; to delete the mandate that the department provide reimbursement for any drug prescribed by a physician which the physician considers appropriate; to provide for utilization of a prior approval process and criteria related thereto; to provide for rulemaking; to create the Medicaid Pharmaceutical and Therapeutics Committee and to provide for its duties and responsibilities; to abolish the Medicaid Drug Program Committee;

to extend the date for reporting on a pilot project on weight control therapies and exercise counseling; to require the department to develop peer-based prescribing and dispensing practice patterns and to develop a process to promote such practice patterns; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Landrieu moved that Senate Bill No. 502 be designated as a duplicate of House Bill No. 1596.

Which motion was agreed to.

Rep. Landrieu moved that Senate Bill No. 502 be amended to conform with House Bill No. 1596 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Landrieu to Reengrossed Senate Bill No. 502 by Senator Schedler (Duplicate of House Bill No. 1596)

AMENDMENT NO. 1

On page 2, line 17, after "prior" insert "or retroactive"

AMENDMENT NO. 2

On page 2, line 21, delete "reduces costs" and insert "prove to be cost-effective" and at the end of the line delete "drug"

AMENDMENT NO. 3

On page 4, delete lines 4 through 8 in their entirety

AMENDMENT NO. 4

On page 6, line 5, change "seventeen" to "nineteen"

AMENDMENT NO. 5

On page 6, at the end of line 9, insert "The committee shall be representative of the state's geographic and demographic composition, including women and minorities."

AMENDMENT NO. 6

On page 7, delete lines 25 and 26 in their entirety and on page 8, delete lines 2 through 4 in their entirety and insert the following:

"(n) The president of the Senate or the president's designee.

(o) The speaker of the House of Representatives or the speaker's designee.

(p) One practicing physician who is participating in the Title XIX program as a psychiatrist recommended from a list of three names submitted by the Louisiana Psychiatric Medical Association.

(q) A Medicaid recipient."

AMENDMENT NO. 7

On page 8, line 11, delete "State Code of Ethics" and insert "Code of Governmental Ethics, R.S. 42:1101 et seq."

AMENDMENT NO. 8

On page 8, line 14, after "(5)" insert "(a)"

AMENDMENT NO. 9

On page 8, line 16, change "Subsection" to "Subparagraph"

AMENDMENT NO. 10

On page 8, delete lines 25 and 26 in their entirety and on page 9, delete line 1 in its entirety and insert the following:

"(b) Any drug approved by the United States Food and Drug Administration shall be added to the formulary as soon as it becomes commercially available. The Medicaid Pharmaceutical and Therapeutics Committee shall conduct an evidence-based analysis of the drug to determine if the drug shall be maintained on the formulary. The analysis shall include but not be limited to the medical evidence of the clinical effectiveness of the drug as well as evidence of the cost-effectiveness of the drug in treating illness and disease. The determination by the committee on any new drug approval by the United States Food and Drug Administration shall be made no later than ninety days after the drug becomes commercially available.

(c) The department shall not implement the pharmacopoeia authorized by this Subsection until the initial pharmacopoeia is submitted to and approved by the House and Senate Committees on Health and Welfare. The committees may only approve or reject the pharmacopoeia and may not add specific drugs to delete specific drugs from the pharmacopoeia.

(d) Any pharmacopoeia developed by the committee shall include but not be limited to drugs in the following therapeutic categories:

(i) Anti-cholesterol.

(ii) Arthritis.

(iii) Asthma.

(iv) Cancer.

(v) Carbonic anhydrase inhibitors.

(vi) Cardiovascular disease.

(vii) Diabetes.

(viii) HIV/AIDS.

(ix) Mental illness.

(x) Osteoporis."

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

Motion

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

**House and House Concurrent Resolutions
Reported by Committee**

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

HOUSE CONCURRENT RESOLUTION NO. 143—
BY REPRESENTATIVES BAUDOIN, R. CARTER, DURAND, FRITH, HILL, ILES, KENNEY, LAFLEUR, MORRISH, AND STRAIN

A CONCURRENT RESOLUTION

To memorialize the United States Congress to assist the Federal Trade Commission in preventing the sale of crawfish and catfish imported from Asia and Spain at prices with which Louisiana producers cannot compete.

Read by title.

Reported favorably by the Committee on Agriculture.

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

HOUSE CONCURRENT RESOLUTION NO. 154—

BY REPRESENTATIVE K. CARTER

A CONCURRENT RESOLUTION

To urge and request the Legislature of Louisiana to recognize the history, economic impact, and social benefits of Louisiana's music industry, to embark upon greater efforts to enshrine, memorialize, and develop historically significant music sites and areas, to urge state government to invest in strong music education and music history projects that will carry Louisiana's music legacy forward for future generations, and to declare parts of New Orleans as "The Birthplace of Jazz, New Orleans Rhythm and Blues, and Rock and Roll."

Read by title.

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

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

**Senate Concurrent Resolutions
Reported by Committee**

The following Senate Concurrent Resolutions reported by committee were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 14—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To encourage the display of the national motto of the United States of America;

Read by title.

Reported favorably by the Committee on Judiciary.

On motion of Rep. Toomy, the resolution was ordered passed to its third reading.

SENATE CONCURRENT RESOLUTION NO. 105—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To establish a special committee to study all aspects of sportsmanship at youth sporting events and to provide recommendations to the legislature on the feasibility of establishing a policy or program for parents or legal guardians who have children who participate in youth sports activities.

Read by title.

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

On motion of Rep. Broome, the resolution was ordered passed to its third reading.

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. 96—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 43:202(B) and to enact R.S. 43:202(C), relative to the publication of judicial advertisements and legal notices in the parish of Orleans; to provide for additional advertisements for the sale of immovable property; to provide for certain exceptions; to provide for validity of the sale; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 96 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 2, change "43:202" to "43:202(B) and to enact R.S. 43:202(C)"

AMENDMENT NO. 2

On page 1, delete lines 4 through 5 in their entirety and insert the following:

"additional advertisements for the sale of immovable property; to provide for certain exceptions; to provide for validity of the sale; and to provide for related"

AMENDMENT NO. 3

On page 1, line 11, change "43:202" to "43:202(B)"

AMENDMENT NO. 4

On page 1, line 11, after "reenacted" and before "to" insert "and R.S. 43:202(C) is hereby enacted"

AMENDMENT NO. 5

On page 1, delete lines 14 through 17 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 23 in their entirety and insert the following:

"* * *

B. In the parish of Orleans, when advertisements are required to be made in relation to judicial proceedings, or in the sale of immovable property under judicial process, or in any other legal proceedings of whatever kind, additional judicial advertisements shall also be inserted in an auxiliary journal which satisfies the requirements of law pertaining to official journals of political subdivisions. The requirements of this Subsection shall not apply to the advertisement of movable property in any proceeding.

C. Failure to comply with the provisions of Subsection B of this Section shall not affect the validity of the sale of any property required to be advertised pursuant to this Section."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 143—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 33:130.551(C), relative to the North Lake Charles Economic Development District; to remove certain property from the district; and to provide for related matters.

Read by title.

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

The substitute was read by title as follows:

HOUSE BILL NO. 2074 (Substitute for House Bill No. 143 by Representative Flavin)—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 33:130.556(B)(1), relative to the North Lake Charles Economic Development District; to require the approval of the governing authorities of both the city of Lake Charles and the parish of Calcasieu before the board may call an election for general obligation, ad valorem property tax secured bonds; and to provide for related matters.

Read by title.

On motion of Rep. Broome, the substitute was adopted and became House Bill No. 2074 by Rep. Flavin, on behalf of the Committee on Municipal, Parochial and Cultural Affairs, as a substitute for House Bill No. 143 by Rep. Flavin.

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

HOUSE BILL NO. 510—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2221(A), relative to the Municipal Police Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan, including but not limited to the age and service criteria used for determining eligibility for participation; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 774—
BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 23:893, relative to employment of volunteer firefighters; to prohibit employers from terminating or denying leave to a certified volunteer firefighter; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 774 by Representative Stelly

AMENDMENT NO. 1

On page 1, delete lines 10 through 16 and insert in lieu thereof the following:

"No certified volunteer firefighter employed by the state of Louisiana shall be denied leave, work-related benefits, or employment to fulfill the duties of such certification for absentsing himself from said employment for the purpose of emergency response pursuant to such certification. An emergency shall be an unexpected occurrence that threatens life or property to which an established volunteer fire department or fire protection district responds while the certified volunteer firefighter is engaged in the normal course of state employment and to which the certified volunteer firefighter employed by the state of Louisiana may timely respond to utilize skills which enhance the preservation of life and property."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 790—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 11:1821(C), relative to the Municipal Employees' Retirement System; to provide with respect to the board of trustees, including the length of the terms of office of

certain board members; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1069—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 11:1801(1), 1802, 1804(1), and 1805(A), relative to the Municipal Employees' Retirement System; to provide with respect to the eligibility for Plan B normal retirement benefits; to provide with respect to the computation of Plan B normal and disability retirement benefits; to provide with respect to the computation of and eligibility for Plan B survivor benefits; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1205—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:2178(K)(introductory paragraph) and (1), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to cost-of-living adjustments, including but not limited to the payment of such adjustments from interest earnings, deleting the requirement that interest earnings must be in excess of the normal fund requirements, deleting the requirement of having the actuary determine the normal requirements of the fund, deleting the maximum limit applicable to monthly adjustments, and increasing the minimum monthly adjustment payable; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1205 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 11:2178(K)(introductory paragraph) and (1)," to "R.S. 11:2178(K)(1),"

AMENDMENT NO. 2

On page 1, line 5, after "earnings," delete the remainder of the line, delete lines 6 and 7, and on line 8, delete "the normal requirements of the fund,"

AMENDMENT NO. 3

Page 10 HOUSE

36th Day's Proceedings - May 29, 2001

On page 2, line 1, change "R.S. 11:2178(K)(introductory paragraph) and (1)," to "R.S. 11:2178(K)(1),"

AMENDMENT NO. 4

On page 2, line 6, after "excess of" delete the remainder of the line and delete line 7 in its entirety and insert in lieu thereof "normal requirements as determined by the actuary, and"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1215—

BY REPRESENTATIVE ERDEY

AN ACT

To enact R.S. 11:441(G), relative to the Louisiana State Employees' Retirement System, but limited in application to employees of the Department of Economic Development; to provide with respect to eligibility for retirement and benefits payable upon retirement, including but not limited to allowing employees to retire with twenty years of service regardless of age and to provide for the benefits payable pursuant to such retirement; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1215 by Representative Erdey

AMENDMENT NO. 1

On page 1, line 4, delete "Development;" and insert in lieu thereof "Development and the office of film and video of the Department of Culture, Recreation, and Tourism;"

AMENDMENT NO. 2

On page 2, at the beginning of line 1, delete "G." and insert "G.(1)"

AMENDMENT NO. 3

On page 2, line 3, between "Development" and "whose" insert "or of the office of film and video of the Department of Culture, Recreation, and Tourism"

AMENDMENT NO. 4

On page 2, line 5, delete "July 1, 2005," and insert "July 1, 2002,"

AMENDMENT NO. 5

On page 2, between lines 11 and 12, insert:

"(2)(a) For purposes of this Subsection, the phrase "as a result of departmental restructuring or reorganization" shall be limited to any person whose job position is eliminated as a result of such restructuring or reorganization.

(b) Any employee who retires pursuant to this Subsection shall not be eligible for benefits pursuant to R.S. 11:446(A)(5).

(c) The provisions of this Subsection shall only apply to employees whose initial effective date of employment with the Department of Economic Development or the office of film and video occurred on or before March 26, 2001.

(3) Notwithstanding any other provision of law to the contrary, any person who retires pursuant to the provisions of this Subsection and who is reemployed by any participating employer of this system shall have his benefits suspended during the period of such reemployment."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1397—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:444(A) and to enact R.S. 11:62(5)(g) and Subpart C of Part VII of Chapter 1 of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:601 through 606, relative to the Louisiana State Employees' Retirement System; to provide with respect to the creation of a subplan within the system, including but not limited to participation in the subplan by correctional officers and probation and parole officers, the criteria used for determining eligibility for participation, contributions and benefits, and transfers of service credit; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1397 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 6, delete "subplan" and insert "component"

AMENDMENT NO. 2

On page 1, line 7, delete "subplan" and insert "component"

AMENDMENT NO. 3

On page 2, at the end of line 9, delete "8%" and insert "9%"

AMENDMENT NO. 4

On page 3, line 6, delete "plan" and insert "component"

AMENDMENT NO. 5

On page 3, line 7, delete "subplan" and insert "component"

AMENDMENT NO. 6

On page 3, line 11, delete "primary plan." and insert "primary component."

AMENDMENT NO. 7

On page 3, line 13, delete "secondary plan." and insert "secondary component."

AMENDMENT NO. 8

On page 3, line 15, delete "plan." and insert "component."

AMENDMENT NO. 9

On page 3, line 17, delete "plan" and insert "component"

AMENDMENT NO. 10

On page 3, line 18, delete "plan." and insert "component."

AMENDMENT NO. 11

On page 3, line 19, delete "plan" and insert "component"

AMENDMENT NO. 12

On page 3, line 20, delete "plan" and insert "component"

AMENDMENT NO. 13

On page 3, line 24, delete "plan." and insert "component."

AMENDMENT NO. 14

On page 3, line 25, delete "plan" and insert "component"

AMENDMENT NO. 15

On page 4, delete lines 3 through 5 in their entirety and insert in lieu thereof "at least twenty-five years of service credit, regardless of age."

AMENDMENT NO. 16

On page 4, line 21, delete "plan." and insert "component."

AMENDMENT NO. 17

On page 4, line 22, delete "plan" and insert "component"

AMENDMENT NO. 18

On page 4, line 24, delete "plan" and insert "component"

AMENDMENT NO. 19

On page 5, line 4, delete "plan." and insert "component."

AMENDMENT NO. 20

On page 5, line 5, delete "plan." and insert "component."

AMENDMENT NO. 21

On page 5, line 9, delete "plan." and insert "component."

AMENDMENT NO. 22

On page 5, line 10, delete "plan" and insert "component"

AMENDMENT NO. 23

On page 6, line 16, delete "plan." and insert "component."

AMENDMENT NO. 24

On page 6, line 18, delete "plan" and insert "component"

AMENDMENT NO. 25

On page 6, line 19, delete "plan." and insert "component."

AMENDMENT NO. 26

On page 6, line 21, delete "plan" and insert "component"

AMENDMENT NO. 27

On page 6, line 24, delete "plan" and insert "component"

AMENDMENT NO. 28

On page 6, line 25, delete "plan" and insert "component"

AMENDMENT NO. 29

On page 7, line 3, delete "plan" and insert "component"

AMENDMENT NO. 30

On page 7, line 6, delete "plan." and insert "component."

AMENDMENT NO. 31

On page 7, line 8, delete "plan." and insert "component."

AMENDMENT NO. 32

On page 7, line 17, delete "plan" and insert "component"

AMENDMENT NO. 33

On page 7, line 19, delete "plan" and insert "component"

AMENDMENT NO. 34

On page 7, line 22, delete "plan" and insert "component"

AMENDMENT NO. 35

On page 7, line 23, delete "plan" and insert "component"

AMENDMENT NO. 36

On page 8, line 2, delete "plan" and insert "component"

AMENDMENT NO. 37

On page 8, line 13, delete "plan" and insert "component"

AMENDMENT NO. 38

On page 8, line 14, delete "plan." and insert "component."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1408—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:2269(B)(1), relative to the Firefighters' Retirement System; to provide with respect to military service credit, including but not limited to changing the dates during which certain military service must have occurred in order to purchase credit for such service; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

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

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

SENATE BILL NO. 12—

BY SENATOR LENTINI
AN ACT

To amend and reenact Code of Criminal Procedure Art. 793, relative to trial by jury; to allow jurors in criminal cases to take notes under certain conditions; to authorize jurors to use such notes during deliberations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 36—

BY SENATORS CAIN AND ROMERO
AN ACT

To amend and reenact R.S. 27:323(B)(2), relative to the Louisiana Gaming Control Law; to provide with respect to video draw poker devices; to provide for the Video Draw Poker Device Purse Supplement Fund; to provide for the allocation of funds provided to the Louisiana Quarterhorse Association; 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 Rengrossed Senate Bill No. 36 by Senators Cain and Romero

AMENDMENT NO. 1

On page 1, line 6, after "Association" and before the semicolon ";" insert "and the Quarterhorse Racing Association of Louisiana"

AMENDMENT NO. 2

On page 2, line 6, after "quarterhorses" and before "first" delete "The" and insert "Within fifteen days of receipt, the"

AMENDMENT NO. 3

On page 2, at the end of line 7, delete "shall be" and delete lines 8 through 19 in their entirety and insert the following:

"to the Louisiana Quarterhorse Breeders Association shall be disbursed as follows:

(a) Twenty-five thousand dollars shall be paid to the Louisiana Quarterhorse Association to be used for the promotion of youth interest in quarterhorses.

(b) Twenty-five thousand dollars shall be paid to the Quarterhorse Racing Association of Louisiana to be spent at the direction of a majority of the voting members of the board of directors."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 104—

BY SENATOR ULLO
AN ACT

To enact R.S. 28:53.2(E), relative to protective custody; to establish a criminal penalty for executing a statement specifying the need for another person to be taken into protective custody that he knows or should know is false; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 105—

BY SENATOR ULLO
AN ACT

To amend and reenact Code of Criminal Procedure Art. 659, relative to insanity proceedings; to provide with respect to costs; to provide for fixing fees and expenses for mental examinations; to require the trial judge to utilize the fee schedule provided by law when fixing fees and expenses for court ordered mental examinations and reports prior to commitment; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 221—
BY SENATORS HINES AND THEUNISSEN
AN ACT

To enact R.S. 42:1123(28), relative to the Code of Governmental Ethics; to exempt former city or parish school board employees from the prohibition against contracting with, or being employed by such board within a certain period of time; to provide for limitations; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 221 by Senator Hines

AMENDMENT NO. 1

On page 1, line 4, delete "contracting with, or"

AMENDMENT NO. 2

On page 1, line 15, delete "contracting with or"

AMENDMENT NO. 3

On page 1, line 16, delete "building" and insert "site"

AMENDMENT NO. 4

On page 2, line 2, delete "less than ten" and insert "a population not in excess of thirty-six"

AMENDMENT NO. 5

On page 2, line 3, delete "students." and insert "people, as determined by the latest federal decennial census."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 239—
BY SENATORS C. JONES AND CRAVINS
AN ACT

To amend and reenact R.S. 14:52.1(B), 56.2(D), 62.1(B) and (C), 67.15(C), 69.1(B)(2), 70.1(B), 82(D), 91.7(C), 92.2(B), 92.3(C), 95(D) and (E), 106(G)(2)(a), (3), and (4), 106.1(C)(2), 119(D),

119.1(D), 122.1(D), 123(C)(1) and (2), 283(B)(2), (3), and (4), 352, and 402.1(B), R.S. 15:529.1(A)(1)(b)(ii) and (c)(ii), 1303(B), and 1304(B), R.S. 27:262(C), (D), and (E), 309(C), and 375(C), R.S. 40:966(B)(1), (C)(1), (D), (E), and (F), 967(B)(1), (2), (3), and (4)(a) and (b), and (F)(1)(a) and (b), (2), and (3), 979(A), 981, 981.1, 981.2(B) and (C), and 981.3(A)(1) and (E), and Code of Criminal Procedure Art. 893(A), and to enact R.S. 15:574.22 and R.S. 40:966(G), relative to non-violent crimes; to provide relative to mandatory sentences for such crimes; to remove such mandatory sentences; 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 Reengrossed Senate Bill No. 239 by Senator C. Jones

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "62.1(B)" delete "R.S. 14:52.1, 56.2(D)," and insert "R.S. 14:56.2(D),"

AMENDMENT NO. 2

On page 1, line 3, after "92.3(C)," and before "95(D)" insert "94(C), (E), and (F),"

AMENDMENT NO. 3

On page 1, at the end of line 7, delete "R.S. 40:966(B)(1)" and insert "R.S. 40:966(B),"

AMENDMENT NO. 4

On page 1, at the beginning of line 9, after "(F)(1)" and before the comma "," delete "(a) and (b)"

AMENDMENT NO. 5

On page 1, line 15, after "Section 1." and before "62.1(B)" delete "R.S. 14:52.1(B), 56.2(D)" and insert "R.S. 14:56.2(D),"

AMENDMENT NO. 6

On page 1, line 16, after "92.3(C)," insert "94(C), (E), and (F),"

AMENDMENT NO. 7

On page 2, delete lines 4 through 12 in their entirety

AMENDMENT NO. 8

On page 7, line 5, after "years," insert "at least five years of which shall be served without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 9

On page 7, line 11 after "life" insert "at least seven years of which shall be served without benefit of parole, probation, or suspension of sentence."

Page 14 HOUSE

36th Day's Proceedings - May 29, 2001

AMENDMENT NO. 10

On page 7, line 25, after "years" delete the period "." and insert "at least two years of which shall be served without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 11

On page 8, line 2, after "years" insert "at least five years of which shall be served without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 12

On page 13, delete lines 26 and 27 in their entirety and on page 14, delete lines 1 through 5 in their entirety and insert in lieu thereof the following:

"(ii) If the third felony ~~or either of~~ and the two prior felonies ~~is a felony~~ are felonies defined as ~~either~~ a crime of violence under R.S. 14:2(13) or as a violation of the Uniform Controlled Dangerous Substances Law punishable by imprisonment for ~~more than five ten~~ years ~~or more~~ or any other ~~crime crimes~~ punishable by imprisonment for ~~more than~~ twelve years ~~or more, or any combination of such crimes~~, the person shall be imprisoned for the remainder of his natural life, without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 13

On page 14, delete lines 10 through 12, and insert the following:

"(ii) If the fourth ~~or subsequent~~ felony ~~or any~~ and two of the prior felonies ~~is a felony~~ are felonies defined as ~~either~~ a crime of violence under R.S. 14:2(13) or as a violation of the Uniform"

AMENDMENT NO. 14

On page 14, line 15, after "for" and before "twelve" delete "more than"

AMENDMENT NO. 15

On page 14, line 15, after "years" and before the comma "," insert "or more, or any combination of such crimes"

AMENDMENT NO. 16

On page 14, line 24, after "risk review panels." delete the remainder of the line and delete line 25 in its entirety

AMENDMENT NO. 17

On page 15, line 2, after "(1)" delete the remainder of the line in its entirety and insert in lieu thereof "One member shall be a board certified psychologist. This member"

AMENDMENT NO. 18

On page 15, between lines 9 and 10, insert the following:

"(4) A retired judge with criminal law expertise, who shall be appointed by the governor.

(5) A probation or parole officer with a minimum of ten years experience, who shall be appointed by the governor."

AMENDMENT NO. 19

On page 15, line 21, after "meet" and before "on" delete "once a month and may meet"

AMENDMENT NO. 20

On page 15, line 26, after "the" and before "information" delete "boards of pardons and parole," and insert "Board of Pardons and the Board of Parole"

AMENDMENT NO. 21

On page 16, line 3, after "the duty" and before "to evaluate" insert a comma "," and insert "in accordance with the rules promulgated pursuant to Subsection H of this Section,"

AMENDMENT NO. 22

On page 16, line 6, after "confinement." delete the remainder of the line and lines 7 and 8 in their entirety"

AMENDMENT NO. 23

On page 17, line 12, after "the" and before "or" delete "pardon board," and insert "Board of Pardons"

AMENDMENT NO. 24

On page 17, at the end of line 13, delete "parole" and at the beginning of line 14 delete "board." and insert "Board of Parole."

AMENDMENT NO. 25

On page 17, at the end of line 15, insert "Any recommendation of the panel shall not be binding on the Board of Pardons or the Board of Parole."

AMENDMENT NO. 26

On page 17, line 16, after "within" and before "days" delete "ninety" and insert "one hundred twenty"

AMENDMENT NO. 27

On page 20, line 4, after "Section 4." delete "R.S. 40:966(B)(1)," and insert "R.S. 40:966(B),"

AMENDMENT NO. 28

On page 20, line 5, after "(F)(1)" and before the comma "," delete "(a) and (b)"

AMENDMENT NO. 29

On page 20, line 16, before "not less than five" insert "imprisonment for"

AMENDMENT NO. 30

On page 20, line 17, change "thirty" to "fifty"

AMENDMENT NO. 31

On page 20, line 17, after "labor" and before "without" insert "at least five years of which shall be served"

AMENDMENT NO. 32

On page 20, delete line 20, in its entirety and insert:

"(2) Any other controlled dangerous substance classified in Schedule I, shall upon conviction be sentenced to a term of imprisonment at hard labor for not less than five years nor more than thirty years, at least five years of which shall be served without benefit of parole, probation, or suspension of sentence, and pay a fine of not more than fifty thousand dollars."

AMENDMENT NO. 33

On page 22, delete line 10 and insert in lieu thereof the following:

"(2) Except as provided in Subsections ~~E and F~~ hereof F or G of this Section, on a second conviction for violation of Subsection C of this Section with regard to marijuana, tetrahydrocannabinol or chemical derivatives thereof, the offender shall be fined not more than two thousand dollars, imprisoned with or without hard labor for not more than five years, or both.

(3) Except as provided in Subsections ~~E and F~~ hereof F or G of this Section, on a third or subsequent conviction for violation of Subsection C of this Section with regard to marijuana, tetrahydrocannabinol or chemical derivatives thereof, the offender shall be sentenced to imprisonment with or without hard labor for not more than twenty years.

(4) A conviction for the violation of any other statute or ordinance with the same elements as R.S. 40:966(C) prohibiting the possession of marijuana, tetrahydrocannabinol or chemical derivatives thereof, shall be considered as a prior conviction for the purposes of this Subsection relating to penalties for second, third, or subsequent offenders."

AMENDMENT NO. 34

On page 22, line 23, change "thirty" to "forty"

AMENDMENT NO. 35

On page 23, line 3, change "fifteen" to "twenty-five"

AMENDMENT NO. 36

On page 23, line 4, change "thirty" to "forty"

AMENDMENT NO. 37

On page 23, at the end of line 10, after "by" change "Subsection E." to "Subsections D or F."

AMENDMENT NO. 38

On page 23, line 23, after "ten years" add a comma "," and add "at least two years of which shall be served without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 39

On page 24, line 3, after "thirty years," add "at least ten years of which shall be served without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 40

On page 24, line 12, after "years" and before "and" insert a comma "," and add "at least ten years of which shall be served without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 41

On page 25, delete line 15 and insert the following:

"(c) Any person who knowingly or intentionally possesses four hundred grams or more of cocaine or of a mixture or substance containing a detectable amount of cocaine or of its analogues as provided in Schedule II(A)(4) of R.S. 40:964, shall be sentenced to serve a term of imprisonment at hard labor of not less than ~~thirty~~ fifteen years, nor more than ~~sixty~~ thirty years and to pay a fine of not less than two hundred fifty thousand dollars, nor more than six hundred thousand dollars."

AMENDMENT NO. 42

On page 30, line 13, after "shall" and before "be punished" delete "not"

AMENDMENT NO. 43

On page 31, line 20, after "R.S. 14:81.2" delete the comma "," and insert a period "." and delete the remainder of the line and delete lines 21 and 22 in their entirety and on line 23, delete "40:966(D) and (F) and 967(G)."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 263—
BY SENATORS LENTINI AND SCHEDLER
AN ACT

To amend and reenact Code of Criminal Procedure Art. 648(B)(3), relative to mental incapacity of a defendant; to provide for the dismissal of charges against an unrestorable incompetent defendant; to require that such dismissal not exceed the expiration date of his possible maximum sentence or five years from his arrest; 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 Engrossed Senate Bill No. 263 by Senator Lentini

AMENDMENT NO. 1

On page 2, line 10, after the comma "." and before "shall" insert "or for defendants who have been convicted of a felony offense within ten years prior to the date on which he was charged for the current offense,"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 503—

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 37:913(5), relative to registered nurses; to revise the definition of "authorized prescriber" to allow such prescribers to prescribe medical devices or appliances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 510—

BY SENATOR SCHEDLER

AN ACT

To enact R.S. 44:4(29), relative to public records; to exempt certain records and information in the possession of the Louisiana State Board of Examiners of Psychologists from the provisions of the public records act; to provide for public access to certain records; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 511—

BY SENATORS LENTINI AND DUPRE AND REPRESENTATIVE DOWNER

AN ACT

To amend and reenact Code of Criminal Procedure Art. 924 and to enact Code of Criminal Procedure Art. 926.1, Art. 930.3(7), and R.S. 15:151.2(G), relative to post conviction relief; to provide for a procedure for filing post conviction relief to allow DNA testing; to establish a two year period within which an application may be filed; to provide for the burden of proof in such proceeding; to provide for definitions; to provide for the selection of a laboratory; to provide for the protection of evidence during pendency of the application; to require preservation of certain evidence from all cases concluding with a verdict or plea of guilty until August 31, 2003; to provide for a procedure to count the number of applications filed; to create the DNA Testing Post-Conviction Relief for Indigents Fund; to provide relative to legislative appropriations; to provide for the Louisiana Indigent Defender Assistance Board to administer such funds; 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 Reengrossed Senate Bill No. 511 by Senator Lentini

AMENDMENT NO. 1

On page 1, line 5, after "a" and before "year" change "two" to "four"

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 1, line 11, after "until" and before the semicolon ";" change "August 31, 2003" to "August 31, 2005"

AMENDMENT NO. 4

On page 2, line 25, after "Until" and before the comma "," change "August 31, 2003" to "August 31, 2005"

AMENDMENT NO. 5

On page 3, line 2, after the period "." and before "On" insert "However, in cases in which the defendant has been sentenced to death prior to the effective date of this Act, the petition may be filed at any time."

AMENDMENT NO. 6

On page 3, line 3, after "after" and before the comma "," change "August 31, 2003" to "August 31, 2005"

AMENDMENT NO. 7

On page 3, line 6, after "on" and before the comma "," change "August 31, 2003" to "August 31, 2005"

AMENDMENT NO. 8

On page 5, line 17, after "(3)" and before "clerks" change "The" to "After service of the application on the district attorney, the"

AMENDMENT NO. 9

On page 5, line 20, after "until" and before the comma "," change "August 31, 2003" to "August 31, 2005" and after "all" delete the remainder of the line and delete line 21 in its entirety and insert in lieu thereof "items of evidence in their possession which are known to contain biological material that can be subjected to DNA testing, in all cases that, as of"

AMENDMENT NO. 10

On page 5, between lines 23 and 24, add the following:

"(4) In all cases in which the defendant has been sentenced to death prior to the effective date of this Act, the clerks of court of each parish and all law enforcement agencies, including but not limited to district attorneys, sheriffs, the office of state police, local police agencies, and crime laboratories shall preserve, until the execution of sentence is completed, all items of evidence in their possession which are known to contain biological material that can be subjected to DNA testing."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 560—
BY SENATOR HINES

AN ACT

To enact R.S. 40:2212(C), relative to basic benefit plans provided under a health care cost control program; to prohibit the basic benefit plan from excluding direct reimbursement to advance practice registered nurses; to require reimbursement for advanced practice registered nurses at a rate equal to that paid other health care providers for performance of the same services; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 574—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 42:1132(B)(2)(a), relative to the appointment of members to the Board of Ethics; to require that the appointment of the members to the Board of Ethics be made within sixty days of their nomination; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 574 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 3, between "appointment" and "of" insert "or election"

AMENDMENT NO. 2

On page 1, line 4, after "Ethics be" delete the remainder of the line and on line 5 delete "nomination;" and insert the following:

"completed not later than sixty days after the receipt of the names of the nominees; to provide for election and appointment of members to the board in the event no one is appointed or elected in the sixty-day period;"

AMENDMENT NO. 3

On page 2, line 13 after "members" delete the remainder of the line and delete line 14 in its entirety and insert "no later than sixty days after the receipt of the names of the nominees."

AMENDMENT NO. 4

On page 2, at the end of line 14, insert the following:

"Should the governor fail to make an appointment in the sixty-day period, the nominee listed first on the list of nominees shall be deemed appointed to fill the vacancy. Should the Senate or House of Representatives, whichever is appropriate, fail to elect a member from the list of nominees in the sixty-day period, the nominee listed first on the list of nominees shall be deemed elected to fill the vacancy."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 672—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 17:179(A), relative to student identification badges; to authorize certain local school boards in certain parishes to issue student identification badges; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 702—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 17:154.4, relative to public school schedules; to require the governing authority of any city, parish, or other local public school system to schedule and conduct an additional instructional day under certain circumstances; 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 Engrossed Senate Bill No. 702 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 12, after "closes school" and before "as" insert "for a day"

AMENDMENT NO. 2

On page 1, line 15, after "of school" and before "in" insert "for each day school was closed"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 726—
BY SENATORS HINES AND SCHEDLER
AN ACT

To amend and reenact R.S. 40:961(33), relative to advanced practice registered nurses; to provide relative to controlled dangerous substances; to provide relative to the definition of "prescription" relative to such substances; to include advanced practice registered nurses in such definition; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 730—
BY SENATOR HINES
AN ACT

To amend and reenact the introductory paragraph of R.S. 37:1031(B) and (C), and 1032, relative to the Joint Administration Committee on Prescriptive Authority for Advanced Practice Registered Nurses; to provide for its membership; to provide for its powers and duties; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 730 by Senator Hines

AMENDMENT NO. 1

On page 2, at the end of line 11, after "Louisiana" and before "Association" insert "State Nurses"

AMENDMENT NO. 2

On page 2, at the end of line 11, add a period "." and delete line 12 in its entirety

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 730 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, following "reenact" and before "R.S." delete "the introductory paragraph of"

AMENDMENT NO. 2

On page 1, line 8, following "Section 1." and before "R.S." delete "The introductory paragraph of"

AMENDMENT NO. 3

On page 2, line 22, following "in" and before "urban" change "a" to "an"

AMENDMENT NO. 4

On page 4, line 13, following "by the Louisiana" change "Association of Nurse Practitioners" to "State Nurses Association"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 731—
BY SENATOR HINES
AN ACT

To enact R.S. 37:930(E), relative to registered nurses; to provide for the administration of anesthetics; to clarify that certain advanced practice registered nurses may administer a digital block or a pudendal block under certain conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 740—
BY SENATOR BOISSIERE
AN ACT

To repeal R.S. 22:36, relative to domestic incorporated insurers; repeals the requirement for temporary bonds to be posted by original incorporators of insurance companies prior to issuance of certificates of authority by the Department of Insurance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 753—
BY SENATOR BOISSIERE
AN ACT

To amend and reenact R.S. 22:1304(A) and to enact R.S. 22:1304(C), relative to insurers; to provide for examinations and investigations of insurers; to provide for examinations of third party

administrators for insurers or self-insurance funds; 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 Engrossed Senate Bill No. 753 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 5, at the beginning of the line before "self-insurance" insert "certain"

AMENDMENT NO. 2

On page 1, line 12, after "fund," and before "all" insert "other than a group self-insured fund provided for in R.S. 23:1195 et seq."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 764— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 17:525(A), relative to school districts; to continue the applicability of provisions concerning promotion of certain school employees to certain school districts; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 807— BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 22:3077(A), relative to procedures for making medical necessity determinations; to prohibit denial of coverage of services on the basis of technical non-compliance with claims requirements when the order for such service meets certain criteria; 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 Reengrossed Senate Bill No. 807 by Senator Lentini

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 22:3077(A)," and insert "enact R.S. 22:3077(H),"

AMENDMENT NO. 2

On page 1, line 3, after "prohibit" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert the following:

"medical necessity review organizations from making adverse determinations solely on the basis of technical non-compliance with certain authorization or certification requirements; and"

AMENDMENT NO. 3

On page 1, line 8, after "1." delete "R.S. 22:3077(A) is hereby amended and reenacted" and insert "R.S. 22:3077(H) is hereby enacted"

AMENDMENT NO. 4

On page 1, delete lines 11 through 16 in their entirety

AMENDMENT NO. 5

On page 2, delete lines 1 through 14 in their entirety

AMENDMENT NO. 6

On page 2, after line 15, insert the following:

"H. A medical necessity review organization shall not make an adverse determination solely on the basis of technical non-compliance with an authorization or certification requirement that has no substantial effect on the underlying determination of medical necessity made when the service was rendered if the following criteria are met:

(1) The services provided were ordered by a health care professional who is an employee of or under contract as a participating provider for the medical necessity review organization or the health insurance issuer that contracts with the medical necessity review organization.

(2) The services provided are determined by the medical necessity review organization to have been medically necessary.

(3) The health care provider that rendered the services has met such technical requirements for at least eighty percent of other medical necessity determinations requested during the preceding twelve months."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 829— BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 17:3226(A) and to enact R.S. 17:3228, relative to the authority of the Board of Regents to establish learning centers; to authorize the Board of Regents to establish

learning centers in areas of the state not adequately provided with postsecondary education services; to provide for the operation, management and supervision of the learning centers; to authorize the establishment of advisory councils; 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 Engrossed Senate Bill No. 829 by Senator Theunissen

AMENDMENT NO. 1

On page 1, line 6, after "management" and before "and" insert a comma ", "

AMENDMENT NO. 2

On page 2, line 6, after "management" and before "and" insert a comma ", "

AMENDMENT NO. 3

On page 2, at the beginning of line 18, after "management" and before "and" insert a comma ", "

AMENDMENT NO. 4

On page 2, at the end of line 24, after "agreement" and before "or" insert a comma ", "

AMENDMENT NO. 5

On page 3, at the beginning of line 1, after "appointment" and before "and" insert a comma ", "

AMENDMENT NO. 6

On page 3, line 1, after "councils" delete the comma ", " and delete the remainder of the line and delete lines 2 through 4 and insert the following:

"to advise and make recommendations regarding program needs, operation of the centers, and related matters. Membership on such councils shall include substantial representation from the local communities where such learning centers are located."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 853—

BY SENATORS MCPHERSON, CAIN, ELLINGTON AND HINES, AND REPRESENTATIVES DEWITT, RIDDLE AND CURTIS
AN ACT

To amend and reenact R.S. 17:1501 and 1501.1 and the heading of Subpart B of Part II of Chapter 4 of Title 17 of the Louisiana Revised Statutes of 1950, relative to Louisiana State University at

Alexandria; to provide relative to institutions under the management of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College; to recognize and define Louisiana State University at Alexandria as an institution authorized to offer baccalaureate degrees; to provide for implementation; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 855—

BY SENATORS SCHEDLER, BAJOE, MOUNT AND IRONS AND REPRESENTATIVES TRICHE AND SCHWEGMANN
AN ACT

To enact R.S. 28:821(D) and 826, relative to community and family support systems; to create the Disability Services and Supports System Planning Group; to provide for the membership of the planning group; to provide for the duties and functions of the planning group; to provide for expiration; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 855 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 14, change "principle" to "principles"

AMENDMENT NO. 2

On page 2, line 19, change "CARSA" to "Community and Residential Services Association"

AMENDMENT NO. 3

On page 2, line 20, delete "Arcs" and insert in lieu thereof "ARCs (formerly Associations for Retarded Citizens)"

AMENDMENT NO. 4

On page 3, line 12, after "AARP" insert "(formerly American Association of Retired Persons)"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 865—
BY SENATOR THOMAS

AN ACT

To enact R.S. 22:230.5, relative to health insurance coverage; to provide with respect to health insurance benefits and options mandated by law; to provide for actuarial cost analysis and periodic reevaluations of statutory mandates; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 865 by Senator Thomas

AMENDMENT NO. 1

On page 2, line 15, following "this" and before "shall" change "Subsection" to "Section"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 905—

BY SENATOR HAINKEL AND REPRESENTATIVE DEWITT
AN ACT

To enact R.S. 24:39, relative to the state capitol complex; to provide for security services within the state capitol complex; to create and to provide for the membership, powers, and duties of the Capitol Security Control Council; to authorize the council to establish rules and to provide for the enforcement thereof; to provide for the authority of public safety services within the Department of Public Safety and Corrections; to provide for traffic and parking infractions within the state capitol complex; to provide for vehicle impoundment and the imposition of penalties for traffic and parking infractions; to provide for the duties of the secretary of the Senate and the clerk of the House of Representatives; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 905 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete "R.S. 24:39," and insert "R.S. 49:150.2 and 150.3,"

AMENDMENT NO. 2

On page 1, line 3, delete "security services" and insert "regulation and control"

AMENDMENT NO. 3

On page 1, line 3, after "complex;" delete the remainder of the line, and delete lines 4 through 11, in their entirety, and on line 12 delete "Representatives;" and insert "to provide for the definition of state capitol complex;"

AMENDMENT NO. 4

On page 1, line 14, delete "R.S. 24:39 is" and insert "R.S. 49:150.2 and 150.3 are"

AMENDMENT NO. 5

On page 1, delete lines 15 and 16 in their entirety, and delete pages 2 through 5 in their entirety, and on page 6, delete lines 1 through 12, in their entirety, and insert the following:

"§150.2. Regulation and control within the capitol complex

A. Except as provided in R.S. 49:150.1, the governor, the president of the senate and the speaker of the house of representatives may jointly provide for uniform provisions and procedures for the regulation and control of the state capitol complex.

B.(1) Such uniform provisions and procedures may include, but need not be limited to any measure with regard to any issue involving the state capitol complex, security services, vehicular traffic and parking control within and about the state capitol building, and other contingencies, incidents, or issues which may affect the protection and safety of the state capitol complex and its occupants, visitors or users.

(2) The governor, the president of the Senate and the speaker of the House of Representatives may seek the advice and counsel of the deputy secretary for public safety services of the department of public safety and corrections, office of state police, with regard to provisions and procedures affecting security services and other safety issues.

§150.3. Definitions

For the purposes of this Subpart, "state capitol complex" means that area in the city of Baton Rouge containing the state capitol building and bounded on the south by North Street, on the west by the Mississippi River, on the north by Choctaw Drive, and on the east by the Kansas City Southern Railway tracks."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 964—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 22:1406.1, relative to fire and homeowners insurance; to create the Fair Access to Insurance Requirements Plan; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1043—
BY SENATORS SCHEDLER, BAJOIE, CHAISSON, DEAN, HINES, B. JONES AND MOUNT

AN ACT

To enact R.S. 46:159.1, relative to hospice care for terminally ill persons; to provide for the development of a pilot project for hospice care in the Medicaid program; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1055—
BY SENATOR BARHAM

AN ACT

To authorize and empower the secretary of the Department of Wildlife and Fisheries to exchange title to certain described property in Ouachita Parish; to provide for property descriptions; to provide for terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1060—
BY SENATOR ROMERO

AN ACT

To authorize the secretary of the Department of Public Safety and Corrections to exchange certain property in Lafayette Parish with Adrian Vega; to provide for property descriptions; to provide for reservation of mineral rights; to provide for terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1061—
BY SENATOR ROMERO
AN ACT

To authorize and empower the state land office to sell the state's undivided interest in a certain parcel of land in St. Martin Parish at public auction; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 1061 by Senator Romero

AMENDMENT NO. 1

On page 1, line 7, following "office" and before "hereby" insert "is"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1064—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 24:31.10 and 31.11, relative to expense allowances for legislators; to increase the monthly expense allowance in connection with the holding or conduct of office; to provide an effective date; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 1064 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 3, between "allowance" and "in" insert "for members of the Senate"

AMENDMENT NO. 2

On page 1, line 4, between "provide" and "an" insert "for vouchered expenses for members of the House of Representatives; to provide"

AMENDMENT NO. 3

On page 1, at the end of line 9, insert a semicolon ";" and "Senate"

AMENDMENT NO. 4

On page 4, delete lines 9 through 12 in their entirety and insert the following:

"§31.11. Additional vouchered expenses; House of Representatives

In addition to the salary, compensation, and all other allowances provided by law for members of the legislature, the House of Representatives may provide by rule for additional vouchered expenses of its members."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1072—

BY SENATORS B. JONES, HEITMEIER, BARHAM BEAN, CAIN, CHAISSON, DARDENNE, DEAN, DUPRE, ELLINGTON, FONTENOT, GAUTREAUX, HANKEL, HINES, C. JONES, LENTINI, SCHEDLER, SMITH, THEUNISSEN, THOMAS AND ULLO

AN ACT

To repeal R.S. 17:71.3(E)(2)(d) and (3), relative to reapportionment of school boards; to repeal certain provisions relative to subdivision of precincts to create certain school board districts; to allow certain school boards to divide precincts for the purpose of reapportionment; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 1072 by Senator B. Jones

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "repeal R.S. 17:71.3(E)(2)(d) and (3)," and insert the following:

"amend and reenact R.S. 17:71.3(E)(2) and to repeal R.S. 17:71.3(E)(3),"

AMENDMENT NO. 2

On page 1, line 3, delete "boards," and insert "boards; to provide for the subdivision of precincts in certain circumstances;"

AMENDMENT NO. 3

On page 1, line 4, after "board" delete the remainder of the line and delete line 5 in its entirety and insert the following:

"districts in parishes having a population of ten thousand or fewer persons; and to provide"

AMENDMENT NO. 4

On page 1, line 8, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 17:71.3(E)(2) is hereby reenacted to read as follows:

"§71.3. Procedure for accomplishing reapportionment, special election districts; effective date of same

* * *

E.

* * *

(2)(a) Notwithstanding the provisions of R.S. 17:71.3(E)(1) or any other law to the contrary, if a school board is unable to meet the federal guideline of plus or minus five percent deviation in the creation of its reapportionment plan through the use of whole precincts, the school board may, in the creation of its reapportionment plan, divide a precinct into portions which are bounded by visible features which are census tabulation boundaries. No such precinct shall be divided into more than two school board districts. No school board district shall contain more than two divided precincts.

(b) The provisions of this Paragraph shall be applicable only in cases in which the number of members of the school board is not equal to the number of members of the parish governing authority of the parish in which the school board is domiciled.

(c) The provisions of this Paragraph shall not be construed as authority for a school board which has adopted or accomplished reapportionment or is able to reapportion itself using whole precincts to divide precincts. Any plan adopted by a school board in contravention of this Subsection shall be null and void.

~~(d) The provisions of this Paragraph shall become null and void on December 31, 1992, unless a school board receives an objection letter to its reapportionment plan from the Department of Justice. In such event the school board shall use the provisions of this Paragraph to satisfy the objections of the Department of Justice if said objections would require a precinct to be divided and the provisions of this Paragraph shall be null and void after such reapportionment is complete. In the event that a school board is denied preclearance of its reapportionment plan pursuant to the Voting Rights Act and the defect which serves as the basis for that denial can be remedied by the subdivision of precincts, the school board shall use the provisions of this Paragraph to remedy such defect."~~

AMENDMENT NO. 5

On page 1, after line 8, insert the following:

"Section 2. R.S. 17:71.3(E)(3) is hereby repealed."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

HOUSE BILL NO. 2068 (Substitute for House Bill No. 1729 by Representative Landrieu)—
BY REPRESENTATIVE LANDRIEU
AN ACT

To enact Chapter 34 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2841 through 2867, relative to lifting devices; to provide for the scope of regulation of the law; to provide for definitions; to provide for the creation of the Elevator Safety Review Board and its powers and duties; to provide for the issuance of licenses to elevator contractors, inspectors, and mechanics; to provide for qualifications for licenses; to provide for issuance and renewals of licenses; to provide for continuing education requirements; to provide for violations, fines, and administrative actions; to require compliance with certain codes; to require permits for new conveyances; to provide for the issuance of permits; to provide for inspections and testing; to provide for enforcement; to provide relative to liability; to provide relative to certain temporarily dormant conveyances; to provide relative to the applicability of the law; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

SENATE BILL NO. 627—
BY SENATORS MICHOT, CHAISSON, HOLLIS, HOYT, SCHEDLER, SMITH, AND THOMAS, AND REPRESENTATIVES E. ALEXANDER, BRUCE, CAZAYOUX, CLARKSON, CRANE, CROWE, DAMICO, DANIELS, DIEZ, FLAVIN, FRITH, FUTRELL, HEATON, JOHNS, KENNARD, LANCASTER, LEBLANC, MORRELL, NEVERS, PERKINS, PIERRE, SCHWEGMANN, JANE SMITH, SNEED, STRAIN, WALSWORTH, AND WOOTEN
AN ACT

To amend and reenact R.S. 37:2170(A)(1), relative to contractors; to provide relative to exemptions to the residential building contractors licensing law; and to provide for related matters.

The conference committee reports for the legislative instruments above lie over under the rules.

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 853—

BY SENATORS MCPHERSON, CAIN, ELLINGTON AND HINES, AND REPRESENTATIVES DEWITT, RIDDLE AND CURTIS
AN ACT

To amend and reenact R.S. 17:1501 and 1501.1 and the heading of Subpart B of Part II of Chapter 4 of Title 17 of the Louisiana Revised Statutes of 1950, relative to Louisiana State University at Alexandria; to provide relative to institutions under the management of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College; to recognize and define Louisiana State University at Alexandria as an institution authorized to offer baccalaureate degrees; to provide for implementation; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Riddle, the rules were suspended to make Senate Bill No. 853 Special Order of the Day No. 1 for Tuesday, June 5, 2001.

Suspension of the Rules

On motion of Rep. Crane, the rules were suspended in order to take up and consider 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. 458—

BY REPRESENTATIVES CRANE AND DOWNER
AN ACT

To amend and reenact R.S. 17:154.1(A)(1) and (B) and 154.3(A), relative to the length of the school year; to increase the minimum number of instructional days per school year in public elementary and secondary schools; and to provide for related matters.

Read by title.

Rep. Crane moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Pinac
Alexander, E	Gallot	Pitre
Alexander, R	Green	Powell
Baudoin	Guillory	Pratt
Baylor	Hammett	Quezaire
Broome	Hebert	Richmond
Bruce	Hill	Riddle
Bruneau	Hopkins	Salter
Carter, K	Hudson	Scalise
Carter, R	Hutter	Schneider
Cazayoux	Iles	Schwegmann
Clarkson	Jackson, L	Smith, G.—56th
Crane	Jackson, M	Smith, J.D.—50th

Crowe	Johns	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	Landrieu	Stelly
Devillier	LeBlanc	Strain
Diez	McCallum	Swilling
Doerge	McDonald	Thompson
Donelon	McMains	Toomy
Downer	McVea	Townsend
Durand	Montgomery	Tucker
Erdey	Morrell	Waddell
Farrar	Morrish	Walsworth
Faucheux	Murray	Welch
Flavin	Nevers	Wooton
Frith	Odinet	Wright

Total—87

NAYS

Total—0

ABSENT

Ansardi	Hunter	Pierre
Bowler	Kennard	Romero
Curtis	LaFleur	Shaw
Glover	Lancaster	Triche
Heaton	Lucas	Winston
Holden	Martiny	

Total—17

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 781—
BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact Code of Criminal Procedure Article 271, relative to bail in extradition cases; to provide that a person named in a governor's warrant for extradition shall not be eligible for release on bail; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander, E	Hammatt	Pitre
Alexander, R	Hebert	Powell
Baudoin	Hill	Pratt
Baylor	Holden	Quezaire
Bowler	Hopkins	Riddle
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th

Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Martiny	Thompson
Doerge	McCallum	Toomy
Donelon	McDonald	Townsend
Downer	McMains	Triche
Durand	McVea	Tucker
Farrar	Montgomery	Waddell
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	
Gallot	Perkins	

Total—94

NAYS

Total—0

ABSENT

Ansardi	Heaton	Romero
Curtis	Lancaster	Winston
Erdey	Lucas	
Glover	Richmond	

Total—10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1037—
BY REPRESENTATIVE CLARKSON
AN ACT

To enact R.S. 14:102.1(A)(1)(c) and (e), (B)(1), (E) and (F), relative to the crime of animal cruelty; to provide relative to simple and aggravated cruelty to animals; to provide for psychiatric counseling for certain offenders; to provide for immunity from liability of veterinarians for testimony or services rendered in connection with animal abuse or cruelty; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 1037 by Representative Clarkson

AMENDMENT NO. 1

On page 1, line 2, following "To" and before "R.S." change "enact" to "amend and reenact"

Page 26 HOUSE

36th Day's Proceedings - May 29, 2001

AMENDMENT NO. 2

On page 1, line 2, following "(e)" and before ", relative" change ", (B)(1), (E) and (F)" to "and (B)(1) and (5) and to enact R.S. 14:102.1 (E) and (F)"

AMENDMENT NO. 3

On page 1, line 9, following "(e)" and before "are" change ", (B)(1), (E) and (F)" to "and (B)(1) and (5) are hereby amended and reenacted and R.S. 14:102.1(E) and (F)"

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

Motion

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

HOUSE BILL NO. 1058—

BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact Code of Criminal Procedure Article 345(B), (C), (D)(2), and (F), relative to letters of incarceration; to provide that letters of incarceration may be obtained from any officer from any facility in the state of Louisiana or a foreign jurisdiction; to provide that a letter of incarceration shall provide sufficient proof of incarceration; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1081—

BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 15:85(7), (10), and (11)(a), (b)(iv), (v), and (vi), relative to satisfaction of judgment of bond forfeiture; to provide a period of one year for the surety to satisfy a judgment of bond forfeiture for certain bail obligations; to provide for enforcement and collection of judgments; to provide for failure to satisfy judgments of bond forfeiture; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Mr. Speaker, Alario, Alexander, E, etc.

Table listing names of representatives who voted 'NAYS' and 'ABSENT', including Jackson, M, Johns, Katz, Kennard, etc.

Total—101

NAYS

Total—0

ABSENT

Table listing names of representatives who voted 'ABSENT', including Curtis, Hudson, Lucas.

Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Martiny 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. 1596—

BY REPRESENTATIVE LANDRIEU AN ACT

To amend and reenact R.S. 46:153.3(B) and (C), relative to the medical assistance drug program; to authorize the Department of Health and Hospitals to implement a drug formulary in the medical assistance drug program; to delete the mandate that the department provide reimbursement for any drug prescribed by a physician which the physician considers appropriate; to provide for utilization of a prior approval process and criteria related thereto; to provide for rulemaking; to create the Medicaid Pharmaceutical and Therapeutics Committee and to provide for its duties and responsibilities; to abolish the Medicaid Drug Program Committee; to extend the date for reporting on a pilot project on weight control therapies and exercise counseling; to require the department to develop peer-based prescribing and dispensing practice patterns and to develop a process to promote such practice patterns; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2033—

BY REPRESENTATIVES CURTIS AND HUNTER AN ACT

To amend and reenact Code of Criminal Procedure Article 738, relative to the number of witnesses a defendant is allowed to subpoena in

felony cases; to increase the number to twenty; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Engrossed House Bill No. 2033 by Representative Curtis

AMENDMENT NO. 1

Change the lead author from "Curtis" to "Hunter"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinet
Alario	Glover	Perkins
Alexander, R	Green	Pierre
Ansardi	Guillory	Pinac
Baudoin	Hammett	Pitre
Baylor	Heaton	Powell
Bowler	Hill	Pratt
Broome	Holden	Quezaire
Bruce	Hopkins	Richmond
Bruneau	Hunter	Riddle
Carter, K	Hutter	Romero
Carter, R	Iles	Salter
Cazayoux	Jackson, L	Scalise
Clarkson	Jackson, M	Schneider
Crane	Johns	Schwegmann
Crowe	Kennard	Shaw
Damico	Kenney	Smith, G.—56th
Daniel	LaFleur	Smith, J.D.—50th
Dartez	Lancaster	Smith, J.R.—30th
Diez	Landrieu	Sneed
Doerge	LeBlanc	Stely
Donelon	Martiny	Strain
Downer	McCallum	Swilling
Durand	McDonald	Thompson
Erdey	McMains	Townsend
Farrar	McVea	Triche
Faucheux	Montgomery	Waddell
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Total—93		

NAYS

Alexander, E	Katz
Devillier	Toomy
Total—4	

ABSENT

Curtis	Lucas	Walsworth
Hebert	Smith, J.H.—8th	
Hudson	Tucker	

Total—7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hunter 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. 2069 (Substitute for House Bill No. 565 by Representative Hammett)—
BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2070 (Substitute for House Bill No. 621 by Representative Faucheux)—
BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact Part X of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:221 through 237, relative to mental health; to provide for advance directives for mental health treatment; to provide for definitions; to provide for making of an advance directive and for period of validity; to provide for designation of a representative for decisions relative to mental health treatment; to provide for execution of advance directive and for witnesses thereof; to provide for operation of an advance directive and for physician and providers to act in accordance therewith; to provide for determination of incapacity; to provide for a representative's scope of authority and his powers, duties, and limitation on liability; to provide for prohibition against requiring a person to execute or refrain from executing an advance directive as a criteria for insurance, for receiving treatment, or discharging from a health care facility; to require an advance directive to be part of a person's medical record, for provider compliance, and for withdrawal of the provider; to provide for circumstances for disregarding an advance directive; to provide for revocation; to provide for limitations on liability of physicians and other providers; to prohibit certain individuals from serving as representatives and from serving as witnesses; to provide for withdrawal of representatives and rescinding the withdrawal; to provide for a form; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 2070 by Representative Faucheux
AMENDMENT NO. 1

On page 11, delete lines 22 through 25

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Pitre
Alexander, E	Hammett	Powell
Alexander, R	Heaton	Pratt
Ansardi	Hebert	Quezaire
Baudoin	Hill	Richmond
Baylor	Holden	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Odinet	Wright
Gallot	Pierre	
Total—98		

NAYS

Perkins
Total—1

ABSENT

Crowe	Glover	Nevers
Curtis	Lucas	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Faucheux 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. 2071 (Substitute for House Bill No. 1298 by Representative McMains)—
BY REPRESENTATIVE MCMAINS

AN ACT

To enact Chapter 24 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1501 and 1502, relative to business organizations; to provide for filing of actions against persons who control business organizations; to provide for prescription; to provide for applicability; and to provide for related matters.

Read by title.

Rep. McMains moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander, E	Green	Pitre
Alexander, R	Guillory	Powell
Ansardi	Hammett	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	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
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Martiny	Thompson
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Total—96		

NAYS

Devillier
Total—2

ABSENT

Glover	Hudson	Nevers
Heaton	Lucas	Toomy
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2072 (Substitute for House Bill 1709 by Representative Diez)—
BY REPRESENTATIVE DIEZ

AN ACT

To enact Chapter 29 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2061 through 2073, relative to the Department of Transportation and Development; to create and provide relative to the Louisiana Transportation Authority; to

provide for certain definitions; to provide relative to the purpose, powers, jurisdiction and duties of the authority; to establish a board of directors; to provide relative to directors; to provide relative to bonds, tolls, and other revenue; to provide relative to certain projects, acquisition of land, and utilities; to provide relative to public records; to provide for the cessation of tolls; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 2072 by Representative Diez

AMENDMENT NO. 1

On page 11, line 5, following "as" and before "authority" insert "the"

AMENDMENT NO. 2

On page 15, line 17, change "Title 48" to "this Title"

AMENDMENT NO. 3

On page 20, line 16, before "provided" change "purposed" to "purposes"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 2072 by Representative Diez

AMENDMENT NO. 1

On page 3, at the end of line 17, add the following: "Project shall not include the roadway known as the West Bank Expressway in Jefferson Parish."

AMENDMENT NO. 2

On page 8, at the end of line 2, add the following: "No tolls shall be placed on roadways existing as of the effective date of this Act."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Perkins
Alario	Hammett	Pierre
Alexander, E	Heaton	Pinac
Alexander, R	Hebert	Pitre
Ansardi	Hill	Powell
Baylor	Holden	Pratt
Broome	Hopkins	Quezaire

Bruce	Hudson	Richmond
Bruneau	Hunter	Riddle
Carter, K	Hutter	Salter
Carter, R	Iles	Scalise
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Damico	Kennard	Smith, J.H.—8th
Daniel	Kenney	Smith, J.R.—30th
Dartez	LaFleur	Sneed
Devillier	Lancaster	Stelly
Diez	Landrieu	Strain
Doerge	LeBlanc	Swilling
Donelon	Lucas	Thompson
Downer	Martiny	Toomy
Durand	McCallum	Townsend
Farrar	McDonald	Triche
Faucheux	McMains	Tucker
Flavin	McVea	Waddell
Frith	Montgomery	Walsworth
Fruge	Morrell	Welch
Futrell	Morrish	Winston
Gallot	Murray	Wooton
Glover	Nevers	Wright
Green	Odinet	
Total—98		

NAYS

Romero	Schneider
Total—2	

ABSENT

Baudoin	Curtis
Bowler	Erdey
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Diez 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. 2073 (Substitute for House Bill No. 1932 by Representative Flavin)—

BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 9:1131.12(B) and (F), 1131.16(C) through (H), 1131.20(J)(7), and R.S. 37:1437.1(E) and (F), to enact R.S. 9:1131.10(A)(6), 1131.12(H), 1131.16(I) through (L), and 1131.20(J)(8) and (L), and to repeal R.S. 9:1131.4(D), relative to the Louisiana Timesharing Act; to provide requirements for public offering statements; to provide for advertising materials; to provide for acquisition agents; to provide for escrow accounts; to provide for deposit and release of escrowed funds; to provide for duties of timeshare property managers; to provide for misappropriation of funds; to provide for registration of timeshare sales persons; to repeal certain surety bond requirements; and to provide for related matters.

Read by title.

Rep. Flavin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pierre
Alario	Heaton	Pinac
Alexander, E	Hebert	Pitre
Alexander, R	Holden	Powell
Ansardi	Hopkins	Pratt
Baudoin	Hudson	Quezaire
Broome	Hunter	Richmond
Bruce	Hutter	Romero
Bruneau	Iles	Salter
Carter, K	Jackson, L	Schneider
Cazayoux	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Damico	Kennard	Smith, J.H.—8th
Daniel	Kenney	Smith, J.R.—30th
Devillier	LaFleur	Sneed
Diez	Lancaster	Stelly
Doerge	LeBlanc	Strain
Donelon	Lucas	Swilling
Downer	Martiny	Thompson
Durand	McCallum	Toomy
Erdey	McDonald	Townsend
Farrar	McMains	Triche
Faucheux	McVea	Tucker
Flavin	Montgomery	Waddell
Frith	Morrell	Walsworth
Fruge	Morrish	Welch
Futrell	Murray	Winston
Gallot	Nevers	Wooton
Green	Odinet	Wright
Guillory	Perkins	
Total—92		

NAYS

Bowler	Scalise
Clarkson	Schwegmann
Total—4	

ABSENT

Baylor	Dartez	Landrieu
Carter, R	Glover	Riddle
Curtis	Hill	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2069 (Substitute for House Bill No. 565 by Representative Hammett)—
BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Odinet
Alario	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	Schneider
Carter, R	Iles	Schwegmann
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Futrell	Murray	Wright
Gallot	Nevers	
Total—98		

NAYS

Fruge	Perkins
Total—2	

ABSENT

Curtis	Riddle
Landrieu	Tucker
Total—4	

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. Hammett 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. 1696—
BY REPRESENTATIVES PIERRE, FRITH, AND MCDONALD
AN ACT

To amend and reenact R.S. 41:1701, 1702(C), (D)(intro. para.) and (1), (F), (G)(1) and (2), (H), and (I), 1703(B), 1706, 1707(A) and (B), 1708, 1709, 1711, 1712(C) and (D), 1713(A), and 1714(C) and to enact R.S. 41:1701.1, relative to the State Land Office; to designate the agency which has the responsibility for

administration and management of the state's water bottoms; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre to Engrossed House Bill No. 1696 by Representative Pierre

AMENDMENT NO. 1

On page 3, line 20, after "Fisheries," insert "and" and after "Resources," delete "and"

AMENDMENT NO. 2

On page 4, at the end of line 10, delete "fully"

AMENDMENT NO. 3

On page 7, line 8, after "lands." delete the remainder of the line and delete line 9 in its entirety and at the beginning of line 10, delete "recovery of land" or "reclamation project."

AMENDMENT NO. 4

On page 14, between lines 17 and 18, insert the following:

* * *

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Perkins
Alario	Hammitt	Pierre
Alexander, E	Heaton	Pinac
Alexander, R	Hebert	Pitre
Ansardi	Hill	Powell
Baudoin	Holden	Pratt
Baylor	Hopkins	Quezaire
Bowler	Hudson	Richmond
Broome	Hunter	Riddle
Bruce	Hutter	Romero
Bruneau	Iles	Salter
Carter, K	Jackson, L	Scalise
Carter, R	Jackson, M	Schwegmann
Cazayoux	Johns	Shaw
Crane	Katz	Smith, G.—56th
Crowe	Kennard	Smith, J.D.—50th
Damico	Kenney	Smith, J.H.—8th
Daniel	LaFleur	Smith, J.R.—30th
Devillier	Lancaster	Sneed
Diez	Landrieu	Stelly
Doerge	LeBlanc	Strain
Donelon	Lucas	Swilling
Downer	Martiny	Thompson
Durand	McCallum	Toomy

Erdey	McDonald	Townsend
Farrar	McMains	Triche
Faucheux	McVea	Tucker
Flavin	Montgomery	Waddell
Frith	Morrell	Walsworth
Fruge	Morrish	Welch
Futrell	Murray	Winston
Gallot	Nevers	Wooton
Green	Odinot	Wright
Total—99		

NAYS

Dartez	Schneider
Total—2	

ABSENT

Clarkson	Curtis	Glover
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pierre 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. 310—

BY REPRESENTATIVES MONTGOMERY, SHAW, JANE SMITH, AND STRAIN

AN ACT

To amend and reenact R.S. 46:2625(A)(1)(a) and (B), relative to health care provider fees; to reduce the maximum fee the Department of Health and Hospitals may impose for occupied nursing home beds; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Shaw to Engrossed House Bill No. 310 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 20, after "facilities" delete the remainder of the line and insert in lieu thereof a period "."

AMENDMENT NO. 2

On page 2, delete lines 1 through 6 in their entirety

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

Motion

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

HOUSE BILL NO. 1873—

BY REPRESENTATIVES BRUCE, HUTTER, PITRE, RICHMOND, AND TUCKER

AN ACT

To amend and reenact R.S. 32:295(B)(1) and 295.1(A)(1) and (B), relative to motor vehicle safety; to require all passengers in certain

motor vehicles to wear safety belts; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruce to Engrossed House Bill No. 1873 by Representative Bruce

AMENDMENT NO. 1

On page 1, line 4, after "belts;" insert "to provide relative to occupants of certain vehicles;"

AMENDMENT NO. 2

On page 2, line 2, after "driver" and before "or" delete "of"

AMENDMENT NO. 3

On page 2, at the end of line 6, insert the following:

"Each driver of a passenger car, van, or truck having a gross weight of ten thousand pounds or less, commonly referred to as a pickup truck, shall be responsible for insuring that all passengers under the age of sixteen are properly restrained. Any driver who fails to insure that all passengers under the age of sixteen are properly restrained shall be issued a citation for a safety belt violation."

Rep. Bruce moved the adoption of the amendments.

Rep. Flavin objected.

By a vote of 31 yeas and 58 nays, the amendments were rejected.

Rep. Bruce moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Alario, Alexander, E, Baudoin, Broome, Bruce, Bruneau, Carter, K, Cazayoux, Clarkson, Dartez, Diez, Faucheux, Frith, Total—42

NAYS

Table with 3 columns of names: Alexander, R, Ansardi, Bowler, Crane, Crowe, Hebert, Hopkins, Iles, Johns, Kennard, Pinac, Salter, Scalise, Schneider, Smith, G.—56th

Table with 3 columns of names: Damico, Daniel, Devillier, Doerge, Donelon, Durand, Erdey, Farrar, Flavin, Futrell, Hammett, Total—46, Kenney, Lancaster, LeBlanc, Lucas, McCallum, McDonald, McVea, Morrish, Murray, Odinet, Perkins, Smith, J.H.—8th, Thompson, Toomy, Tucker, Waddell, Walsworth, Winston, Wooton, Wright

ABSENT

Table with 3 columns of names: Baylor, Carter, R, Curtis, Downer, Fruge, Glover, Total—16, Heaton, Hill, Hudson, Martiny, Pratt, Smith, J.D.—50th, Smith, J.R.—30th, Sneed, Strain, Triche

The Chair declared the above bill failed to pass.

HOUSE BILL NO. 1940— BY REPRESENTATIVE R. ALEXANDER AN ACT

To amend and reenact R.S. 14:143 and to repeal R.S. 14:34.2(C), 67(D), 67.10(C), 69(D), 71(H), 82(F), and 285(E), relative to local governing authorities; to provide that governing authorities of political subdivisions may adopt ordinances which define certain conduct as a criminal offense; to provide limitations on and requirements for those ordinances; and to repeal provisions which allow the adoption of municipal ordinances defining certain crimes.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Gallot, Rodney Alexander, Walsworth, and McCallum to Engrossed House Bill No. 1940 by Representative Rodney Alexander

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 14:143" to "R.S. 13:1894 and 2493(C), R.S. 14:143, and Code of Criminal Procedure Article 843"

AMENDMENT NO. 2

On page 1, lines 3 and 4, change "local governing authorities" to "the enactment, enforcement, and prosecution of certain municipal or parochial ordinances"

AMENDMENT NO. 3

On page 1, at the end of line 8, change the period "." to a semi-colon ";" and add "to provide for the enforcement of certain ordinances; to provide for the applicable procedure in court; and to provide for related matters."

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"Section 1. R.S. 13:1894 and 2493(C) are hereby amended and reenacted to read as follows:

§1894. Criminal jurisdiction

A. The criminal jurisdiction of city courts is limited to the trial of offenses committed within their respective territorial jurisdictions which are not punishable by imprisonment at hard labor, including the trial of cases involving the violation of any city or parochial ordinance those offenses under state law, the violation of those offenses under a municipal or parochial ordinance adopted under the provisions of R.S. 14:143, and the violation of any other municipal or parochial ordinance.

B. In cases involving the violation of a state law or the violation of an ordinance enacted pursuant to R.S. 14:143(B), all procedure shall comply with those parts of the Louisiana Constitution of 1974, the Louisiana Revised Statutes, and the Code of Criminal Procedure pertaining to the prosecution of criminal cases not requiring trial by jury.

C. City judges may also require bonds to keep the peace; issue warrants of arrest; examine, commit, and admit to bail and discharge; and hold preliminary examinations in all cases not capital.

* * *

§2493. Jurisdiction

* * *

C. When exercising said concurrent jurisdiction and in cases involving violation of an ordinance adopted pursuant to R.S. 14:143(B), all procedure shall comply with those parts of the Louisiana Constitution of 1974, the Louisiana Revised Statutes, and the Code of Criminal Procedure pertaining to the prosecution of criminal cases not requiring trial by jury."

AMENDMENT NO. 5

On page 1, line 10, change "Section 1." to "Section 2."

AMENDMENT NO. 6

On page 1, line 17, change "political subdivision" to "parish or municipality"

AMENDMENT NO. 7

On page 3, between lines 7 and 8, insert the following:

"(16) R.S. 40:966(D)(1) (possession of marijuana).

(17) R.S. 40:1031, 1032, 1033, 1033.1, 1034, 1035(A), and 1036 (possession of drug paraphernalia)."

AMENDMENT NO. 8

On page 3, delete lines 9, 10, and 11, and insert "shall incorporate the standards and elements of the comparable crime under state law and the penalty provided in the ordinance shall not exceed the penalty provided in the comparable crime under state law."

AMENDMENT NO. 9

On page 3, delete lines 12 through 27, and on page 4, delete lines 1 and 2

AMENDMENT NO. 10

On page 4, line 4, after "R.S. 13:1894.1" add "or R.S. 40:966(D)(4)"

AMENDMENT NO. 11

On page 4, between lines 4 and 5, insert the following:

"Section 3. Code of Criminal Procedure Article 843 is hereby amended and reenacted to read as follows:

Art. 843. Recording of proceedings

In felony cases, in cases involving violation of an ordinance enacted pursuant to R.S. 14:143(B), and on motion of the court, the state, or the defendant in other misdemeanor cases tried in a district, parish, or city court, the clerk or court stenographer shall record all of the proceedings, including the examination of prospective jurors, the testimony of witnesses, statements, rulings, orders, and charges by the court, and objections, questions, statements, and arguments of counsel."

AMENDMENT NO. 12

On page 4, line 5, change "Section 2." to "Section 4."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Iles	Scalise
Carter, R	Jackson, L	Schneider
Clarkson	Jackson, M	Schwegmann
Crane	Johns	Shaw
Crowe	Katz	Smith, G.—56th
Damico	Kennard	Smith, J.D.—50th
Daniel	Kenny	Smith, J.H.—8th
Dartez	LaFleur	Sneed
Devillier	Lancaster	Stelly
Diez	Landrieu	Strain
Doerge	LeBlanc	Swilling
Donelon	Martiny	Thompson
Downer	McCallum	Toomy
Durand	McDonald	Townsend
Erdey	McMains	Triche
Farrar	McVea	Tucker
Faucheux	Montgomery	Waddell
Flavin	Morrell	Walsworth
Frith	Morrish	Welch
Fruge	Murray	Winston
Futrell	Nevers	Wooton
Gallot	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Cazayoux
Curtis
Total—5

Hutter
Lucas

Smith, J.R.—30th

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gallot 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. 231—

BY REPRESENTATIVE MCCALLUM
AN ACT

To amend and reenact R.S. 13:4366(A)(1) and (2), relative to judicial sales; to increase the fees fixed by the sheriff for the appraisal of property; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 231 by Representative McCallum

AMENDMENT NO. 1

On page 1, line 2, after "and (2)" and before the comma "," insert "and to enact R.S. 13:4366(A)(4)"

AMENDMENT NO. 2

On page 1, line 12, after "than" and before "dollars" change "three hundred fifty" to "one hundred fifty"

AMENDMENT NO. 3

On page 1, line 16, after "excess of" and before "dollars" change "three hundred fifty" to "one hundred fifty"

AMENDMENT NO. 4

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

"(4) The maximum amounts in Paragraphs (1) and (2) of this Subsection may be increased by the inflation rate as measured by the Consumer Price Index thirty days after publication in the official journal of a parish that these amounts will be increased.

* * *

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 231 by Representative McCallum

AMENDMENT NO. 1

On page 1, line 2, after "and (2)" and before the comma "," insert "and to enact R.S. 13:4366(A)(4)"

AMENDMENT NO. 2

On page 1, line 12, after "than" and before "dollars" change "three hundred fifty" to "one hundred fifty"

AMENDMENT NO. 3

On page 1, line 16, after "excess of" and before "dollars" change "three hundred fifty" to "one hundred fifty"

Rep. Faucheux moved the adoption of the amendments.

Rep. McCallum objected.

By a vote of 27 yeas and 60 nays, the amendments were rejected.

Rep. Faucheux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Morrell
Alario	Green	Morrish
Alexander, E	Guillory	Murray
Ansardi	Hammett	Odinot
Baudoin	Heaton	Pierre
Baylor	Hill	Pinac
Bowler	Holden	Pitre
Broome	Hopkins	Pratt
Bruce	Hudson	Quezaire
Carter, K	Hunter	Richmond
Clarkson	Iles	Riddle
Crane	Jackson, L	Salter
Curtis	Jackson, M	Schneider
Damico	Johns	Schwegmann
Daniel	Katz	Shaw
Devillier	Kennard	Smith, G.—56th
Diez	Kennedy	Stelly
Doerge	LaFleur	Swilling
Donelon	Lancaster	Thompson

Durand	Landrieu	Toomy
Erdey	LeBlanc	Townsend
Farrar	Lucas	Triche
Flavin	Martiny	Walsworth
Frith	McCallum	Welch
Fruge	McMains	Wooton
Futrell	McVea	
Gallot	Montgomery	
Total—79		
NAYS		
Bruneau	McDonald	Sneed
Carter, R	Nevers	Strain
Cazayoux	Perkins	Tucker
Crowe	Powell	Waddell
Dartez	Romero	Winston
Downer	Scalise	Wright
Faucheux	Smith, J.D.—50th	
Hebert	Smith, J.H.—8th	
Total—22		
ABSENT		
Alexander, R	Hutter	Smith, J.R.—30th
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Faucheux 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. Schneider, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 29, 2001

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

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

House Concurrent Resolution No. 29
Returned without amendments.

House Concurrent Resolution No. 35
Returned with amendments.

House Concurrent Resolution No. 36
Returned without amendments.

House Concurrent Resolution No. 66
Returned without amendments.

House Concurrent Resolution No. 67
Returned without amendments.

House Concurrent Resolution No. 74
Returned without amendments.

House Concurrent Resolution No. 80
Returned without amendments.

House Concurrent Resolution No. 86
Returned without amendments.

House Concurrent Resolution No. 92
Returned with amendments.

House Concurrent Resolution No. 129
Returned without amendments.

House Concurrent Resolution No. 142
Returned without amendments.

House Concurrent Resolution No. 153
Returned without amendments.

House Concurrent Resolution No. 167
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 29, 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. 100, 129, 136, 141, and 142

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

May 29, 2001

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 123 by Sen. Malone, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

May 29, 2001

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 892 by Sen. Cravins, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

May 29, 2001

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 665 by Sen. B. Jones, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 987: Reps. Hammett, Alario, and Townsend.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1358: Reps. Schneider, Salter, and Doerge.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 254: Reps. McCallum, McMains, and Pinac.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 366: Reps. LaFleur, Cazayoux, and Jack Smith.

Privileged Report of the Legislative Bureau

May 29, 2001

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 502
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. Landrieu asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 502—
BY SENATORS SCHEDLER AND DARDENNE
AN ACT

To amend and reenact R.S. 46:153.3(B) and (C), relative to the medical assistance drug program; to authorize the Department of Health and Hospitals to implement a drug formulary in the medical assistance drug program; to delete the mandate that the department provide reimbursement for any drug prescribed by a physician which the physician considers appropriate; to provide for utilization of a prior approval process and criteria related thereto; to provide for rulemaking; to create the Medicaid Pharmaceutical and Therapeutics Committee and to provide for its duties and responsibilities; to abolish the Medicaid Drug Program Committee; to extend the date for reporting on a pilot project on weight control therapies and exercise counseling; to require the department to develop peer-based prescribing and dispensing practice patterns and to develop a process to promote such practice patterns; to provide for an effective date; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Suspension of the Rules

On motion of Rep. Landrieu, the rules were suspended to make Senate Bill No. 502 Special Order of the Day No. 1 for Wednesday, May 30, 2001.

Introduction of Resolutions, House and House Concurrent

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

HOUSE CONCURRENT RESOLUTION NO. 182—
BY REPRESENTATIVE WRIGHT
A CONCURRENT RESOLUTION

To direct the Louisiana Department of Transportation and Development to exchange portions of certain state highways for certain roads located in Catahoula Parish.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 183—
BY REPRESENTATIVE DIEZ
A CONCURRENT RESOLUTION
To designate September as Aneurysm Awareness Month in Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 184—
BY REPRESENTATIVES RICHMOND AND FAUCHEUX
A CONCURRENT RESOLUTION
To urge and request personnel from the office of the legislative auditor to be present at the committee meetings of the House of Representatives and the Senate during legislative sessions and be available upon request to testify for informational purposes on proposed legislation affecting the courts and entities relating to the courts.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 185—
BY REPRESENTATIVES FLAVIN, GUILLORY, HILL, ILES, JOHNS, MORRISH, AND STELLY AND SENATORS CAIN, MOUNT, AND THEUNISSEN
A CONCURRENT RESOLUTION
To commend the Barbe High School baseball team of Lake Charles for winning the 2001 Class 5A state high school championship and to congratulate the Barbe Buccaneers for their outstanding performance during the season.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 186—
BY REPRESENTATIVE WELCH
A CONCURRENT RESOLUTION
To amend the workforce development training fund rule (LAC 40:XVI.105(E)) of the Department of Labor, office of workforce development, which provides that an applicant must request training for at least fifteen employees to qualify for the incumbent worker training program and to direct the Louisiana Register to print the amendment in the Louisiana Administrative Code.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 187—
BY REPRESENTATIVES STRAIN AND KENNEY
A CONCURRENT RESOLUTION
To urge and request the Ground Water Management Commission and the Ground Water Management Advisory Task Force to develop a cooperative aquifer and groundwater stewardship policy with the neighboring states of Mississippi, Arkansas, and Texas.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 188—
BY REPRESENTATIVES TOOMY, KATZ, AND GARY SMITH AND SENATOR HOLLIS
A CONCURRENT RESOLUTION
To memorialize the United States Congress to support House Resolution 527 making changes to Section 527 of the Internal Revenue Code, relative to reports by state and local political committees.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 189—
BY REPRESENTATIVES ERDEY AND MCMAINS
A CONCURRENT RESOLUTION
To direct the Louisiana State Law Institute to study disavowal actions by the husband of the mother and related matters and make specific recommendations for revisions of Louisiana laws to the Louisiana Legislature prior to January 1, 2003.

Read by title.

On motion of Rep. Erdey, and under a suspension of the rules, the above resolution was referred to the Committee on Civil Law and Procedure, under the rules.

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. Strain, the Committee on Administration of Criminal Justice was discharged from further consideration of House Bill No. 61.

HOUSE BILL NO. 61—
BY REPRESENTATIVE STRAIN
AN ACT
To amend and reenact Code of Criminal Procedure Article 887(G), relative to a defendant's liability for court costs; to require a minimum mandatory special cost for conviction of any violation of the Uniform Controlled Dangerous Substances Law; to require the cost to be used to fund the Drug Abuse Resistance Education programs; and to provide for related matters.

Read by title.

Motion

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

Motion

On motion of Rep. Strain, the Committee on Municipal, Parochial and Cultural Affairs was discharged from further consideration of House Bill No. 642.

HOUSE BILL NO. 642—

BY REPRESENTATIVE STRAIN

AN ACT

To enact R.S. 33:1243(A)(3), relative to St. Tammany Parish ordinances prohibiting littering or dumping; to provide relative to penalties for violations of such ordinances; to provide relative to justice of the peace authority over cases involving littering or dumping; and to provide for related matters.

Read by title.

Motion

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

Motion

On motion of Rep. Strain, the Committee on Judiciary was discharged from further consideration of House Bill No. 1294.

HOUSE BILL NO. 1294—

BY REPRESENTATIVES STRAIN AND WINSTON

AN ACT

To amend and reenact R.S. 13:621.22, relative to district judges; to provide for an additional judgeship for the Twenty-Second Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Strain, 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. 427—

BY SENATOR JOHNSON

AN ACT

To amend and reenact R.S. 40:1300.46, relative to smoking in public places; to authorize a state agency, parish, municipality, or other political subdivision to impose restrictive ordinances or regulations under certain conditions; and to provide for related matters.

Called from the calendar.

Read by title.

On motion of Rep. Downer, the bill was referred to the Committee on Health and Welfare.

Privileged Report of the Committee on Enrollment

May 29, 2001

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

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 95—

BY REPRESENTATIVE CLARKSON

A RESOLUTION

To commend Elizabeth "Jane" Mize for her contributions to Marine Forces Reserve in New Orleans.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

May 29, 2001

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. 1—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate Louisiana Highway 96 within St. Martin Parish as a Blue Star Memorial Highway in honor of the citizens of St. Martin Parish who have served, are now serving, or will serve in the future in the armed forces of the United States and to authorize placement of a Blue Star Memorial Highway monument along this route.

HOUSE CONCURRENT RESOLUTION NO. 14—

BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Judicial College to institute mandatory continuing legal education for judges on child support guidelines and family law.

HOUSE CONCURRENT RESOLUTION NO. 23—

BY REPRESENTATIVES ODINET, RICHMOND, AND HUTTER

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.

HOUSE CONCURRENT RESOLUTION NO. 24—

BY REPRESENTATIVES ODINET AND HUTTER

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.

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.

HOUSE CONCURRENT RESOLUTION NO. 52—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to resurface Old Louisiana Highway 54 (Church Street) in Garyville, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 61—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to add a third lane on Louisiana Highway 3125 from Louisiana Highway 20 in Gramercy, Louisiana, to King Avenue in Lutcher, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 68—

BY REPRESENTATIVE BOWLER

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study the effect of the United States Supreme Court case of *Troxel v. Granville* on Louisiana laws relative to child visitation and to make specific recommendations on or before January 1, 2003, for revisions to state laws to ensure that state laws are not contrary to the fundamental rights of parents to make decisions concerning the care, custody, and control of their children.

HOUSE CONCURRENT RESOLUTION NO. 69—

BY REPRESENTATIVES MCVEA AND THOMPSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Wildlife and Fisheries Commission to promulgate rules and regulations to prohibit the taking of juvenile male turkeys.

HOUSE CONCURRENT RESOLUTION NO. 76—

BY REPRESENTATIVE TOWNSEND

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to avail itself of the potential assistance which the Louisiana Wildlife and Fisheries Foundation offers.

HOUSE CONCURRENT RESOLUTION NO. 88—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to perform drainage improvements on a section of U.S. Highway 61 in LaPlace, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 90—

BY REPRESENTATIVES HUDSON, DURAND, AND DEVILLIER AND

SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To authorize the study by the governing body of the Atchafalaya Basin Program of certain proposals for inclusion in the state master plan for the Atchafalaya Basin.

HOUSE CONCURRENT RESOLUTION NO. 91—

BY REPRESENTATIVE LEBLANC

A CONCURRENT RESOLUTION

To amend and readopt Joint Rule No. 18(6) of the Joint Rules of the Senate and House of Representatives to provide that supplemental appropriation bills shall not count against the five-bill introduction limit after prefilling.

HOUSE CONCURRENT RESOLUTION NO. 93—

BY REPRESENTATIVES STRAIN, THOMPSON, BAUDOIN, BRUCE, R.

CARTER, CAZAYOUX, DEVILLIER, DURAND, FRITH, FRUGE, HILL, ILES,

KENNEY, LAFLEUR, MORRISH, NEVERS, JACK SMITH, AND STRAIN AND

SENATORS HOYT, SMITH, THEUNISSEN AND THOMAS

A CONCURRENT RESOLUTION

To memorialize the United States Congress to ratify the Southern Dairy Compact.

HOUSE CONCURRENT RESOLUTION NO. 113—

BY REPRESENTATIVE ILES

A CONCURRENT RESOLUTION

To urge and request the office of public health in the Department of Health and Hospitals to promote breastfeeding in its public health clinics and to the public in general.

HOUSE CONCURRENT RESOLUTION NO. 179—

BY REPRESENTATIVE FLAVIN

A CONCURRENT RESOLUTION

To commend Ms. Angel Tartamella of Lake Charles, upon the occasion of her retirement, for her dedicated service to education in Louisiana and to record and recognize her numerous contributions to Louisiana's young people during the twenty-two years she has devoted to improving the knowledge and skills of students as a teacher at Our Lady Queen of Heaven Catholic School.

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.

Privileged Report of the Committee on Enrollment

May 29, 2001

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 Bills have been properly enrolled:

HOUSE BILL NO. 15—

BY REPRESENTATIVES BRUNEAU AND FARRAR AND SENATOR

MCPHERSON

AN ACT

To enact R.S. 42:5(D), relative to public comment at meetings of public bodies; to require public bodies to provide opportunity for public comment at their meetings; and to provide for related matters.

HOUSE BILL NO. 84—

BY REPRESENTATIVE POWELL
AN ACT

To enact R.S. 22:1475, relative to life and health insurance sales quotas; to provide for prohibitions against sales quotas; to provide for insurers; and to provide for related matters.

HOUSE BILL NO. 152—

BY REPRESENTATIVE BROOME AND SENATORS BAJOE AND DARDENNE
AN ACT

To amend and reenact R.S. 9:4751(2) and R.S. 23:1021(11), relative to occupational therapists; to include "occupational therapist" in certain definitions of "health care provider"; and to provide for related matters.

HOUSE BILL NO. 248—

BY REPRESENTATIVE BRUNEAU
AN ACT

To enact R.S. 22:1193(J), relative to continuing education credits for insurance agents; to provide for qualified graduate-level national designation programs; to provide for tests; and to provide for related matters.

HOUSE BILL NO. 270—

BY REPRESENTATIVE LANCASTER AND SENATOR ULLO
AN ACT

To amend and reenact R.S. 42:1132(B)(1)(a) and to repeal R.S. 42:1132(B)(4)(h), relative to the Board of Ethics; to remove certain provisions relative to the nomination and selection of members of the Board of Ethics; and to provide for related matters.

HOUSE BILL NO. 272—

BY REPRESENTATIVE LANCASTER AND SENATOR ULLO
AN ACT

To amend and reenact R.S. 18:1483(11) and to enact R.S. 18:1483(7)(e), relative to the definition of district office and major office for purposes of the Campaign Finance Disclosure Act; to provide that certain elected judicial seats are included in the definition of "district office"; to provide that certain elected judicial seats are included in the definition of "major office"; and to provide for related matters.

HOUSE BILL NO. 273—

BY REPRESENTATIVE LANCASTER AND SENATOR ULLO
AN ACT

To amend and reenact R.S. 42:1157(B), relative to when the ethics board staff shall send delinquency notices; to change the number of days following a report due date that the ethics board staff must send a delinquency notice; and to provide for related matters.

HOUSE BILL NO. 306—

BY REPRESENTATIVE LANCASTER AND SENATOR ULLO
AN ACT

To amend and reenact R.S. 18:1532, relative to the information required on election day expenditure reports; to remove the requirement to include certain persons' social security numbers; and to provide for related matters.

HOUSE BILL NO. 307—

BY REPRESENTATIVE LANCASTER AND SENATOR ULLO
AN ACT

To amend and reenact R.S. 18:1505.2(I)(1), relative to the permissible use of contributions by certain political committees; to provide that an expenditure by a political committee, other than a principal campaign committee or subsidiary committee of a candidate, for the administrative costs and operating expenses of the committee is not a prohibited use; and to provide for related matters.

HOUSE BILL NO. 371—

BY REPRESENTATIVES GREEN, BRUNEAU, LANCASTER, AND PITRE
AN ACT

To enact R.S. 18:1505.2(O), relative to limitations on the expenditure of campaign funds; to prohibit the use of campaign funds to pay fines, fees, and penalties assessed pursuant to the Campaign Finance Disclosure Act; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 404—

BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 37:2406(A) and to enact R.S. 37:2406(C), relative to the maximum fees to be assessed by the Louisiana Board of Physical Therapy Examiners; to provide for the maximum fee that the board may assess for application, reinstatement, annual license renewal, license verification, duplicate wall license, and duplicate wallet license; and to provide for related matters.

HOUSE BILL NO. 430—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1483(14)(b) and to repeal R.S. 18:1491.9, relative to campaign finance disclosure; to remove certain provisions requiring that an out-of-state political committee file certain portions of reports to the Federal Elections Commission with the supervisory committee if the committee makes any contribution or expenditure in support of or in opposition to a candidate or proposition in a Louisiana election.

HOUSE BILL NO. 531—

BY REPRESENTATIVES WELCH AND BAYLOR
AN ACT

To amend and reenact R.S. 40:2116(E)(4), relative to the facility need review program; to provide an extension for the completion of certain approved but unbuilt nursing home beds; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 546—

BY REPRESENTATIVE R. ALEXANDER
AN ACT

To amend and reenact R.S. 37:1279, relative to the recordation of medical licenses; to eliminate the requirement that medical licenses be recorded with the clerk of court for each parish in which the licensed person practices; and to provide for related matters.

HOUSE BILL NO. 560—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 49:968(B)(3)(c), to enact Chapter 29 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1251 through 1255, and R.S. 36:209(R) and 802.17, and to repeal Chapter 28 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:2051 through 2056, relative to the Mississippi River Road Commission; to create the commission as a state agency in the Department of Culture, Recreation and Tourism; to repeal provisions for the Mississippi River Road Commission, a political subdivision, and its board of commissioners; to provide for the purpose and jurisdiction and the composition, powers, duties, functions, and responsibilities of the commission; to provide for the powers and duties of the department relative to the commission; to provide for legislative oversight of the commission; to provide that the commission is the successor to the former commission and to provide for references to the former commission and for the transfer of funds and property; to provide for the transfer of commission members to the new commission; and to provide for related matters.

HOUSE BILL NO. 631—

BY REPRESENTATIVE MCMAINS
AN ACT

To amend and reenact R.S. 22:39, relative to domestic insurers; to provide for the keeping of books and records; to provide for securities; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 656—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:175(D), relative to the registrar of voters providing a monthly update of the official list of registered voters to the clerk of court; to require that a monthly update of the official list of registered voters be provided by the registrar of voters to the clerk of court at his request and at no charge or remuneration; and to provide for related matters.

HOUSE BILL NO. 724—

BY REPRESENTATIVE SHAW
AN ACT

To enact R.S. 1:58.1, relative to the remembrance of special days; to designate August 16 as "National Airborne Day" in Louisiana; and to provide for related matters.

HOUSE BILL NO. 804 (Duplicate of Senate Bill No. 457)—

BY REPRESENTATIVE ANSARDI AND SENATOR ELLINGTON
AN ACT

To amend and reenact Civil Code Article 1826, relative to subrogation; to provide for the effects of subrogation; to provide for the right of preference for the balance of a partially paid debt; to prohibit the waiver of the right of preference in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 880—

BY REPRESENTATIVE SCHWEGMANN
AN ACT

To amend and reenact R.S. 40:2144(H)(3), relative to the Hospital Records and Retention Act; to provide for rules related to verbal orders; to provide that promulgated rules related to orders given verbally or transmitted electronically grant a health care provider up to ten days to sign or countersign an electronically transmitted order; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on Wednesday, May 30, 2001, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 369, 754, 1626, and 1837

Senate Bill No. 992

Senate Concurrent Resolution No. 119

Suspension of the Rules

On motion of Rep. McMains, the rules were suspended to permit the Committee on Civil Law and Procedure to meet on Wednesday, May 30, 2001, without giving the notice required by House Rule 14.24(A) and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 1435 and 2019

House Resolution No. 97

House Concurrent Resolution Nos. 181 and 189

Senate Bill No. 863

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended to permit the Committee on Commerce to meet on Wednesday, May 30, 2001, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 1650

House Concurrent Resolution No. 178

Senate Bill No. 384

Senate Concurrent Resolution Nos. 96 and 97

Suspension of the Rules

On motion of Rep. Diez, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to meet on Wednesday, May 30, 2001, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 180

Senate Bill Nos. 191, 394 and 693

Adjournment

On motion of Rep. Thompson, at 6:00 P.M., the House agreed to adjourn until Wednesday, May 30, 2001, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 30, 2001.

ALFRED W. SPEER
Clerk of the House

