

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

FORTIETH DAY'S PROCEEDINGS

**Thirtieth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Monday, June 7, 2004

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

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Broome	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth

Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	
Flavin	Odinet	
Total—103		

ABSENT

Bruce
Total—1

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

Prayer

Prayer was offered by Rev. James C. Ingram.

Pledge of Allegiance

Rep. Robideaux 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. Dorsey, and under a suspension of the rules, the Journal of June 3, 2004, was corrected to reflect her as voting nay on the motion to recommit House Bill No. 1714 to the Committee on Insurance.

On motion of Rep. Kennard, and under a suspension of the rules, the Journal of May 19, 2004, was corrected to reflect him as voting yea on final passage of House Bill No. 420.

On motion of Rep. Hutter, the Journal of June 3, 2004, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE BILLS

June 4, 2004

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. 5
Returned without amendments.

House Bill No. 30
Returned with amendments.

House Bill No. 33
Returned without amendments.

House Bill No. 42
Returned without amendments.

House Bill No. 43
Returned without amendments.

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House Bill No. 58
Returned without amendments.

House Bill No. 96
Returned without amendments.

House Bill No. 134
Returned with amendments.

House Bill No. 137
Returned without amendments.

House Bill No. 173
Returned with amendments.

House Bill No. 181
Returned without amendments.

House Bill No. 193
Returned without amendments.

House Bill No. 205
Returned without amendments.

House Bill No. 213
Returned without amendments.

House Bill No. 234
Returned without amendments.

House Bill No. 235
Returned without amendments.

House Bill No. 257
Returned without amendments.

House Bill No. 263
Returned with amendments.

House Bill No. 283
Returned without amendments.

House Bill No. 285
Returned without amendments.

House Bill No. 302
Returned without amendments.

House Bill No. 335
Returned without amendments.

House Bill No. 356
Returned with amendments.

House Bill No. 357
Returned with amendments.

House Bill No. 363
Returned with amendments.

House Bill No. 370
Returned without amendments.

House Bill No. 373
Returned without amendments.

House Bill No. 384
Returned without amendments.

House Bill No. 391
Returned without amendments.

House Bill No. 395
Returned with amendments.

House Bill No. 396
Returned without amendments.

House Bill No. 450
Returned without amendments.

House Bill No. 485
Returned without amendments.

House Bill No. 494
Returned without amendments.

House Bill No. 505
Returned with amendments.

House Bill No. 552
Returned with amendments.

House Bill No. 556
Returned without amendments.

House Bill No. 565
Returned without amendments.

House Bill No. 566
Returned with amendments.

House Bill No. 570
Returned without amendments.

House Bill No. 606
Returned with amendments.

House Bill No. 620
Returned without amendments.

House Bill No. 626
Returned without amendments.

House Bill No. 648
Returned with amendments.

House Bill No. 649
Returned without amendments.

House Bill No. 650
Returned without amendments.

House Bill No. 653
Returned without amendments.

House Bill No. 654
Returned without amendments.

House Bill No. 655
Returned without amendments.

House Bill No. 656
Returned without amendments.

House Bill No. 669
Returned without amendments.

House Bill No. 672
Returned with amendments.

House Bill No. 693
Returned without amendments.

House Bill No. 700
Returned without amendments.

House Bill No. 790
Returned without amendments.

House Bill No. 820
Returned with amendments.

House Bill No. 823
Returned without amendments.

House Bill No. 825
Returned without amendments.

House Bill No. 832
Returned without amendments.

House Bill No. 868
Returned with amendments.

House Bill No. 908
Returned without amendments.

House Bill No. 916
Returned without amendments.

House Bill No. 936
Returned without amendments.

House Bill No. 949
Returned without amendments.

House Bill No. 970
Returned without amendments.

House Bill No. 978
Returned with amendments.

House Bill No. 979
Returned without amendments.

House Bill No. 980
Returned with amendments.

House Bill No. 981
Returned with amendments.

House Bill No. 982
Returned without amendments.

House Bill No. 983
Returned without amendments.

House Bill No. 1037
Returned with amendments.

House Bill No. 1096
Returned without amendments.

House Bill No. 1109
Returned with amendments.

House Bill No. 1178
Returned with amendments.

House Bill No. 1184
Returned without amendments.

House Bill No. 1200
Returned without amendments.

House Bill No. 1211
Returned with amendments.

House Bill No. 1224
Returned with amendments.

House Bill No. 1227
Returned with amendments.

House Bill No. 1266
Returned without amendments.

House Bill No. 1302
Returned with amendments.

House Bill No. 1310
Returned without amendments.

House Bill No. 1338
Returned without amendments.

House Bill No. 1369
Returned without amendments.

House Bill No. 1419
Returned without amendments.

House Bill No. 1461
Returned without amendments.

House Bill No. 1474
Returned without amendments.

House Bill No. 1540
Returned with amendments.

House Bill No. 1543
Returned with amendments.

House Bill No. 1557
Returned with amendments.

House Bill No. 1564
Returned without amendments.

House Bill No. 1640
Returned without amendments.

House Bill No. 1698
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 7, 2004

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. 107, 124, 143, 144, and 145

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 107—
BY SENATOR BOASSO

A CONCURRENT RESOLUTION

To create the Joint Legislative Commission on Saltwater Fisheries and the Ad Hoc Saltwater Fisheries Advisory Board to study and make recommendations to the legislature on a revision of the state's saltwater fisheries laws and regulations as they pertain to commercial and recreational fishing.

Read by title.

On motion of Rep. Lancaster, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

SENATE CONCURRENT RESOLUTION NO. 124—
BY SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To establish the Louisiana Prosper Commission to conduct a comprehensive study of the public bid law, the procurement code, bid preferences and reciprocal preferences, and services contracts.

Read by title.

On motion of Rep. Lancaster, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

SENATE CONCURRENT RESOLUTION NO. 143—
BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic signal at the intersection of Louisiana Highways 160 and 371 in Cotton Valley, Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 144—
BY SENATOR BOASSO

A CONCURRENT RESOLUTION

To authorize and request the Senate Committee on Insurance and House Committee on Insurance to establish a joint committee to conduct a comprehensive study of local government insurance and risk management programs with a review of statutory authority.

Read by title.

On motion of Rep. Lancaster, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

SENATE CONCURRENT RESOLUTION NO. 145—
BY SENATOR HOLDEN

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to study the disparity in wages between direct service healthcare workers and the compensation of comparable healthcare workers.

Read by title.

On motion of Rep. Durand, and under a suspension of the rules, the above resolution was referred to the Committee on Health and Welfare, under the rules.

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 4, 2004

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. 96
Returned without amendments.

House Concurrent Resolution No. 99
Returned without amendments.

House Concurrent Resolution No. 120
Returned without amendments.

House Concurrent Resolution No. 123
Returned without amendments.

House Concurrent Resolution No. 132
Returned without amendments.

House Concurrent Resolution No. 145
Returned without amendments.

House Concurrent Resolution No. 146
Returned without amendments.

House Concurrent Resolution No. 160
Returned without amendments.

House Concurrent Resolution No. 176
Returned without amendments.

House Concurrent Resolution No. 264
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
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. 1363: Reps. Winston, Durand, and Scalise.

Message from the Senate**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 3, 2004

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 119: Senators Marionneau, Lentini, and Hainkel.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 3, 2004

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 409: Senators Ullo, Dardenne, and Jones.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 3, 2004

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 733: Senators B. Gautreaux, McPherson, and Ellington.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 3, 2004

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1015: Senators Hines, Jones, and Amedee.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 3, 2004

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1363: Senators Mount, Cravins, and Nevers.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**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. 88—
BY REPRESENTATIVE QUEZAIRE
A RESOLUTION

To commend Bill Summers for his contributions to the music industry.

Read by title.

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

HOUSE RESOLUTION NO. 89—
BY REPRESENTATIVE SMILEY
A RESOLUTION

To commend Kyle Frederic of St. Amant upon being named the World Champion Jambalaya Cook at the 37th annual Jambalaya Festival.

Read by title.

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

HOUSE RESOLUTION NO. 90—
BY REPRESENTATIVE T. POWELL
A RESOLUTION

To express the sincere and heartfelt condolences of the House of Representatives of the Legislature of Louisiana to the family of Raymond Michael "Mike" Clausen, Jr. of Ponchatoula.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 273—
BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to examine the possibility of utilizing medications to facilitate confessions of other crimes prior to the imposition of capital punishment.

Read by title.

On motion of Rep. Dorsey, and under a suspension of the rules, the above resolution was referred to the Committee on Administration of Criminal Justice, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 274—
BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to amend its rules to provide that funeral costs in certain instances shall be considered an allowable cost for providers who incur such expenses.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 275—
BY REPRESENTATIVE SALTER

A CONCURRENT RESOLUTION

To establish a commission to review funding of health care services to make recommendations to the legislature to stabilize the funding base for Louisiana's health care delivery system.

Read by title.

On motion of Rep. Lancaster, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 276—
BY REPRESENTATIVES TUCKER, STRAIN, ALEXANDER, BEARD, BOWLER, BRUNEAU, BURNS, CRANE, CROWE, DOVE, DOWNS, ERDEY, FLAVIN, FUTRELL, GEYMAN, HUTTER, JOHNS, KATZ, KENNARD, LABRUZZO, LAMBERT, LANCASTER, MARTINY, MCVEA, PITRE, M. POWELL, T. POWELL, SCALISE, SCHNEIDER, SMILEY, JANE SMITH, TOOMY, TRAHAN, WADDELL, WALSWORTH, WHITE, AND WINSTON AND SENATORS BARHAM, BOASSO, CAIN, CHEEK, DARDENNE, FONTENOT, HAINKEL, HOLLIS, KOSTELKA, LENTINI, MALONE, MICHOT, ROMERO, SCHEDLER, AND THEUNISSEN

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of President Ronald Reagan and to express enduring appreciation for his singular contributions and achievements.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 277—
BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals not to count official state holidays against the annual and therapeutic leave days provided for residents of ICFs/MR.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 278—
BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of motor vehicles, to study the fees and taxes imposed by Louisiana and other states on pickup trucks and sport utility vehicles (SUVs), and to report its findings and recommendations to the Legislature of Louisiana prior to the convening of the 2005 Regular Session.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 279—
BY REPRESENTATIVE BAUDOIN

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals, the Department of Environmental Quality, the Department of Wildlife and Fisheries, and the Department of Agriculture and Forestry and to urge and request the federal agency for toxic substances and disease registry to cooperate in a study to determine the immediate risks to and the cumulative impact on humans, crops, wildlife, and fisheries living and or located in areas within a close proximity to chemical and petrochemical plants in Louisiana, particularly facilities involved in the handling of hazardous waste and the environmental impact of such entities in the areas in which they are located, especially the increased rate of cancer that occurs in the industrial corridor of the state that has come to be known as "Cancer Alley".

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 280—
BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect directional signage on West Judge Perez Drive in Arabi, Louisiana indicating the exit to St. Louise de Marillac Elementary School.

Read by title.

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

Ordered to the Senate.

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 266—
BY REPRESENTATIVE FUTRELL

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with the Louisiana Student Financial Assistance Commission, to study the effects on the Tuition Opportunity Program for Students of

increasing, for the Opportunity Award, the required minimum composite score on the American College Test to twenty-one (and making an equivalent increase in the required minimum score on the Scholastic Aptitude Test) for students who graduate during the 2007-2008 school year or thereafter from a Louisiana public high school or nonpublic high school which has been approved by the State Board of Elementary and Secondary Education and to report study findings and recommendations in writing to the House Committee on Education and the Senate Committee on Education at least sixty days prior to the start of the 2005 Regular Session.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 269—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to oppose the Equal Employment Opportunity Commission's (EEOC) rule that allows employers to reduce or eliminate retiree health benefits offered to older, Medicare-eligible retirees.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 270—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to evaluate, research, and analyze policies, programs, statutes, and regulations to develop a comprehensive work plan that removes barriers impeding community-based alternatives, effectively and efficiently utilizes long-term care resources, and is responsive to the support service needs of disabled and aged persons in the most integrated settings possible.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 132—

BY SENATOR CHAISSON

A CONCURRENT RESOLUTION

To direct the governor of the state of Louisiana, the president of the Senate, and the speaker of the House of Representatives to, individually or jointly, take appropriate action to prohibit smoking throughout the state capitol thereby creating and declaring the capitol a "smoke-free" environment.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 141—

BY SENATOR SMITH AND REPRESENTATIVE FANNIN

A CONCURRENT RESOLUTION

To urge and request the president of the Louisiana Community and Technical College System to allocate \$350,000 from Carl D. Perkins Vocational Education funds to the Louisiana Agriculture Education Office for the continued funding of administrative support of the state's Agricultural Education Program.

Read by title.

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

**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. 29—

BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 32:190(A)(1) and (2) and 408(C)(1), relative to motorcycles; to require any person under the age of twenty-one years who operates or rides upon a motorcycle, motor driven cycle, or motorized bicycle to wear a safety helmet; to provide for mandatory training; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 519—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 48:274.1(A), relative to highways; to provide relative to logo signs on interstate highways and other certain highways; to authorize the department to contract with a qualified third party for the placement and maintenance of logo signs; to provide relative to the contract and accounting of revenues between the parties; to provide for the establishment of an advisory committee; to provide relative to fees for certain logo signs; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 562—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 40:31.32(D) and to enact R.S. 40:1154(C), relative to installers and maintenance providers of onsite treatment systems; to provide qualifications and requirements for such licenses; 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. 875 (Substitute for Senate Bill No. 336 by Senator McPherson)—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 17: 403(C), R.S. 36:258(E)(1), and R.S. 46:2503(A) and to enact Chapter 50-A of Title 37 of Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3386 through 3390.6, and to repeal R.S. 36:259(E)(19), R.S. 46:2503(E), and Chapter 50 of Title 37 of Louisiana Revised Statutes of 1950, comprised of R.S. 37:3371 through 3384, relative to addictive disorder professionals; to provide for definitions; to provide for categories of addictive disorder professionals; to provide for powers and duties of the Department of Health and Hospitals, office for addictive disorders; to provide for licensure, certification, and registration of addictive disorder counselors and professionals; to authorize the department to impose application fees; to provide with respect to penalties; to establish the Addictive Disorders Professionals Licensing and Certification Fund in the state treasury; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 876 (Substitute for Senate Bill No. 857 by Senator Ullo)—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 40:1662.3(6), (7), (12), (14), (15), (17), (24), (26), (27), and (28), 1662.4(A)(3) and (4), (B), the introductory paragraph of (C), (C)(1), (3), (4), (6), and (7), 1662.6(A)(3), (B)(6)(a) and (b) and (9), (C)(5) and (6)(a) and (b), and (9), 1662.7(A), (B), (C), the introductory paragraph of (D), (D)(2), (E), and (F), 1662.8(A), the introductory paragraph of (B), (B)(2)(g) and (h), (3)(a) and (b), and (4), 1662.9(A)(3), (5) and (11), (C), (D)(1) and (3), and (E), 1662.11(A)(2), 1662.12(A)(2) and (5), 1662.14(A)(2), the introductory paragraph of (3), (3)(b), and (5), (C)(2), (3), (5), and (6), and 1662.15(B)(2), and to enact R.S. 40:1662.3(29), 1662.6(B)(6)(d), 1662.8(B)(2)(i), (j) and (k), 1662.9(A)(12), (13) and (14), 1662.14(C)(7), and 1662.16(D), relative to public health and safety; to provide for alarm industry and locksmith licensing standards; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 873 (Substitute for Senate Bill No. 782 by Senator Lentini)—
BY SENATOR LENTINI

AN ACT

To enact Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.7, and R.S. 37:1285(A)(32), all relative to human cloning; to provide for definitions; to prohibit the expenditure

of state funds for the purpose of human cloning; to provide for penalties; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Beard moved that Senate Bill No. 873 be designated as a duplicate of House Bill No. 803.

Which motion was agreed to.

Rep. Beard moved that Senate Bill No. 873 be amended to conform with House Bill No. 803 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Beard to Reengrossed Senate Bill No. 873 by Senator Lentini (Duplicate of House Bill No. 803)

AMENDMENT NO. 1

On page 1, line 3, change "1299.36.7," to "1299.36.8,"

AMENDMENT NO. 2

On page 1, line 4, after "definitions;" insert "to provide for exceptions;"

AMENDMENT NO. 3

On page 1, line 9, change "1299.36.7" to "1299.36.8,"

AMENDMENT NO. 4

On page 1, between lines 16 and 17, insert the following:

"§1299.36.1. Legislative intent; findings

R.S. 40:1299.36.1 is all proposed new law.

A. In order to protect the health and welfare of the citizens of this state, it is the intent of the legislature to promote adult stem cell research that offers real cures and not illusory promises, and to ban the cloning of human embryos for the purpose of producing children as well as cloning for research, which always results in the destruction of human embryos when their stem cells are harvested.

B. The legislature finds that:

(1) The state has a compelling interest in promoting research that offers real cures and not illusory promises.

(2) The state also has a compelling interest in ensuring that human beings, at whatever stage of life, are not created for use as raw materials. Cloning for any purpose will compromise women's health, turn their eggs and wombs into commodities and factories and will lead to production of experimental human beings.

(3) Researchers in at least one country have announced the cloning of a human being at the embryonic stage of life by the process known as somatic cell nuclear transfer.

(4) A cloned human embryo, if implanted in the uterus of a female of reproductive age, can theoretically grow into a newborn

baby. The outcome or purpose of cloning in this circumstance is cloning for reproduction. Conversely, a cloned human embryo may be allowed to develop only to the blastocyst stage and then harvested for its stem cells, resulting in the destruction of the cloned human embryo. The outcome or purpose of cloning in this circumstance is cloning for research.

(5) There is no scientific difference between cloning for reproduction and cloning for research. The only difference is the stated purpose for which the cloned human embryo is created. Thus, there are not two distinct scientific processes. There is only one process, human cloning, with two possible outcomes or purposes. Those outcomes or purposes are reproduction or destructive research.

(6) Cloning for research has not produced a single cure or treatment in animal models for any disease, nor has it produced any cures or treatments in human beings.

(7) Adult islet cells have already helped hundreds of patients with juvenile diabetes; this and other avenues that pose no moral problem hold enormous promise for the future.

(8) Promoting research using adult stem cells that have shown real benefits can be achieved by prohibiting cloning of human beings at the embryonic stage of life for both reproduction and destructive research. This safeguards the State's interest in protecting human life and promotes legitimate cure producing research."

AMENDMENT NO. 5

On page 1, line 17, change "§1299.36.1." to "§1299.36.2."

AMENDMENT NO. 6

On page 2, line 21, change "§1299.36.2." to "§1299.36.3."

AMENDMENT NO. 7

On page 3, line 8, change "§1299.36.3." to "§1299.36.4."

AMENDMENT NO. 8

On page 3, line 16, change "§1299.36.4." to "§1299.36.5."

AMENDMENT NO. 9

On page 3, line 18, change "R.S. 40:1299.36.2," to "R.S. 40:1299.36.3,"

AMENDMENT NO. 10

On page 3, line 22, after "entity" delete "other than an individual"

AMENDMENT NO. 11

On page 4, line 1, change "40:1299.36.2," to "40:1299.36.3,"

AMENDMENT NO. 12

On page 4, line 3, change "§1299.36.5." to "§1299.36.6."

AMENDMENT NO. 13

On page 4, line 17, change "§1299.36.6." to "§1299.36.7."

AMENDMENT NO. 14

On page 4, line 23, change "R.S. 40:1299.36.3." to "R.S. 40:1299.36.4."

AMENDMENT NO. 15

On page 4, line 26, change "§1299.36.7." to "§1299.36.8."

AMENDMENT NO. 16

On page 5, line 4, change "R.S. 40:1299.36.3." to "R.S. 40:1299.36.4."

AMENDMENT NO. 17

On page 5, at the end of line 16, change "1299.36.7." to "1299.36.8."

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

Motion

On motion of Rep. Beard, 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. 177—

BY REPRESENTATIVE SALTER

A CONCURRENT RESOLUTION

To create a task force to study the effects on regular education classes of the increase in the number of students identified as Section 504 students and to provide for the task force to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2005 Regular Session.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE CONCURRENT RESOLUTION NO. 208—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, office of public health, to make vaccinations and prophylaxis available to first responders upon the availability of funding.

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 Original House Concurrent Resolution No. 208 by Representative Durand

AMENDMENT NO. 1

On page 2, line 5, after "the" and before "Department" insert "secretary of the"

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

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

HOUSE CONCURRENT RESOLUTION NO. 218—
BY REPRESENTATIVES RICHMOND AND DORSEY
A CONCURRENT RESOLUTION

To create the Domestic Violence Law Enforcement Training Task Force to study current domestic violence training procedures for all Louisiana law enforcement officers and to make recommendations to the legislature.

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 Concurrent Resolution No. 218 by Representative Richmond

AMENDMENT NO. 1

On page 2, between lines 27 and 28, insert the following:

"(12) A representative from public safety services, office of state police, of the Department of Public Safety and Corrections."

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

On motion of Rep. Toomy, the resolution, as amended, 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. 36—
BY SENATOR N. GAUTREAU
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the feasibility and the fiscal impact of raising the Medicaid eligibility income level to one hundred percent of the federal poverty level for those with disabilities.

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 Original Senate Concurrent Resolution No. 36 by Senator N. Gautreaux

AMENDMENT NO. 1

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

"BE IT FURTHER RESOLVED that a copy of this Resolution shall be transmitted to the secretary of the Department of Health and Hospitals."

AMENDMENT NO. 2

On page 2, at the end of line 4, after "Financing," and before "report" change "will" to "shall"

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

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

SENATE CONCURRENT RESOLUTION NO. 41—
BY SENATOR FIELDS
A CONCURRENT RESOLUTION

To urge and request that the Department of Health and Hospitals study the feasibility of passing on to the uninsured the reduced prices the state pays for prescription drugs for Medicaid beneficiaries.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

SENATE CONCURRENT RESOLUTION NO. 43—
BY SENATOR N. GAUTREAU
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to adopt by rule a procedure for an expedited Medicaid application process.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

SENATE CONCURRENT RESOLUTION NO. 76—
BY SENATOR FIELDS
A CONCURRENT RESOLUTION

To urge and request the Department of Social Services to study the feasibility of implementing the "At Home Infant Care Act".

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

SENATE CONCURRENT RESOLUTION NO. 82—
BY SENATOR SCHEDLER
A CONCURRENT RESOLUTION

To continue and provide with respect to the Louisiana Public Mental Health Review Commission.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

SENATE CONCURRENT RESOLUTION NO. 110—
BY SENATOR CHAISSON**A CONCURRENT RESOLUTION**

To extend the authority for the Forensic Strategic Task Force until July 1, 2006.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original Senate Concurrent Resolution No. 110 by Senator Chaisson

AMENDMENT NO. 1

On page 2, delete line 6 and insert the following:

"comprehensive study; and

WHEREAS, the legislature finds that there exists a small but extremely dangerous number of sexually violent predators who, because of a mental abnormality, are likely to commit a sex offense if not treated for their mental abnormality. The legislature further finds that because the current judicial commitment procedure under R.S. 28:54 et seq. is intended to provide short-term treatment to individuals with serious mental disorders, it is inadequate to address the special needs of sexually violent predators and the risk they present to society; and

WHEREAS, the legislature finds that a strategic plan regarding identification, treatment, and an involuntary civil commitment process for the potentially long-term control, care, and treatment of sexually violent predators is necessary; and

WHEREAS, the legislature finds that a review of the current authority, responsibility, and effectiveness of the Department of Public Safety and Corrections ("DPS&C") in identification and treatment of sexually violent predators and the current process of communication between law enforcement agencies regarding their status, while these individuals are under the custody and control of DPS&C is necessary; and

WHEREAS, the legislature finds that the proposed strategic plan should accomplish the goals of civil commitment for sexually violent predators, with a focus on the best clinical practices delivered in an efficient safe environment in a comprehensive and fiscally responsible manner, particularly on the lack of resources, increasing need for community services, impact on the civil mental health population, and maintaining public safety; and

WHEREAS, the legislature finds that the existing Forensic Strategic Task Force originally established by Senate Concurrent Resolution No. 28 of the 2002 Regular Session is the appropriate body to study the specific issue of identification, commitment, and treatment of sexually violent predators and to recommend a strategic plan to the legislature for consideration."

AMENDMENT NO. 2

On page 2, between lines 10 and 11, insert the following:

"BE IT FURTHER RESOLVED that the legislature does hereby create a subcommittee, within the Forensic Strategic Task Force, to

specifically study the issue of identification, commitment, and treatment of sexually violent predators, in order to develop and implement an effective comprehensive statewide system of control, monitoring, and treatment of this identified population.

BE IT FURTHER RESOLVED that within thirty days after the final passage of this Resolution, that the chairmen of the Forensic Strategic Task Force shall appoint a chairman of the subcommittee to study civil commitment of sexually violent predators.

BE IT FURTHER RESOLVED that the subcommittee chairman shall have authority and responsibility for facilitating and overseeing the work of the subcommittee and shall designate working members with appropriate skill, training and expertise in the area of identification, commitment, and treatment of sexually violent predators, in order to develop and implement an effective comprehensive statewide system of control, monitoring, and treatment of this identified population in a professional and timely manner.

BE IT FURTHER RESOLVED that the subcommittee chairman shall have authority and responsibility for facilitating and overseeing a review of the current authority, responsibility, and effectiveness of the DPS&C in identification and treatment of sexually violent predators and the current process of communication between law enforcement agencies regarding their status while these individuals are under the custody and control of the DPS&C.

BE IT FURTHER RESOLVED that within sixty days after the final passage of this Resolution, the subcommittee shall examine the laws of the various states and identify each state that has enacted identification, treatment, and civil commitment laws for sexually violent predators and shall begin review of those programs.

BE IT FURTHER RESOLVED that, within one hundred eighty days after final passage of this Resolution, the subcommittee shall complete the study of the individual identification, treatment, and civil commitment programs and shall submit a summary of its findings to both the chairman of the subcommittee and the chairmen of the full Forensic Strategic Task Force.

BE IT FURTHER RESOLVED that this subcommittee report shall contain information, including but not limited to:

(a) The type of identification, treatment, and civil commitment scheme for sexually violent predators, whether it is an in-patient or community-based program, and the report shall also address how different jurisdictions have dealt with issues regarding less restrictive alternatives.

(b) Total overall costs of each identification, treatment, and commitment scheme for a sexually violent predator, including whether funds are state general funds or have federal matching funds.

(c) Total manpower needs of each identification, treatment, and commitment scheme for sexually violent predators.

(d) Successful legal challenges in both state and federal courts to each identification, treatment, and commitment scheme for sexually violent predators.

(e) Anticipated procedural and administrative problems related to the adoption of each identification, treatment and commitment scheme for sexually violent predators.

(f) Anticipated needs with regard to in-patient facilities or community-based facilities or group homes.

(g) Rate of recidivism for each identification, treatment, and civil commitment scheme for sexually violent predators.

(h) Documentation of unanticipated problems encountered by each identification, treatment, and civil commitment scheme for sexually violent predators.

(i) Documentation of overall perceived success of each identification, treatment, and commitment scheme for sexually violent predators.

(j) A review of the current authority, responsibility, and effectiveness of the DPS&C in identification and treatment of sexually violent predators and the current process of communication between law enforcement agencies regarding their status while these individuals are under the custody and control of the DPS&C.

BE IT FURTHER RESOLVED that, within two hundred seventy days after the final passage of this Resolution, designated members of the subcommittee will conduct on-site visits of a representative sample of the civil commitment programs in identified jurisdictions and shall submit a report on each visit to both the chairman of the subcommittee and the chairmen of the full Forensic Strategic Task Force.

BE IT FURTHER RESOLVED that, within one year after the final passage of this Resolution, the subcommittee shall submit a proposal for a strategic plan for a civil commitment scheme containing a detailed fiscal note to the chairman of the subcommittee, the chairmen of the full task force, the chairman of the Senate Committee on Judiciary C, the chairman of the House Committee on the Administration of Criminal Justice, the president of the Senate, and the speaker of the House of Representatives.

BE IT FURTHER RESOLVED that such proposal shall outline how the proposed scheme will accomplish the goals of civil commitment for sexually violent predators, with a focus on best clinical practices delivered in an efficient safe environment in a comprehensive and fiscally responsible manner, particularly on the lack of resources, increasing need for community services, impact on civil mental health population, and maintaining public safety."

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

On motion of Rep. Lancaster, the resolution, as amended, 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. 225—
BY REPRESENTATIVE FARRAR
AN ACT

To enact R.S. 11:769, relative to the employee contributions of a member of the Teachers' Retirement System of Louisiana; to guarantee payment of a member's accumulated employee contributions to the member, as survivor benefits, or to the member's estate; to provide for 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. 229—
BY REPRESENTATIVE QUEZAIRE (BY REQUEST)
AN ACT

To repeal R.S. 17:81(O), relative to certain local school board expenditures; to repeal the requirement that expenditures by city, parish, and other local public school boards to reimburse school board members for certain travel and related expenses be in accordance with travel regulations prescribed by the division of administration for state executive branch employees.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 255—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 14:32.1(B), relative to vehicular homicide; to provide for criminal penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 255 by Representative Badon

AMENDMENT NO. 1

On page 1, line 10, after "imprisoned" and before "hard labor" change "with or without" to "at"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 338—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 26:351(1)(a) and (3) and to enact R.S. 26:351(1)(c), relative to distilled spirits; to provide for metric standards of fill; to provide for the number of bottles per shipping case; 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. 338 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, after "(3)" and before the comma "," insert "and to enact R.S. 26:351(1)(c)"

AMENDMENT NO. 2

On page 1, line 6, after "reenacted" and before "to" insert "and R.S. 26:351(1)(c) is hereby enacted"

AMENDMENT NO. 3

On page 1, line 16, after "milliliters," and before "three" delete "four hundred milliliters."

AMENDMENT NO. 4

On page 1, line 17, after "milliliters," and before "two" delete "and"

AMENDMENT NO. 5

On page 1, at the end of line 17, after "milliliters" and before the period "." insert a comma "," and add "and one hundred milliliters"

AMENDMENT NO. 6

On page 1, after line 18, insert the following:

"(c) If any supplier ships a particular brand of a distilled spirits into the state of Louisiana in a one hundred milliliter bottle, they shall be packaged four bottles per pack.

* * *

AMENDMENT NO. 7

On page 2, delete line 8 in its entirety

AMENDMENT NO. 8

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

"100 milliliters 96"

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. 763—

BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact Section 2 of Act No. 1341 and Section 3 of Act No. 1342 both of the 1999 Regular Session as amended and reenacted by Act No. 338 of the 2001 Regular Session; to specify time periods to be used for the calculation of cost savings to city, parish, and other local public school boards, state schools for the deaf, blind, spastic, and cerebral palsied, and in Special School District Number One resulting from the elimination of statutory provisions relative to extended sick leave and rest and recuperation sabbatical leaves for certain school employees; to require that such saved monies be included

in the minimum salary schedules used by the school system or state school to compensate teachers; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 877—

BY REPRESENTATIVE DORSEY
AN ACT

To enact R.S. 46:1844(K)(2)(g), relative to rights of crime victims; to provide with respect to the victim impact statement; to provide with respect to its content; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1161—

BY REPRESENTATIVES TUCKER AND DANIEL
AN ACT

To amend and reenact Subpart F of Part IV of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:502 through 502.6, relative to the Louisiana State Employees' Retirement System; to create a defined contribution plan within the system; to provide relative to contributions and benefits; to remove provisions relative to the optional retirement plan and to provide for the members of such plan; to provide for 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. 1161 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "Subpart F of Part IV of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:502 through 502.6, relative to the"

AMENDMENT NO. 2

On page 1, line 4, after "benefits;" and before "to provide" insert "to remove provisions relative to the optional retirement plan and to provide for the members of such plan;"

AMENDMENT NO. 3

On page 1, line 10, after "Section 1." delete the remainder of the line and insert "Subpart F of Part IV of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:502 through 502.6, is hereby amended and reenacted to read as"

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AMENDMENT NO. 4

On page 1, line 17, change "2004." to "2006."

AMENDMENT NO. 5

On page 3, line 15, change "on, or before June 30, 2005." to "on or before June 30, 2007."

AMENDMENT NO. 6

On page 4, line 9, delete the period "." after "Subsection A"

AMENDMENT NO. 7

On page 8, line 11, change "2004." to "2006."

AMENDMENT NO. 8

On page 8, delete line 14 in its entirety and insert the following:

"§502.6. Legislative intent: report

The legislature hereby finds that the financial stability represented by a solid retirement system is of paramount importance to the welfare and enjoyment of life of the citizens of this state, particularly her public servants. To that end, changes in the structure of such a system should be undertaken only after due deliberation and rumination. The construction of a defined contribution retirement plan allows the health of the state fisc to improve while simultaneously providing greater portability and flexibility to the members of the system. In an abundance of caution, and to ensure our state employees a retirement upon which they may reasonably rely in planning for their futures, we believe it prudent to investigate opportunities for providing greater security within the plan. To that end, the state treasurer and the board of trustees of this system shall submit to the legislature, at least thirty days before the convening of the 2005 Regular Session, a report regarding when and how to integrate this defined contribution plan with Social Security, including recommended contribution rates and levels and a fair and efficacious plan for providing for the disability of a state employee."

AMENDMENT NO. 9

On page 8, line 15, change "Section 3." to "Section 2."

AMENDMENT NO. 10

On page 8, line 17, change "that plan" to "law relative to that plan in effect on June 1, 2004."

AMENDMENT NO. 11

On page 8, line 19, change "Section 4." to "Section 3."

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. 1214—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:502.2(B)(1)(c), relative to the Louisiana State Employees' Retirement System; to provide for eligibility in the optional retirement plan; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Retirement.

The substitute was read by title as follows:

HOUSE BILL NO. 1724 (Substitute for House Bill No. 1214 by Representative Schneider)— BY REPRESENTATIVE SCHNEIDER AN ACT

To amend and reenact R.S. 11:502 and 502.2(A) and (B)(1), relative to the Louisiana State Employees' Retirement System; to provide for eligibility to participate in the optional retirement plan; to provide for transfer from the optional retirement plan to the defined benefit plan; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Schneider, the substitute was adopted and became House Bill No. 1724 by Rep. Schneider, on behalf of the Committee on Retirement, as a substitute for House Bill No. 1214 by Rep. Schneider.

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

HOUSE BILL NO. 1441— BY REPRESENTATIVE WRIGHT AN ACT

To amend and reenact R.S. 15:1105, 1105.1(A), 1105.4(A), and 1105.5 and to enact R.S. 15:1105.8, relative to the Central Louisiana Juvenile Detention Center Authority; to provide relative to its board of commissioners; to provide for the general authority of the board; to provide for the domicile of the board of commissioners; to provide for withdrawal from the Central Louisiana Juvenile Detention Center Authority; to provide with respect to the return of funds to withdrawing parish governing authorities; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1441 by Representative Wright

AMENDMENT NO. 1

Change the lead author from Representative Wright to Representative John Smith

AMENDMENT NO. 2

On page 1, line 2, after "reenact" and before "1105.4(A)," delete "R.S. 15:1105.1(A)" and insert "R.S. 15:1105, 1105.1(A),"

AMENDMENT NO. 3

On page 1, line 2, after "1105.5" and before "the comma" insert "and to enact R.S. 15:1105.8"

AMENDMENT NO. 4

On page 1, line 5, after "commissioners;" and before "and" insert "to provide for withdrawal from the Central Louisiana Juvenile

Detention Center Authority; to provide with respect to the return of funds to withdrawing parish governing authorities;"

AMENDMENT NO. 5

On page 1, line 7, after "Section 1." and before "1105.4(A)" delete "R.S. 15:1105.1(A)," and insert "R.S. 15:1105, 1105.1(A),"

AMENDMENT NO. 6

On page 1, line 8, after "reenacted" and before "to" insert "and R.S. 15:1105.8 is hereby enacted"

AMENDMENT NO. 7

On page 1, between lines 8 and 9 insert the following:

"§1105. Central Louisiana Juvenile Detention Center Authority; creation; jurisdiction; withdrawal from participation; procedure

A. The Central Louisiana Juvenile Detention Center Authority is hereby established as a political subdivision of the state, with a territorial jurisdiction throughout the parishes of Avoyelles, Catahoula, Concordia, Grant, LaSalle, Vernon, and Winn.

B. Subject to the provisions of R.S. 15:1105.8, a parish may withdraw from participation in the Central Louisiana Juvenile Detention Center Authority.

C. Withdrawal from participation in the Central Louisiana Juvenile Detention Center Authority shall require the adoption of an ordinance or resolution by the governing authority of that parish."

AMENDMENT NO. 8

On page 3, after line 22, insert the following:

"* * *

§1105.8. Reimbursement of funds to the governing authority of parishes withdrawing from participation in the Central Louisiana Juvenile Detention Center Authority

A. All unexpended and unencumbered special costs and the amount of any fine levied or imposed pursuant to R.S. 15:1105.6 or 1105.7 collected in a parish which withdraws from participation in the Central Louisiana Juvenile Detention Center Authority pursuant to the provisions of R.S. 15:1105 shall be reimbursed to the governing authority of the withdrawing parish.

B. The withdrawal from participation by a parish as authorized by R. S. 15:1105 shall not be deemed, construed, or applied in such a manner as to impair the obligation, validity, or security of any bonds issued pursuant to this Subpart. In the event that any such bonds are outstanding on the date of withdrawal, any tax levied pursuant to R.S. 15:1105.5 shall continue to be levied and collected in the withdrawing parish to the extent and for the period necessary to satisfy any bonds and related obligations which are issued and outstanding on the date of such withdrawal."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1658—

BY REPRESENTATIVE JEFFERSON
AN ACT

To amend and reenact R.S. 14:30.1(A)(2)(a), relative to offenses against the person; to provide with respect to homicide; to provide with respect to a homicide committed when the offender is engaged in certain crimes; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1658 by Representative Jefferson

AMENDMENT NO. 1

On page 1, at the beginning of line 12, change "second degree battery" to "aggravated second degree battery"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1723 (Substitute for House Bill No. 1169 by Representative Winston)—

BY REPRESENTATIVE WINSTON
AN ACT

To repeal Section 7(A) of Act No. 1225 of the 2003 Regular Session of the Legislature, relative to the Juvenile Justice Reform Act; to repeal provisions requiring the state to provide alternative uses for the Swanson Correctional Center of Youth-Madison Parish Unit at Tallulah, Louisiana, as a correctional facility; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, 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. 14—

BY SENATOR DUPRE
AN ACT

To amend and reenact R.S. 15:587(A)(1)(a), relative to criminal procedure; to provide relative to the Louisiana Bureau of Criminal Identification and Information; to authorize such bureau to release criminal history records and identification files to the Louisiana State Bar 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 Engrossed Senate Bill No. 14 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 1, after "Association" and before "the" delete the comma "," and insert "however, as to any licensed attorney such information shall be provided only after the issuance of a formal charge against the attorney."

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. 48—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 14:402(E), relative to offenses affecting law enforcement; to provide relative to contraband prohibited in certain correctional facilities; 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. 48 by Senator Hainkel

AMENDMENT NO. 1

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

"(7) Any telecommunications equipment, including but not limited to cellular phones, beepers, or global positioning satellite system equipment whether or not such equipment may be intended for use in planning or aiding an escape or attempt to escape from any institution.

(8) Any equipment, whether professionally-made or home-made, intended for use in tattooing.

(9) Any electronic device including but not limited to computers, telephoto equipment, communications equipment, whether modified or not that is intended for use in the planning or aiding in an escape or attempt to escape from any institution.

(10) Any object or instrumentality intended for use as a tool in the planning or aiding in an escape or attempt to escape from any institution."

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. 55—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 18:464(A) and 1280.22(A), relative to elections; to provide for payment of qualifying fee by means of a certified or cashier's check or a money order issued by a credit union; 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. 62—
BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 15:574.20(A), and to enact Code of Criminal Procedure Art. 894.2(A)(4), relative to parole; to provide with respect to medical parole; to require medical parole consideration of inmates determined to be terminally ill; to provide for home incarceration; 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. 62 by Senator Fields

AMENDMENT NO. 1

On page 1, line 15, change "probation" to "parole"

AMENDMENT NO. 2

On page 1, line 16, change "probation" to "parole"

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. 73—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 22:1513(C)(2)(b) and to enact R.S. 22:250.43(C) and 250.48, relative to health insurance coverage; to provide with respect to the dental patient's option to choose services regardless of insurance coverage under specific circumstances; to provide an exception to contract requirements imposed on certain health insurers under certain circumstances; to provide for payment of services to dental providers by insurers; 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. 73 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 5, after "diagnosis" insert "from a contracted provider"

AMENDMENT NO. 2

On page 2, at the beginning of line 8, change "A." to "(1)"

AMENDMENT NO. 3

On page 2, at the beginning of line 10, change "B." to "(2)"

AMENDMENT NO. 4

On page 2, at the beginning of line 15, change "(1)" to "(a)"

AMENDMENT NO. 5

On page 2, line 15, after "due" change "under" to "for"

AMENDMENT NO. 6

On page 2, at the beginning of line 17, change "(2)" to "(b)"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Karen Carter, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 74—
BY SENATOR HINES

AN ACT

To enact R.S. 37:1285(A)(32) and Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.6, all relative to human cloning; to prohibit the expenditure of state funds for the purpose of human cloning; to provide for definitions; to provide for penalties; 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. 74 by Senator Hines

AMENDMENT NO. 1

On page 2, delete lines 27 and 28 in their entirety and on line 29, change "D" to "C"

AMENDMENT NO. 2

On page 4, delete lines 7 and 8 in their entirety and on line 9, change "C" to "B"

AMENDMENT NO. 3

On page 4, delete lines 16, 17, and 18 in their entirety and on line 19, change "C" to "B" and on line 22, change "D" to "C"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 125—BY SENATOR ULLO AND REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 15:587.1(E), relative to the Louisiana Child Protection Act; to provide that a nonpublic entity shall comply with the provisions of the Louisiana Child Protection Act; to provide that the head of any nonpublic entity who fails to comply with the provisions of the Louisiana Child Protection Act shall be fined; 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. 388—BY SENATOR MCPHERSON
AN ACT

To enact R.S. 36:4(B)(17) and R.S. 49:210.2, relative to the office of the governor; to create the office of the coordinator of faith-based programs within the office of the governor; to provide for the duties and responsibilities of the coordinator; 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. 438—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:67.10(B)(2), relative to theft of goods; to increase the threshold value of misappropriated goods for the purpose of meeting felony status; 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. 439—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:78.1 (C), relative to aggravated incest; to provide that consent is not a defense to aggravated incest; 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. 441—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:30(A)(7), relative to first degree murder; to provide for intent to inflict great bodily harm while engaged in ritualistic acts; 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. 443—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:32.6, relative to first degree feticide; to provide for assault by drive-by shooting and second degree kidnapping in the crime of first degree feticide; 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. 444—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:2(13)(kk) and 64.4, relative to robbery; to rename the offense of aggravated robbery to second degree robbery; 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. 446—
BY SENATORS JACKSON AND SCHEDLER

AN ACT

To amend and reenact R.S. 46:153.3(D)(5), relative to the Medicaid Drug Program; to provide for duties and responsibilities of the Medicaid Pharmaceutical and Therapeutics Committee; 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. Durand, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 495—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 40:2115.15(B), relative to public hearings; to provide for locations of hearings; 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. Durand, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 553—
BY SENATOR DUPRE

AN ACT

To enact R.S. 22:1430.18, relative to property insurance; to provide certain requirements for coverage and issuance of property insurance by the Louisiana Citizens Property Insurance Corporation; 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. Karen Carter, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 659—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:2(13)(m), the introductory paragraph of R.S. 14:43.2(A) and (C), 78.1(B)(1), 107.2(A), R.S. 46:1844(W)(2), Code of Criminal Procedure Arts. 571.1 and 893.3(E)(1)(b), Code of Evidence Art. 412.1, relative to sexual battery; to rename the offense of aggravated sexual battery to second degree sexual battery; 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. 689—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:153.3(B)(2)(a)(introductory paragraph) and (b) and to enact R.S. 46:153.3(B)(2)(e), relative to the medical assistance drug program; to provide for the utilization of a prior approval process and criteria related thereto; to provide for rulemaking; to provide for an annual report to the legislature and governor; 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. Durand, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 691—
BY SENATOR JACKSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 46:153.3(D)(2) and R.S. 46:153.3(D)(2)(c) through (s), relative to the Medicaid Pharmaceutical and Therapeutics Committee;

to provide for changes with respect to who shall be appointed to the committee; 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. 691 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, after "(D)(2)" insert "(introductory paragraph)"

AMENDMENT NO. 2

On page 1, line 3, change "(c) through (s)" to "(m)"

AMENDMENT NO. 3

On page 1, line 7, after "(D)(2)" insert "(introductory paragraph)"

AMENDMENT NO. 4

On page 1, line 8, change "(c) through (s)" to "(m)"

AMENDMENT NO. 5

On page 2, delete lines 2 through 28 in their entirety

AMENDMENT NO. 6

On page 3, line 1, after "Hospitals" insert "or his designee"

AMENDMENT NO. 7

On page 3, delete lines 2 through 11 in their 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. 691 by Senator Jackson

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on Health and Welfare on line 2, after "line 2," insert "after "reenact" and before "R.S." delete "the introductory paragraph of" and"

AMENDMENT NO. 2

In House Committee Amendment No. 3 proposed by the House Committee on Health and Welfare on line 6, after "line 7," and before "after" insert "after "Section 1." and before "R.S." delete "the introductory paragraph of" and"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 693—
BY SENATOR DUPRE

AN ACT

To amend R.S. 18:1280.21 and 18:1280.25, to provide relative to the presidential preference primary; to provide relative to the participation of persons registered as an independent or not otherwise registered in a recognized political party; 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. 693 by Senator Dupre

AMENDMENT NO. 1

On page 1, delete lines 16 and 17, and insert the following:

"except that the state central committee of a recognized political party may allow in its bylaws, electors who are not affiliated with any political party to cast a vote on the ballot of such recognized political party. The state central committee shall notify the Department of State that its bylaws allow for such voting by non-affiliated electors no later than seven days prior to the opening of qualifying for the presidential preference primary. Such notification shall be considered valid and effective for subsequent presidential preference primaries unless the state central committee notifies the Department of State that its bylaws no longer allow for such voting by non-affiliated electors no later than seven days prior to the opening of qualifying for a presidential preference primary. Any elector who is not affiliated with any political party and who is allowed to cast his vote on the ballot of a recognized political party in the presidential preference primary pursuant to this Section shall cast his vote on the ballot of only one recognized political party."

AMENDMENT NO. 2

On page 2, at the beginning of line 1, delete "of one of the recognized political parties."

AMENDMENT NO. 3

On page 2, on line 10, after "is not registered," delete the remainder of the line and delete lines 11 through 13 and insert "except as provided in R.S. 18:1280.21."

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. 693 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, following "amend" insert "and reenact"

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. 701—
BY SENATOR BAJOIE

AN ACT

To enact R.S. 46:1441.14, relative to family child care providers; to provide for required participation in orientation sessions; to provide that orientation programs shall be approved by the Department of Social Services or the Department of Education; 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. 701 by Senator Bajoie

AMENDMENT NO. 1

On page 1, line 13, after "Education" and before "be" change "will" to "shall"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 808—
BY SENATOR HINES

AN ACT

To enact R.S. 40:1300.143(3)(d), relative to the rural hospital preservation act; to require certification by the Rural Hospital Coalition, Inc., as a prerequisite to being designated as a rural hospital; 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. Durand, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 843—
BY SENATOR AMEED

AN ACT

To amend and reenact R.S. 46:285(A)(2) and to enact R.S. 46:285(A)(6), relative to child protection and foster care

workers; to provide that such workers shall be trained in specific legal provision; 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. 843 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 46:285(A)(6)" and before the comma "," insert "and (7)"

AMENDMENT NO. 2

On page 1, line 6, after "R.S. 46:285(A)(6)" add "and (7)" and at the beginning of line 7, change "is" to "are"

AMENDMENT NO. 3

On page 2, line 5, after "R.S. 46:285(A)(6)" delete "is" and add "and (7) are"

AMENDMENT NO. 4

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

"(7) All representatives or employees of the Department of Social Services shall, at the initial time of contact with the individual subject to a child abuse and neglect investigation, advise the individual of the specific complaints or allegations made against the individual in a manner that is consistent with laws protecting the rights of the informant."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 865—

BY SENATORS SCHEDLER, AMEDEE, CAIN, CRAVINS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HINES, HOLLIS, JONES, LENTINI, MARIONNEAU, ROMERO AND SMITH

AN ACT

To amend and reenact R.S. 46:1071 and to enact R.S. 46:1076.1, relative to hospital service districts; to provide for findings; to provide with respect to joint bargaining and contracting, including immunity from certain antitrust provisions; to provide for applicability; 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. 865 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 46:1076.1" to "R.S. 46:1077.1"

AMENDMENT NO. 2

On page 1, line 7, change "R.S. 46:1076.1" to "R.S. 46:1077.1"

AMENDMENT NO. 3

On page 2, line 2, change "1076.1" to "1077.1"

AMENDMENT NO. 4

On page 2, delete lines 4 and 5 in their entirety and on line 6, delete "is located."

AMENDMENT NO. 5

On page 2, line 6, change "1076.1" to "1077.1"

AMENDMENT NO. 6

On page 2, line 9, change "R.S. 46:1076.1" to "R.S. 46:1077.1"

AMENDMENT NO. 7

On page 2, line 10, change "R.S. 46:1076.1" to "R.S. 46:1077.1"

AMENDMENT NO. 8

On page 2, between lines 17 and 18, insert the following:

"B. In addition to the powers and duties otherwise provided and notwithstanding any other law to the contrary, the board of commissioners of a hospital service district and any corporation or health facility owned or operated by such district or commission may solely or with another hospital service district or with multiple hospital service districts negotiate collectively with payors and health care provider organizations or employ, appoint, hire, or contract with any person, to negotiate rates, payment terms and other contractual terms and provisions with payors and health care provider organizations on behalf of a hospital service district singly or as a group of hospital service districts. Except for those hospital service districts that are designated as rural hospitals under the Rural Hospital Preservation Act, payors and health care provider organizations shall not be required to contract with every participant in the negotiation as a condition of any contract entered into as a result of such negotiations. For purposes of this provision, "payors and health care provider organizations" include, but are not limited to, insurance companies, health maintenance organizations, employee benefit plans including but not limited to those governed by the Employment Retirement Income Security Act, independent practice associations, exclusive provider organizations, preferred provider organizations, and any other group health plan of any kind, regardless of whether such group health plan is subject to regulation under the Louisiana Insurance Code. In exercising its powers and duties, a hospital service district may share information obtained or otherwise in its possession with one or more other hospital service districts. A hospital service district commission that employs, appoints, hires, or contracts with a negotiator to represent its interests during negotiations with rate payors and health care provider organizations shall be presumed to be engaged in a cooperative endeavor as provided in Article VII, Section 14(C) of the Constitution of

Louisiana. The hospital service district commission shall be further presumed to have entered into such contract for the purpose of obtaining a tangible benefit and for a public purpose, and such contract shall not be presumed to be a donation in contravention of Article VII, Section 14(A) of the Constitution of Louisiana."

AMENDMENT NO. 9

On page 2, line 18, change "B" to "C"

AMENDMENT NO. 10

On page 2, line 21, change "C" to "D"

Reported without amendments by the Legislative Bureau.

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

On motion of Rep. Durand, 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:

SENATE BILL NO. 432—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 23:1141(B) and 1143(B)(1), relative to workers' compensation; to provide with respect to attorney fees in workers' compensation matters; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Murray gave notice of his intention to call Senate Bill No. 432 from the calendar for future action.

SENATE BILL NO. 815—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 36:259(II) and Chapter 59 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3651 through 3663, relative to the certification of employee assistance professionals; to provide for definitions; to create the Board of Certified Employee Assistance Professionals; to provide for authority of the board; to provide for professional certification requirements; to provide for operation of the board; to provide for procedures for disciplinary action; to provide for confidentiality of records; to provide for protection for the practice of other professions; to provide for prohibited acts and penalties; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 121—

BY REPRESENTATIVE QUEZAIRE

A CONCURRENT RESOLUTION

To authorize and direct the Department of Public Safety and Corrections to include the image of a pelican on the standard private passenger motor vehicle license plate.

Read by title.

Rep. Quezaire moved the adoption of the resolution.

By a vote of 97 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 143—

BY REPRESENTATIVE LAFLEUR

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate Louisiana Highway 167 within Evangeline Parish as a Blue Star Memorial Highway in honor of the citizens of Evangeline Parish who have served, are now serving, or will serve in the armed forces of the United States and to authorize placement of a Blue Star Memorial Highway monument along this route.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 154—

BY REPRESENTATIVE WINSTON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to seek immediate funding to widen and replace the two-lane bridge located along Louisiana Highway 21 which crosses the Tchefuncte River in St. Tammany Parish.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 174—

BY REPRESENTATIVE MARTINY

A CONCURRENT RESOLUTION

To urge and request the chairman of the Greater New Orleans Expressway Commission, commonly referred to as "The Causeway Commission" to comply with current law providing for the free and unhampered passage by firemen on toll bridges and ferries.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 186—

BY REPRESENTATIVE QUEZAIRE

A CONCURRENT RESOLUTION

To urge and request the governor to support the Sea Point container transfer facility project.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 189—

BY REPRESENTATIVES LABRUZZO AND SCALISE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to send all the necessary and proper information to the Federal Railroad Administration, the Norfolk Southern Railroad, and the Jefferson Parish Sheriff's Office which is required, according to the Federal Railroad Administration's interim final rule regarding the use of horns at highway-rail crossings, to preserve and continue the railroad "quiet zone" in the Old Metairie corridor in Jefferson Parish.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaBruzzo to Engrossed House Concurrent Resolution No. 189 by Representative LaBruzzo

AMENDMENT NO. 1

On page 2, line 11, change "Highway" to "Drive"

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

On motion of Rep. LaBruzzo, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 190—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To request the Department of Transportation and Development to erect "slower traffic keep right" signs on all state highways with four or more lanes.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 193—

BY REPRESENTATIVE STRAIN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic signal at the intersection of Louisiana Highways 442, 443, and 40 in Loranger, Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 86—

BY REPRESENTATIVES DORSEY, DARTEZ, FARRAR, RICHMOND, SHEPHERD, AND WHITE

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of state police, to develop rules for the coordination of investigations and the sharing of information regarding the investigation of possible "serial killers" and unsolved murders.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 182—

BY REPRESENTATIVE BALDONE

A CONCURRENT RESOLUTION

To recognize the Isle de Jean Charles Band of the Biloxi-Chitimacha Confederation of Muskogees (BCCM), the Bayou Lafourche Band of the BCCM, the Grand Cailou/Dulac Band of the BCCM, known collectively as the "BCCM tribes", and the Pointe-au-Chien Indian Tribe (PACIT).

Read by title.

Rep. Baldone moved the adoption of the resolution.

By a vote of 95 yeas and 1 nays, the resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

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

HOUSE CONCURRENT RESOLUTION NO. 211—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the commissioner of conservation, the Louisiana Municipal Association, and the Police Jury Association to study compliance by Louisiana cities, towns, villages, and special districts in an underground utility regional damage prevention program.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 17—

BY REPRESENTATIVE ALARIO

A CONCURRENT RESOLUTION

To urge and request members of the legislature and statewide elected officials to voluntarily substitute teach in a public elementary or secondary school of the state.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 107—

BY REPRESENTATIVES BROOME AND MURRAY

A CONCURRENT RESOLUTION

To request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee

to study the conditions in the Louisiana housing finance market and address the issues and concerns relative to protecting Louisiana citizens from predatory lending practices.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 148—
BY REPRESENTATIVES BURRELL, JEFFERSON, AND MARCHAND
A CONCURRENT RESOLUTION

To urge and request the House Committee on Municipal, Parochial and Cultural Affairs and the Senate Committee on Local and Municipal Affairs to meet and function as a joint committee to study and make recommendations for the creation of a state office of urban reengineering and reinvestment, including but not limited to its structure, powers, duties, functions, responsibilities, and funding, and in conducting such study to obtain assistance, information, and recommendations from certain organizations and agencies.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 206—
BY REPRESENTATIVES WALKER AND DURAND
A CONCURRENT RESOLUTION

To create the Louisiana Dental Association Task Force on Enteral Conscious Sedation to study the revisions to the Dental Practice Act regarding adult enteral conscious sedation.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 215—
BY REPRESENTATIVE MURRAY
A CONCURRENT RESOLUTION

To request the House and Senate Committees on Labor and Industrial Relations to meet and function as a joint committee to study the hiring and procurement practices of the gaming industry and submit a report of its findings to the Legislature of Louisiana on or before thirty days prior to the 2005 Regular Session.

Read by title.

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

Ordered to the Senate.

HOUSE RESOLUTION NO. 51—
BY REPRESENTATIVE ARNOLD
A RESOLUTION

To urge and request the department of finance of the city of New Orleans to study the feasibility of incorporating the fifteenth ward of the parish of Orleans as a municipality within the parish of Orleans.

Called from the calendar.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 197—
BY REPRESENTATIVES CRANE, BROOME, SALTER, AND HUNTER
AND SENATORS HOLDEN AND ULLO
A CONCURRENT RESOLUTION

To create the Adult Learning Task Force within the office of the governor for the purpose of reviewing policies and programs related to adult learning in the state of Louisiana and to provide that the task force shall submit a written report to the Legislature of Louisiana on the state of adult learning in Louisiana by not later than January 30, 2005.

Called from the calendar.

Read by title.

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

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Waddell, 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

Suspension of the Rules

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

HOUSE BILL NO. 740—
BY REPRESENTATIVE WADDELL
AN ACT

To amend and reenact R.S. 17:6(A)(11), relative to the general powers of the State Board of Elementary and Secondary Education; to require the board to adopt rules and regulations; to provide that certain public high school students who fail to pass the high school graduation exit exam shall be awarded a certificate of attendance; to specify that nothing shall prohibit such a student from being issued a diploma upon successful passage of the graduation exit exam; to provide that nothing shall interfere with any local public school board's authority to adopt policies relative to participation by students in graduation ceremonies; and to provide for related matters.

Read by title.

Rep. Waddell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Geymann	Pinac
Alexander	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Guillory, E.	Powell, T.

Baldone	Guillory, M.	Quezairé
Baudoin	Hammett	Richmond
Beard	Heaton	Ritchie
Broome	Hebert	Robideaux
Burns	Hill	Romero
Burrell	Honey	Shepherd
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.—56th
Cazayoux	Hutter	Smith, J.D.—50th
Crowe	Jackson	Smith, J.H.—8th
Curtis	Jefferson	Smith, J.R.—30th
Damico	Johns	St. Germain
Dartez	Katz	Strain
DeWitt	Kenney	Thompson
Doerge	LaFleur	Toomy
Dorsey	Lambert	Townsend
Dove	Marchand	Trahan
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Faucheux	Morrell	White
Flavin	Morrish	Wooton
Frith	Murray	Wright
Futrell	Odinet	
Total—89		

NAYS

Bowler	Farrar	Scalise
Bruneau	Kennard	Schneider
Crane	LaBruzzo	Walsworth
Daniel	Lancaster	Winston
Total—12		

ABSENT

Ansardi	Baylor	Bruce
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Waddell 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. Crowe, and under a suspension of the rules, the above roll call was corrected to reflect him as voting nay.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Gallot gave notice of his intention to call House Bill No. 766 from the calendar for future action.

HOUSE BILL NO. 1357— BY REPRESENTATIVE STRAIN AN ACT

To enact Chapter 20-B-6 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3042.61 through 3042.66, relative to a loan program for certain veterinary students; to authorize the Louisiana Student Financial Assistance Commission to make loans to certain students enrolled in certain veterinary programs; to provide for legislative findings and purpose, definitions, eligibility requirements, commission rules and regulations, loan amounts,

loan forgiveness, contract requirements, and funding; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Strain to Engrossed House Bill No. 1357 by Representative Strain

AMENDMENT NO. 1

On page 4, between at the end of line 21, after "collection" change the period "." to a comma "," and insert the following:

"up to and including referral to the attorney general for collection.

(3) The attorney general shall be responsible for collection of any balance due to the state from a participant for breach of a contract as required by this Section."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezairé
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Shepherd
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.—56th
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	McDonald	Walker
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	
Flavin	Odinet	
Total—100		

NAYS

Total—0

ABSENT

Ansardi
Bruce
Total—4

Martiny
Walsworth

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Strain 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. 1722 (Substitute for House Bill No. 408 by Representative Flavin)—
BY REPRESENTATIVE FLAVIN

AN ACT

To enact R.S. 46:2304, relative to Indian gaming compacts; to provide for notice to affected parish governing authorities prior to the governor signing a Tribal-State Class III gaming compact; to provide for definitions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative DeWitt to Engrossed House Bill No. 1722 by Representative Flavin

AMENDMENT NO. 1

On page 1, delete lines 8 through 11 in their entirety and insert in lieu thereof the following:

"A. Within fifteen days of the initiation or commencement of negotiations regarding a Tribal-State Class III gaming compact, the governor and the Indian tribe shall notify the parish governing authority and the legislative delegation where the proposed gaming facility is to be located and gaming is to be conducted and the parish governing authority and legislative delegation of each parish adjoining that parish. The notice required by this Section shall be made by certified mail."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux

Bowler	Hebert	Scalise
Broome	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Crowe	Katz	Strain
Damico	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	
Flavin	Odinot	
Total—97		

NAYS

Total—0

ABSENT

Ansardi	Heaton	Tucker
Bruce	Martiny	
Curtis	Romero	
Total—7		

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.

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. 559—
BY SENATORS ELLINGTON AND SMITH AND REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 36:802.6 and R.S. 44:4.1(B)(1), and to enact Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:559.1 through 559.14, and R.S. 36:629(Q), relative to aquacultural development; to create the Louisiana Aquaculture Coordinating Council; to provide for the membership, organization, powers, and duties of the Louisiana Aquaculture Coordinating Council; to provide for the powers of the commissioner of the Department of Agriculture and Forestry; to require certain aquatic producers to obtain a license or permit; to provide for the cost and issuance of such license or permit; to establish criteria for inspecting licensed facilities; to provide for the deposit and disbursement of fees and penalties; to enumerate

violations; to provide for investigations of facilities; to provide civil penalties for violations; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 596—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 38:1794(B)(2), relative to the compensation of members of the boards of commissioners of certain consolidated gravity drainage districts; to provide for an increase in the maximum per diem of such members; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 692—

BY SENATORS BARHAM, CHEEK, CRAVINS, JONES, LENTINI, MARIONNEAUX, ADLEY, AMEDEE, BOASSO, BOISSIERE, CAIN, DARDENNE, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, IRONS, JACKSON, KOSTELKA, MALONE, MCPHERSON, MICHOT, MOUNT, NEVERS, ROMERO, SMITH, THEUNISSEN AND ULLO

AN ACT

To amend and reenact R.S. 14:329.6(E) and to enact Part XII of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950 to be comprised of R.S. 23:1017 through 1017.6, relative to offenses affecting the public; to require employers of first responders to homeland security emergencies to maintain the employment, pay rate levels, pensions, and benefits for those first responders; and to provide for related matters.

Read by title.

Rep. McDonald moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Odinot
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Ritchie
Beard	Guillory, M.	Robideaux
Bowler	Hammett	Scalise
Broome	Heaton	Schneider
Bruneau	Hebert	Shepherd
Burns	Hill	Smiley
Burrell	Honey	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th

Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kennard	Toomy
Daniel	Kenney	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	
Total—98		

NAYS

Total—0

ABSENT

Ansardi	Hopkins	Richmond
Bruce	Martiny	Romero
Total—6		

The Chair declared the above bill was finally passed.

Rep. McDonald 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.

SENATE BILL NO. 711—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 40:2009.22, relative to Medicaid nursing home beds being dually certified; to provide for nursing home operators to be required to dually certify beds that are certified for Medicaid reimbursement; to provide for a permissive grace period; to provide for penalties for failure to dually certify; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Shepherd
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.—56th
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th

Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kennard	Toomy
Daniel	Kenney	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	
Flavin	Odinet	
Total—100		

NAYS

Total—0

ABSENT

Ansardi	Martiny
Bruce	Smith, J.R.—30th
Total—4	

The Chair declared the above bill was finally passed.

Rep. Farrar 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.

SENATE BILL NO. 735—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:2117.1(4), relative to licensure of end stage renal disease (ESRD) facilities; to exempt penal and correctional facilities from the requirements of licensure as end stage renal disease (ESRD) facilities; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pinac
Alario	Gallot	Pitre
Alexander	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Broome	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th

Crane	Johns	St. Germain
Crowe	Katz	Strain
Damico	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	LaFleur	Townsend
Doerge	Lambert	Trahan
Dorsey	Lancaster	Triche
Dove	Marchand	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	White
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Odinet	Wright
Frith	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Ansardi	Curtis	LaBruzzo
Bruce	DeWitt	Martiny
Total—6		

The Chair declared the above bill was finally passed.

Rep. Farrar 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.

SENATE BILL NO. 762—

BY SENATOR B. GAUTREAUX

AN ACT

To authorize and provide for the transfer of certain state property in Assumption Parish to the Assumption Parish Police Jury; and to provide for related matters.

Read by title.

Rep. St. Germain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alario	Futrell	Pitre
Alexander	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson

Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Faucheux	Odinet	
Flavin	Pierre	

Total—100

NAYS

Total—0

ABSENT

Ansardi	Johns
Bruce	Martiny

Total—4

The Chair declared the above bill was finally passed.

Rep. St. Germain 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.

SENATE BILL NO. 21—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 9:5167.2, relative to the cancellation of mortgage inscription; to limit certain mortgage inscription cancellation requirements to residential mortgages; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruneau	Hill	Schneider
Burrell	Honey	Shepherd
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.—56th
Cazayoux	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.H.—8th
Crowe	Jefferson	Smith, J.R.—30th
Curtis	Johns	St. Germain
Damico	Katz	Strain

Daniel	Kennard	Thompson
Dartez	Kenney	Toomy
DeWitt	LaBruzzo	Townsend
Doerge	LaFleur	Trahan
Dorsey	Lambert	Triche
Dove	Lancaster	Tucker
Downs	Marchand	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Murray	Wooton
Flavin	Odinet	Wright

Total—99

NAYS

Total—0

ABSENT

Ansardi	Burns	Morrish
Bruce	Martiny	

Total—5

The Chair declared the above bill was finally passed.

Rep. Baldone 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.

SENATE BILL NO. 94—
BY SENATOR LENTINI

AN ACT

To amend and reenact the Louisiana Code of Civil Procedure Arts. 1038 and 3601, relative to civil law and procedure; relative to suits against the state; to provide relative to a finding that the expenditure of such state funds would create a deficit; to require an affidavit certifying such finding; to authorize any party in the suit to traverse any such affidavit; to require a summary proceeding for such action to traverse; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Reengrossed Senate Bill No. 94 by Senator Lentini

AMENDMENT NO. 1

On page 1, line 2, after "3601" delete the comma "," and insert "and R.S. 13:4062,"

AMENDMENT NO. 2

On page 1, line 3, after "against the state;" insert "to provide relative to injunctions in such suits;"

AMENDMENT NO. 3

On page 2, after line 27, insert the following:

"Section 2. R.S. 13:4062 is hereby amended and reenacted to read as follows:

§4062. Suit against state officer or board involving expenditure of state funds; temporary restraining order; preliminary or permanent injunction prohibited; affidavit required; authorization to traverse

No court shall have jurisdiction to issue, or cause to be issued, any temporary restraining order, preliminary injunction, or permanent injunction against any state department, board or agency, or any officer, administrator or head thereof or any officer of the state of Louisiana in any suit involving the expenditure of public funds under any statute or law of this state to compel the expenditure of state funds when the director of such department, board or agency, or the governor or their respective designees shall certify by affidavit that the expenditure of such funds would have the effect of creating a deficit in the funds of said agency or be in violation of the requirements placed upon the expenditure of such funds by the legislature. The court shall initially determine whether the suit is one involving the expenditure of public funds under any statute or law of this state to compel the expenditure of state funds. Any party in the suit may traverse, by summary proceeding, any affidavit submitted pursuant to this Section and after such traversal the court shall determine whether the contents of the affidavit, as traversed, are sufficient to invoke the prohibition against injunctive relief set forth in this Section."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Broome	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Crowe	Katz	Strain
Damico	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Total—101		

NAYS

Total—0

ABSENT

Bruce Curtis Odinet
Total—3

The Chair declared the above bill was finally passed.

Rep. Cazayoux 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.

SENATE BILL NO. 146—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 9:2801.2, relative to partition of community property; to provide for the valuation of goodwill as an asset in the partition of community property for certain businesses; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 186—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 9:4502 (A)(1), relative to privileges on movables; to provide relative to the privilege for making or repairing movable goods; to provide relative to marine vessels, trailers, and equipment; to provide for remedy for debt due on such items; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th
Crowe	Jefferson	St. Germain
Damico	Johns	Strain
Daniel	Katz	Thompson
Dartez	Kennard	Toomy
DeWitt	Kenney	Townsend

Doerge	LaBruzzo	Trahan
Dorsey	Lambert	Triche
Dove	Lancaster	Tucker
Downs	Marchand	Walker
Durand	McDonald	Walsworth
Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Fauchoux	Murray	Wright
Flavin	Odinet	
Total—95		

NAYS

Total—0

ABSENT

Ansardi	Curtis	Morrish
Bruce	LaFleur	Romero
Cazayoux	Martiny	Waddell
Total—9		

The Chair declared the above bill was finally passed.

Rep. Farrar 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.

SENATE BILL NO. 190—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 9:203(E), relative to marriage officiants, judges and justices of the peace; to extend the authority for certain federal judges to preside over a marriage ceremony until December, 2004; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 146—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 9:2801.2, relative to partition of community property; to provide for the valuation of goodwill as an asset in the partition of community property for certain businesses; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Gallot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie

Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kennard	Toomy
Daniel	Kenney	Townsend
Dartez	LaBruzzo	Trahan
Doerge	LaFleur	Triche
Dorsey	Lambert	Tucker
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Fauchoux	Morrell	Wright
Flavin	Murray	
Total—95		

NAYS

Total—0

ABSENT

Ansardi	Durand	Odinet
Bruce	Martiny	Pitre
DeWitt	Morrish	Waddell
Total—9		

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 370—
BY SENATOR LENTINI

AN ACT

To amend and reenact the introductory paragraphs of R.S. 40:1299.39.1(A)(4) and (C)(1) and the introductory paragraphs of R.S. 40:1299.47(A)(4) and (C), relative to medical review panels; to provide for the appointment of the attorney member of such panel; to authorize such appointment by the plaintiff attorney under certain circumstances; and to provide for related matters.

Read by title.

Rep. Gallot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Murray
Alario	Frith	Odinet
Alexander	Futrell	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Powell, M.
Baldone	Glover	Powell, T.

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Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Broome	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Shepherd
Carter, K.	Hunter	Smiley
Carter, R.	Hutter	Smith, G.—56th
Cazayoux	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Strain
Damico	Kennard	Thompson
Daniel	Konney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Downs	Marchand	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Morrish	Wright

NAYS

Total—0

ABSENT

Ansardi	Hill	St. Germain
Bruce	Martiny	Wooton
Dove	Pitre	

Total—8

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 371—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 40:1299.43(A)(1), (2), (3), (4), and (5), (B)(1), and (C), relative to medical malpractice; to provide relative to future medical benefits; and to provide for related matters.

Read by title.

Rep. Gallot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Odinet
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Arnold	Gallot	Powell, M.
Badon	Geymann	Powell, T.
Baldone	Glover	Quezaire
Baudoin	Gray	Richmond
Baylor	Guillory, E.	Ritchie

Beard	Guillory, M.	Robideaux
Bowler	Hammett	Romero
Broome	Heaton	Scalise
Bruneau	Hebert	Schneider
Burns	Honey	Shepherd
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.—56th
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kennard	Toomy
Daniel	Kenney	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	

NAYS

Total—0

ABSENT

Ansardi	Hill	Pitre
Bruce	Martiny	St. Germain

Total—6

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 381—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 40:1299.41(A)(16), relative to medical malpractice; to provide relative to the Patient's Compensation Fund; to include students being trained as paramedics under the coverage of such fund; to provide for the definition of "ambulance service"; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Gallot
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero

Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Faucheux	Odinet	
Total—98		

NAYS

Total—0

ABSENT

Ansardi	Flavin	Martiny
Bruce	Jackson	Pitre
Total—6		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 382—
BY SENATOR LENTINI

AN ACT

To enact R.S. 40:1299.39.2 and 1299.49, relative to medical review panels; to provide relative to state and private medical claims; to provide for such claims for the same patient and the same injury; to limit review to one panel in such cases; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Gallot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Morrell
Alario	Frith	Morrish
Alexander	Futrell	Murray
Arnold	Gallot	Odinet
Badon	Geymann	Pierre
Baldone	Glover	Pinac
Baudoin	Gray	Powell, M.
Baylor	Guillory, E.	Powell, T.
Beard	Guillory, M.	Quezaire
Bowler	Hammett	Richmond

Broome	Heaton	Ritchie
Bruneau	Hebert	Robideaux
Burns	Hill	Romero
Burrell	Honey	Scalise
Carter, K.	Hopkins	Schneider
Carter, R.	Hunter	Shepherd
Cazayoux	Hutter	Smiley
Crane	Jackson	Smith, G.—56th
Crowe	Jefferson	Smith, J.D.—50th
Damico	Johns	Smith, J.H.—8th
Daniel	Katz	Smith, J.R.—30th
Dartez	Kennard	St. Germain
DeWitt	Kenney	Strain
Doerge	LaBruzzo	Thompson
Dorsey	LaFleur	Toomy
Downs	Lambert	Townsend
Durand	Lancaster	Triche
Erdey	Marchand	White
Fannin	McDonald	Winston
Farrar	McVea	Wooton
Faucheux	Montgomery	Wright
Total—93		

NAYS

Total—0

ABSENT

Ansardi	Martiny	Waddell
Bruce	Pitre	Walker
Curtis	Trahan	Walsworth
Dove	Tucker	
Total—11		

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 437—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 13:4291(A), (B)(1), and (C), relative to execution; to provide with respect to child support payments; to provide for judgments for such payments; to provide for the initiation of prescription on certain child support judgements; and to provide for related matters.

Read by title.

Rep. Gallot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Murray
Alario	Futrell	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Powell, M.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero
Beard	Hebert	Scalise
Bowler	Hill	Smiley

Bruneau	Honey	Smith, G.—56th
Burns	Hopkins	Smith, J.D.—50th
Burrell	Hunter	Smith, J.H.—8th
Carter, K.	Hutter	Smith, J.R.—30th
Cazayoux	Jefferson	Strain
Crane	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kennard	Townsend
Daniel	Kenney	Trahan
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	Wright
Faucheux	Morrill	
Flavin	Morrish	
Total—91		

NAYS

Broome	Powell, T.	Shepherd
Crowe	Richmond	
Jackson	Schneider	
Total—7		

ABSENT

Bruce	Doerge	Pitre
Carter, R.	Heaton	St. Germain
Total—6		

The Chair declared the above bill was finally passed.

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.

Speaker Pro Tempore Broome in the Chair

SENATE BILL NO. 861—
BY SENATORS N. GAUTREAUX, LENTINI AND ROMERO
AN ACT

To amend and reenact R.S. 9:315.40(9) and 315.41(A) and to enact R.S. 9:315.40(4)(d), relative to child support; to provide relative to the suspension of licenses for nonpayment of child support; to provide for definitions; to include licenses for the operation of motorboats, sailboats, and trailers in the definition of licenses; to provide for the suspension of such additional licenses; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walker to Engrossed Senate Bill No. 861 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 5, after "sailboats," and before "and" insert "all-terrain vehicles"

AMENDMENT NO. 2

On page 2, line 6, after "sailboats," and before "or" insert "all-terrain vehicles"

AMENDMENT NO. 3

On page 2, line 19, after "sailboats," and before "or" insert "all-terrain vehicles"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Powell, M.
Arnold	Gallot	Powell, T.
Badon	Geymann	Quezaire
Baldone	Glover	Richmond
Baudoin	Gray	Ritchie
Baylor	Guillory, E.	Robideaux
Beard	Guillory, M.	Scalise
Bowler	Hammett	Schneider
Broome	Hebert	Shepherd
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.—56th
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kennard	Toomy
Damico	Kenney	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrill	Wright
Farrar	Murray	
Faucheux	Odinot	
Total—94		

NAYS

Heaton	Morrill	Romero
Total—3		

ABSENT

Ansardi	Jackson	Tucker
Bruce	Martiny	
Doerge	Pitre	
Total—7		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 2—
BY SENATORS MCPHERSON, CAIN, B. GAUTREAUX, N. GAUTREAUX, MALONE, MICHOT AND ROMERO
A JOINT RESOLUTION

Proposing to add Article I, Section 27 of the Constitution of Louisiana, relative to the declaration of rights; to preserve the

freedom to hunt, fish, and trap, subject to regulation, restriction, or prohibition imposed pursuant to law; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pierre
Alario	Flavin	Pinac
Alexander	Frith	Powell, M.
Ansardi	Futrell	Powell, T.
Arnold	Geymann	Quezaire
Badon	Glover	Richmond
Baldone	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammitt	Romero
Beard	Heaton	Scalise
Bowler	Hebert	Schneider
Broome	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.—56th
Burrell	Hutter	Smith, J.D.—50th
Carter, R.	Johns	Smith, J.H.—8th
Cazayoux	Katz	Smith, J.R.—30th
Crane	Kennard	St. Germain
Crowe	Kenney	Strain
Curtis	LaBruzzo	Thompson
Damico	LaFleur	Toomy
Daniel	Lambert	Townsend
Dartez	Lancaster	Trahan
DeWitt	Marchand	Tucker
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Morrell	Winston
Erdey	Morrish	Wooton
Fannin	Murray	Wright
Farrar	Odinet	
Total—92		

NAYS

Total—0

ABSENT

Bruce	Gray	Montgomery
Carter, K.	Hill	Pitre
Doerge	Jackson	Triche
Gallot	Jefferson	Waddell
Total—12		

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

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

SENATE BILL NO. 4—

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 38:2225.2, relative to public contracts; to prohibit the state and any state or local entity from using the "design-build" concept unless specifically authorized by law; to prohibit the state and any state or local entity from executing agreements to purchase unimproved property which agreement requires the

successful design and construction of a structure prior to transfer of title unless specifically authorized by law; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Powell, M.
Arnold	Gallot	Powell, T.
Badon	Geymann	Quezaire
Baldone	Glover	Richmond
Baudoin	Gray	Ritchie
Baylor	Guillory, E.	Robideaux
Beard	Guillory, M.	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Katz	St. Germain
Curtis	Kennard	Strain
Damico	Kenney	Thompson
Daniel	LaBruzzo	Toomy
Dartez	LaFleur	Townsend
DeWitt	Lambert	Trahan
Doerge	Lancaster	Triche
Dorsey	Marchand	Tucker
Dove	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	White
Fannin	Morrish	Winston
Farrar	Murray	Wright
Faucheux	Odinet	
Total—95		

NAYS

Total—0

ABSENT

Ansardi	Hammitt	Martiny
Bruce	Jackson	Pitre
Cazayoux	Johns	Wooton
Total—9		

The Chair declared the above bill was finally passed.

Rep. Farrar 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.

SENATE BILL NO. 17—

BY SENATOR B. GAUTREAUX

AN ACT

To designate Louisiana Highway 1013 located in Assumption Parish as "Reedy Road"; and to provide for related matters.

Read by title.

Rep. St. Germain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Murray
Alario	Futrell	Odinet
Alexander	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	Robideaux
Broome	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Shepherd
Carter, K.	Hunter	Smiley
Carter, R.	Hutter	Smith, G.—56th
Cazayoux	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	St. Germain
Damico	Kennard	Strain
Daniel	Kenney	Thompson
Dartez	LaBruzzo	Toomy
DeWitt	LaFleur	Townsend
Doerge	Lambert	Trahan
Dorsey	Lancaster	Triche
Dove	Marchand	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Winston
Faucheux	Morrell	Wooton
Flavin	Morrish	Wright
Total—99		

NAYS

Total—0

ABSENT

Ansardi	Farrar	White
Bruce	Pitre	
Total—5		

The Chair declared the above bill was finally passed.

Rep. St. Germain 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.

SENATE BILL NO. 18—

BY SENATORS MCPHERSON AND ELLINGTON AND REPRESENTATIVE FARRAR

AN ACT

To designate a portion of Louisiana Highway 28 East located in central Louisiana as "Korean War Veterans Memorial Highway"; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Odinet
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Ritchie
Baudoin	Guillory, E.	Robideaux
Baylor	Guillory, M.	Romero
Beard	Hammett	Scalise
Bowler	Heaton	Schneider
Broome	Hebert	Shepherd
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.—56th
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jackson	St. Germain
Crane	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kennard	Townsend
Daniel	Kenney	Trahan
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Tucker
Doerge	Lambert	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Murray	
Total—100		

NAYS

Total—0

ABSENT

Bruce	Pitre
Lancaster	Richmond
Total—4	

The Chair declared the above bill was finally passed.

Rep. Farrar 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.

SENATE BILL NO. 28—

BY SENATOR DUPRE

AN ACT

To enact R.S. 48:229(A)(11), relative to transportation; to provide relative to priority reports on construction projects; to provide relative to factors to be considered in the order of priorities; to add as a factor the safe evacuation of population when necessitated by catastrophic events; and to provide for related matters.

Read by title.

Rep. Baldone 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	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammitt	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Broome	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kenard	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Frith	Odinet	
Total—100		

NAYS

Total—0

ABSENT

Ansardi	Carter, K.
Bruce	Pitre
Total—4	

The Chair declared the above bill was finally passed.

Rep. Baldone 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.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Lancaster gave notice of his intention to call Senate Bill No. 190 from the calendar for future action.

SENATE BILL NO. 30—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 32:407(A)(2) and (3), relative to driver's licenses; to increase the time required for possession of a learner's permit prior to obtaining an intermediate license in

certain circumstances; to provide for exceptions; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

Suspension of the Rules

On motion of Rep. Walsworth, 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. 1717 (Substitute for House Bill No. 1554 by Representative Walsworth)—
BY REPRESENTATIVES WALSWORTH AND KATZ
AN ACT

To enact R.S. 32:387.17, relative to special permits; to authorize issuance of special permits for trucks hauling containerized cargo intended for international trade; to authorize the Department of Transportation and Development to promulgate certain rules and regulations; to provide for certain limitations; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Walsworth moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Ritchie
Alexander	Glover	Robideaux
Ansardi	Gray	Schneider
Baldone	Guillory, E.	Shepherd
Baylor	Heaton	Smiley
Beard	Hill	Smith, G.—56th
Bruneau	Honey	Smith, J.D.—50th
Burns	Hutter	Smith, J.H.—8th
Burrell	Jackson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Crowe	Kenney	Thompson
Curtis	LaFleur	Toomy
Daniel	Lambert	Townsend
Dove	Lancaster	Trahan
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrish	Walsworth
Faucheux	Odinet	White

Flavin
Futrell
Gallot
Total—72

Powell, M.
Powell, T.
Quezaire

Winston
Wooton
Wright

NAYS

Alario
Arnold
Badon
Baudoin
Bowler
Broome
Carter, K.
Carter, R.
Damico
Dartez
Total—28

DeWitt
Doerge
Dorsey
Frith
Hammett
Hebert
Hopkins
Jefferson
Kennard
LaBruzzo

Marchand
Morrell
Murray
Pierre
Pinac
Richmond
Romero
Scalise

ABSENT

Bruce
Guillory, M.
Total—4

Hunter
Pitre

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1256—

BY REPRESENTATIVES ALARIO AND SALTER AND SENATORS HEITMEIER AND HINES

AN ACT

To amend and reenact R.S. 39:1496.1(E)(1) and (3) and Section 2 of Act 989 of the 2003 Regular Session of the Legislature, relative to performance-based energy efficiency contracts; to provide for review and execution of such contracts; to provide for the review and evaluation of such contracts; to provide for the effectiveness of the provisions of the Act; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 1256 by Representative Alario

AMENDMENT NO. 1

On page 3, line 20, following "regulations" insert "adopted"

On motion of Rep. McDonald, 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. 1256 by Representative Alario

AMENDMENT NO. 1

On page 3, delete lines 20 through 23, and insert the following:

"Section 2. The commissioner of administration shall submit his proposed initial rules and regulations pursuant to the Act shall be adopted no sooner than February 1, 2004 and to the Joint Legislative Committee on the Budget no later than the convening of the 2004 Regular Session of the Legislature July 1, 2004. Within ten days of the approval by the Joint Legislative Committee on the Budget of the proposed initial rules and regulations, the commissioner of administration shall submit the proposed initial rules and regulations to the Louisiana Register in accordance with R.S. 49:953(A)(1)(b)(i)."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Arnold
Badon
Baldone
Baudoin
Baylor
Beard
Bowler
Broome
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Crane
Crowe
Curtis
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Farrar
Faucheux
Flavin
Total—99

Frith
Futrell
Gallot
Geymann
Glover
Gray
Guillory, E.
Guillory, M.
Hammett
Heaton
Hebert
Hill
Honey
Hopkins
Hunter
Hutter
Jackson
Jefferson
Johns
Katz
Kennard
Kenney
LaBruzzo
LaFleur
Lambert
Lancaster
Marchand
McDonald
McVea
Montgomery
Morrell
Morrish
Murray

Odinet
Pierre
Pinac
Powell, M.
Powell, T.
Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalise
Schneider
Shepherd
Smiley
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
Walsworth
White
Winston
Wooton
Wright

NAYS

Cazayoux
Total—1

ABSENT

Ansardi
Bruce
Total—4

Martiny
Pitre

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Alario 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. 1131—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 32:771(2)(a) and (b)(introductory paragraph), 773.1(A)(2)(m) through (p), 773.2(D)(1), (2), and (4)(a)(iii), (E)(1), (F)(1), (4), and (5)(introductory paragraph) and (c), and 774(J)(1) and to enact R.S. 32:771(19.1), 773(D), and 774.1, relative to marine product dealers; to provide for definitions; to provide relative to area of responsibility restrictions; to provide relative to licensure; to provide for customer notice of authorized service representatives in certain instances; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 1131 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert in lieu thereof "R.S. 32:771(2)(b), 773.1(A)(2)(m),"

AMENDMENT NO. 2

On page 1, line 4, after "to enact" delete the remainder of the line and insert in lieu thereof "R.S. 32:771(18.1) and 774.1,"

AMENDMENT NO. 3

On page 1, at the beginning of line 6, change "dealers;" to "motors;"

AMENDMENT NO. 4

On page 1, line 11, after "Section 1." delete the remainder of the line and insert in lieu thereof "R.S. 32:771(2)(b), 773.1(A)(2)(m)"

AMENDMENT NO. 5

On page 1, line 13, after "and reenacted and" delete the remainder of the line and insert in lieu thereof "R.S. 32:771(18.1)"

AMENDMENT NO. 6

On page 1, at the beginning of line 14, delete "773(D),"

AMENDMENT NO. 7

On page 1, delete lines 18 through 22 and on page 2, delete lines 1 through 28 and on page 3, delete lines 1 through 7 and insert in lieu thereof the following:

"(2)

* * *

(b)(i) A marine dealer's area of responsibility shall mean both of the following:

(i) (aa) The area within not less than a fifteen-mile radius of the location of his dealership if such dealership is located within a trade area, as defined by the commission, containing a population of five hundred thousand persons or more.

(ii) (bb) The area within not less than a thirty-mile radius of the location of his dealership if such dealership is located within a trade area, as defined by the commission, containing a population of less than five hundred thousand persons.

(ii) Notwithstanding any other provision of this Paragraph, there shall be no defined area of responsibility with respect to the sale of small loose outboard marine motors. In addition, the regulations and requirements of this Chapter, specifically including R.S. 32:773.1(A)(2)(m) through (p), 773.2(D) through (F) and 775(A)(9), shall not apply to the sale of small loose outboard marine motors.

* * *

(18.1) "Small loose outboard marine motor" means any marine motor of twenty-five horsepower (25 hp) or less.

* * *

AMENDMENT NO. 8

On page 3, line 14, after "respect to" delete the remainder of the line and insert "the sale of small loose outboard marine motors,"

AMENDMENT NO. 9

On page 3, at the beginning of line 15, delete "provided in R.S. 32:773(D)."

AMENDMENT NO. 10

On page 3, line 21, after "respect to" delete the remainder of the line and insert "the sale of small loose outboard marine motors,"

AMENDMENT NO. 11

On page 3, at the beginning of line 22, delete "provided in R.S. 32:773(D)."

AMENDMENT NO. 12

On page 3, line 29, after "outboard marine" delete the remainder of the line and insert "motors."

AMENDMENT NO. 13

On page 4, line 1, after "respect to" delete the remainder of the line and insert "the sale of small loose outboard marine motors,"

AMENDMENT NO. 14

On page 4, at the beginning of line 2, delete "provided in R.S. 32:773(D)."

AMENDMENT NO. 15

On page 4, line 15, after "marine" delete the comma "," and delete the remainder of the line and insert "(other than with respect to the sale of small loose outboard marine motors)."

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AMENDMENT NO. 16

On page 4, at the beginning of line 16, delete "dealers as provided in R.S. 32:773(D)."

AMENDMENT NO. 17

On page 4, line 22, after "respect to" delete the remainder of the line and insert "the sale of small loose outboard marine motors."

AMENDMENT NO. 18

On page 4, at the beginning of line 23, delete "dealers as provided in R.S. 32:773(D)."

AMENDMENT NO. 19

On page 5, line 3, after "respect to" delete the remainder of the line and insert "the sale of small loose outboard marine motors."

AMENDMENT NO. 20

On page 5, at the beginning of line 4, delete "dealers as provided in R.S. 32:773(D)."

AMENDMENT NO. 21

On page 5, line 15, after "respect to" delete the remainder of the line and insert "the sale of small loose outboard marine motors."

AMENDMENT NO. 22

On page 5, at the beginning of line 16, delete "dealers as provided in R.S. 32:773(D)."

AMENDMENT NO. 23

On page 5, line 23, after "respect to" delete the remainder of the line and insert "the sale of small loose outboard marine motors."

AMENDMENT NO. 24

On page 5, at the beginning of line 24, delete "R.S. 32:773(D)."

AMENDMENT NO. 25

On page 6, line 5, after "except for" insert "the sale of"

AMENDMENT NO. 26

On page 6, delete line 6 and insert in lieu thereof "marine motors, motorcycle, or all-terrain"

AMENDMENT NO. 27

On page 6, at the end of line 20, after "marine" delete the comma ", " and delete line 21 and insert in lieu thereof "(other than with respect to the sale of small loose outboard marine motors)."

AMENDMENT NO. 28

On page 6, line 24, after "respect to" delete the remainder of the line and insert "the sale of small loose outboard marine motors."

AMENDMENT NO. 29

On page 6, at the beginning of line 25, delete "dealers as provided in R.S. 32:773(D)."

AMENDMENT NO. 30

On page 7, line 1, after "respect to" delete the remainder of the line and insert "the sale of small loose outboard marine motors."

AMENDMENT NO. 31

On page 7, at the beginning of line 2, delete "dealerships."

AMENDMENT NO. 32

On page 8, line 3, after "application is" delete the remainder of the line and insert "limited exclusively to the sale of small loose outboard marine motors."

AMENDMENT NO. 33

On page 8, delete line 16 and insert in lieu thereof "Any marine dealer selling exclusively small loose outboard marine motors that is not an authorized"

Motion

Rep. Flavin moved to table the entire subject matter.

Rep. Daniel objected.

By a vote of 60 yeas and 40 nays, the House agreed to table the entire subject matter.

Speaker Salter in the Chair

HOUSE BILL NO. 1188—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 11:1402(6), 1410(B)(1) and (2), 1411(D), 1412, 1457(C)(3) and (4), 1458(B)(2)(a) and (b), (3)(a), (3)(b), (4), (D)(1), (2), and (3), (E)(4)(a) and (b), (5)(e), and (9)(a)(ii); to repeal R.S. 11:1458(E)(3)(a) and (b) and (4)(c); relative to the Assessors' Retirement Fund; to provide with respect to tax qualification of the system; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Engrossed House Bill No. 1188 by Representative Pinac

AMENDMENT NO. 1

Delete the Amendments proposed by Rep. McDonald and adopted by the House on May 4, 2004.

AMENDMENT NO. 2

On page 1, line 2, after "1410(B)" and before "1412," delete "(1) and (2), 1411(D),"

AMENDMENT NO. 3

On page 1, line 3, after "(B)" and before "(2)" insert "(1) and"

AMENDMENT NO. 4

On page 1, line 3, after "(3)" delete "(a), (3)(b)," and insert "and"

AMENDMENT NO. 5

On page 1, line 3, after "(D)" delete the remainder of the line and insert a comma "," and "and (E) and to enact R.S. 11:1411(D),"

AMENDMENT NO. 6

On page 1, line 4, delete "(5)(e), and (9)(a)(ii); to repeal R.S. 11:1458(E)(3)(a) and (b) and (4)(c)"

AMENDMENT NO. 7

On page 1, line 11, after "Section 1." delete the remainder of the line and delete line 12 and on line 13, delete "(9)(a)(ii)" and insert "R.S. 11:1402(6), 1410(B), 1412, 1457(C)(3) and (4), 1458(B)(1) and (2)(a) and (b), (3), and (4), (D), and (E)"

AMENDMENT NO. 8

On page 1, line 13, after "reenacted" insert "and R.S. 11:1411(D) is hereby enacted"

AMENDMENT NO. 9

On page 1, delete lines 17 through 19 in their entirety

AMENDMENT NO. 10

On page 2, delete lines 1 through 10 in their entirety and insert in lieu thereof the following:

"* * *

AMENDMENT NO. 11

On page 2, line 15, after "under" and before "401" delete "§" and insert "Section"

AMENDMENT NO. 12

On page 2, line 15, after "(B)" and before "shall" insert "of the Internal Revenue Code"

AMENDMENT NO. 13

On page 2, line 18, after "under" and before "401" delete "§" and insert "Section"

AMENDMENT NO. 14

On page 2, line 18, after "(B)" and before "shall" insert "of the Internal Revenue Code"

AMENDMENT NO. 15

On page 2, delete lines 24 through 25 in their entirety

AMENDMENT NO. 16

On page 3, delete line 1 through 6 in their entirety

AMENDMENT NO. 17

On page 3, delete lines 9 through 20 in their entirety and insert in lieu thereof the following:

"* * *

AMENDMENT NO. 18

On page 4, delete lines 3 through 11 in their entirety and insert in lieu thereof the following:

"(2) Any person who is not an employee of an assessor or of one of the entities listed in Paragraph (3) of Subsection A of this Section, who has performed services for and under the primary direction and control of an assessor or one of the entities listed in Paragraph (3) of Subsection A of this Section or any related person determined in accordance with Section 414(n)(6) of the Internal Revenue Code, on a substantially full-time basis for a period of at least a year pursuant to an agreement between the person's employer and assessor or one of the entities listed in Paragraph (3) of Subsection A of this Section shall not be a member of the fund."

AMENDMENT NO. 19

On page 4, delete lines 13 through 26 in their entirety and insert in lieu thereof the following:

"* * *

AMENDMENT NO. 20

On page 4, line 27, change "participant" to "member"

AMENDMENT NO. 21

On page 4, line 27, after "absence" and before "governed" delete the comma "," and delete "the terms of which are"

AMENDMENT NO. 22

On page 4, at the end of line 28, insert a comma ","

AMENDMENT NO. 23

On page 4, line 29, after "then" and before "upon" delete the comma ","

AMENDMENT NO. 24

On page 4, line 29, after "employment" and before "shall" delete "with the employer, the participant" and insert "covered by the fund, the member"

AMENDMENT NO. 25

On page 5, line 1, change "participants" to "members"

AMENDMENT NO. 26

On page 5, line 2, change "services" to "service"

AMENDMENT NO. 27

On page 5, line 5, change "Participant" to "member"

AMENDMENT NO. 28

On page 5, line 25, change "Paragraph" to "Section"

AMENDMENT NO. 29

On page 5, at the end of line 26, delete "Internal"

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AMENDMENT NO. 30

On page 5, at the beginning of line 27, but before "or" delete "Revenue Code §401(a) or §403(a)" and insert "Section 401(a) or Section 403(a) of the Internal Revenue Code"

AMENDMENT NO. 31

On page 6, line 1, after "to" and before "or" delete "Internal Revenue Code §457(g)" and insert in lieu thereof "Section 457(g) of the Internal Revenue Code"

AMENDMENT NO. 32

On page 6, line 2, after "under" delete the remainder of the line and insert in lieu thereof "Section 403(b) of the Internal Revenue Code"

AMENDMENT NO. 33

On page 6, delete lines 5 through 19 in their entirety and insert in lieu thereof the following:

"* * *

AMENDMENT NO. 34

On page 6, delete lines 21 through 27 in their entirety and insert in lieu thereof the following:

"* * *

AMENDMENT NO. 35

On page 7, line 6, after "annuity." and before "shall" delete "An eligible retirement plan" and insert "Eligible retirement plan"

AMENDMENT NO. 36

On page 7, line 7, after "in" and before "and" delete "Internal Revenue Code §403(b)" and insert "Section 403(b) of the Internal Revenue Code"

AMENDMENT NO. 37

On page 7, at the end of line 7, delete "Internal"

AMENDMENT NO. 38

On page 7, at the beginning of line 8, delete "Revenue Code §457(b)" and insert "Section 457(b) of the Internal Revenue Code"

AMENDMENT NO. 39

On page 7, at the end of line 9, delete "and"

AMENDMENT NO. 40

On page 7, at the beginning of line 10, delete "which agrees to separately account" and insert "agreeing to account separately"

AMENDMENT NO. 41

On page 7, line 11, after "fund." delete the remainder of the line and delete lines 12 and 13 in their entirety and insert in lieu thereof "Δ distribution to a surviving spouse or to a spouse or former spouse who is the alternate payee under a qualified domestic relations order shall not make the retirement plan ineligible."

AMENDMENT NO. 42

On page 7, line 26, after "income" change the period "₂" to a semicolon "₃" and change "However" to "however"

AMENDMENT NO. 43

On page 7, line 27, after "in" and before "408(a)" delete "Internal Revenue Code §" and insert "Section"

AMENDMENT NO. 44

On page 7, line 28, after "in" delete the remainder of the line

AMENDMENT NO. 45

On page 7, at the beginning of line 29, delete "§" and insert "Section"

AMENDMENT NO. 46

On page 7, line 29, after "403(a)" and before "that" insert "of the Internal Revenue Code"

AMENDMENT NO. 47

On page 7, line 29, after "to" and before "for" delete "separately account" and insert "account separately"

AMENDMENT NO. 48

On page 8, line 1, after "including" and before "accounting" delete "separately"

AMENDMENT NO. 49

On page 8, line 1, after "accounting" and before "for" insert "separately"

AMENDMENT NO. 50

On page 8, at the end of line 2, delete "so"

AMENDMENT NO. 51

On page 8, line 3, after "fund" and before "accept" delete "will" and insert in lieu thereof "shall"

AMENDMENT NO. 52

On page 8, line 3, after "contributions" and before "direct" insert a comma "₂" and delete "and or"

AMENDMENT NO. 53

On page 8, line 4, after "2001." and before "from" insert "or both."

AMENDMENT NO. 54

On page 8, at the end of line 5, delete "Internal"

AMENDMENT NO. 55

On page 8, at the beginning of line 6, delete "Revenue Code §401(a) or §403(a)" and insert in lieu thereof "Section 401(a) or Section 403(a) of the Internal Revenue Code"

AMENDMENT NO. 56

On page 8, line 7, after "to" and before "or" delete "Internal Revenue Code §457(b)" and insert in lieu thereof "Section 457(b) of the Internal Revenue Code"

AMENDMENT NO. 57

On page 8, line 8, after "under" and before "beginning" delete "Internal Revenue Code §403(b)," and insert in lieu thereof "Section 403(b) of the Internal Revenue Code."

AMENDMENT NO. 58

On page 8, line 10, after "under" and before "415(k)(3)" delete "§" and insert "Section"

AMENDMENT NO. 59

On page 8, line 10, after "and" and before "415(n)" delete "§" and insert "Section"

AMENDMENT NO. 60

On page 8, delete lines 13 through 16 in their entirety and insert in lieu thereof the following:

"* * *

AMENDMENT NO. 61

On page 8, at the end of line 19, delete "ninety" and insert "one hundred sixty-five"

AMENDMENT NO. 62

On page 8, line 20, after "year" and before the period "." insert a comma "," and insert "as adjusted for increases in the cost of living pursuant to Section 415 of the Internal Revenue Code"

AMENDMENT NO. 63

On page 8, line 26, change "commences" to "begins"

AMENDMENT NO. 64

On page 8, line 27, change "commences" to "begins"

AMENDMENT NO. 65

On page 9, at the end of line 1, delete "ninety" and insert "one hundred sixty-five"

AMENDMENT NO. 66

On page 9, line 2, change "commencing" to "beginning"

AMENDMENT NO. 67

On page 9, line 3, change "commencing" to "beginning"

AMENDMENT NO. 68

On page 9, line 4, change "commencing" to "beginning"

AMENDMENT NO. 69

On page 9, line 5, change "commencing" to "beginning"

AMENDMENT NO. 70

On page 9, line 6, after "fifty-five." delete the remainder of the line and delete lines 7 through 9 in their entirety

AMENDMENT NO. 71

On page 9, line 10, change "commences" to "begins"

AMENDMENT NO. 72

On page 9, line 11, change "commences" to "begins"

AMENDMENT NO. 73

On page 9, line 12, after "of" delete the remainder of the line and insert in lieu thereof "one hundred sixty-five thousand dollars beginning"

AMENDMENT NO. 74

On page 9, line 13, after "age" and before the period "." insert a comma "," and "as adjusted for increases in the cost of living pursuant to Section 415 of the Internal Revenue Code" and delete the remainder of the line and delete lines 14 through 16 in their entirety

AMENDMENT NO. 75

On page 9, delete lines 17 through 29 in their entirety and insert in lieu thereof the following:

"* * *

AMENDMENT NO. 76

On page 10, line 4, after "Subsection" delete the remainder of the line

AMENDMENT NO. 77

On page 10, at the beginning of line 5, delete "dollars) will" and insert "shall"

AMENDMENT NO. 78

On page 10, line 6, after "system" and before the comma "," delete "(not greater than ten)"

AMENDMENT NO. 79

On page 10, line 7, after "ten," delete the remainder of the line and delete lines 8 through 9 in their entirety

AMENDMENT NO. 80

On page 10, line 14, after "E" and before "be" delete "(ten thousand dollars) will" and insert "of this Section shall"

AMENDMENT NO. 81

On page 10, line 15, after "employer" and before "and" delete "(not greater than ten),"

AMENDMENT NO. 82

On page 10, line 17, after "hundred" and before "thousand" delete "sixty" and insert in lieu thereof "sixty-five"

AMENDMENT NO. 83

On page 10, at the end of line 19, delete "by the"

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AMENDMENT NO. 84

On page 10, delete line 20 in its entirety and at the beginning of line 21, delete "415(d)" and insert in lieu thereof "as determined by the commissioner of the Internal Revenue Service under Section 415(d) of the Internal Revenue Code."

AMENDMENT NO. 85

On page 11, delete lines 5 through 21 in their entirety and insert in lieu thereof the following:

"* * *

AMENDMENT NO. 86

On page 11, line 26, change "U.S.C." to "USC"

AMENDMENT NO. 87

On page 12, line 10, after "1994" and before "and" insert a comma ",."

AMENDMENT NO. 88

On page 12, line 18, after "determined" and before "beginning" delete "(determination period)"

AMENDMENT NO. 89

On page 12, line 24, after "limitation" and before "shall" delete "(Section 401(a)(17) of the Internal Revenue Code)"

AMENDMENT NO. 90

On page 12, line 25, after "cost-of-living" and before "under" insert "increases"

AMENDMENT NO. 91

On page 12, at the beginning of line 26, delete "Paragraph" and insert "Section"

AMENDMENT NO. 92

On page 12, at the end of line 26, delete "a prior" and insert "an earlier"

AMENDMENT NO. 93

On page 12, line 28, after "the" and before "period" delete "prior" and insert "earlier"

AMENDMENT NO. 94

On page 13, line 3, after "in" and before "Section" delete "Internal Revenue Code"

AMENDMENT NO. 95

On page 13, line 3, after "419(e)" and before the comma "," insert "of the Internal Revenue Code"

AMENDMENT NO. 96

On page 13, line 4, after "in" and before "Section" delete "Internal Revenue Code"

AMENDMENT NO. 97

On page 13, line 5, after "415(1)(2)" and before the comma "," insert "of the Internal Revenue Code"

AMENDMENT NO. 98

On page 14, at the beginning of line 9, delete "(4)(a)"

AMENDMENT NO. 99

On page 14, line 25, after "year." and before "Defined" insert "(3)(a)"

AMENDMENT NO. 100

On page 14, line 26, after "for" and before "increases" change "cost of living" to "cost-of-living"

AMENDMENT NO. 101

On page 14, line 26, after "in" delete the remainder of the line and insert in lieu thereof "Section 415(d) of the Internal Revenue Code."

AMENDMENT NO. 102

On page 15, at the beginning of line 19, change "(5)" to "(4)"

AMENDMENT NO. 103

On page 15, at the beginning of line 25, delete "Internal Revenue Code"

AMENDMENT NO. 104

On page 15, line 25, after "415(1)(2)" and before the comma "," insert "of the Internal Revenue Code"

AMENDMENT NO. 105

On page 16, line 1, after "in" and before "Section" delete "Internal Revenue Code"

AMENDMENT NO. 106

On page 16, line 1, after "419A(d)(3)" and before the comma "," insert "of the Internal Revenue Code"

AMENDMENT NO. 107

On page 16, line 2, after "in" and before "Section" delete "Internal Revenue Code"

AMENDMENT NO. 108

On page 16, line 2, after "419(e)" and before the comma "," insert "of the Internal Revenue Code"

AMENDMENT NO. 109

On page 16, at the beginning of line 10, change "(6)" to "(5)"

AMENDMENT NO. 110

On page 17, at the beginning of line 16, change "(7)" to "(6)"

AMENDMENT NO. 111

On page 17, at the beginning of line 19, change "(8)" to "(7)"

AMENDMENT NO. 112

On page 17, at the beginning of line 21, change "(9)(a)" to "(8)(a)"

AMENDMENT NO. 113

On page 18, line 1, after "of" and before "Section" delete "Internal Revenue Code"

AMENDMENT NO. 114

On page 18, line 1, after "419A(f)(2)" and before the comma ",", insert "of the Internal Revenue Code"

AMENDMENT NO. 115

On page 18, line 2, after "to" and before "Section" delete "Internal Revenue Code"

AMENDMENT NO. 116

On page 18, at the beginning of line 3, insert "Section"

AMENDMENT NO. 117

On page 18, line 3, after "419A(d)(2)" and before the period "." insert "of the Internal Revenue Code"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Murray
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Powell, M.
Arnold	Glover	Powell, T.
Badone	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero
Beard	Heaton	Scalise
Bowler	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kennard	Toomy
Daniel	Kenney	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Faucheux	Morrish	
Total—98		

NAYS

Total—0

ABSENT

Broome	Geymann	Pitre
Bruce	Odinet	Ritchie
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

HOUSE BILL NO. 1084—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 11:1481(1)(a)(ii) and to enact R.S. 11:1481(1)(a)(iii), relative to payments to the Louisiana Assessors' Retirement Fund; to provide for board certification of receipt of remission of taxes; to provide for certification to the legislative auditor of any shortfall in taxes remitted and the cause therefor; to provide for certification by the legislative auditor of the shortfall; to provide for remedies for failure to remit taxes to the fund including additional payments by the delinquent entity; to authorize the board to make demand upon the treasurer for any continued failure to remit taxes due the fund; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Arnold	Gallot	Powell, M.
Baldone	Glover	Powell, T.
Baudoin	Guillory, E.	Quezaire
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Burns	Hill	Scalise
Burrell	Hunter	Schneider
Carter, R.	Hutter	Shepherd
Crane	Jackson	Smiley
Curtis	Jefferson	Smith, G.—56th
Damico	Johns	Smith, J.D.—50th
Dartez	Katz	Smith, J.H.—8th
DeWitt	Kenney	Toomy
Doerge	LaBruzzo	Townsend
Dove	Lambert	Waddell
Downs	Lancaster	Walker
Durand	McDonald	Walsworth
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrish	Wright
Total—69		

NAYS

Badon	Gray	Murray
Broome	Honey	Richmond

Bruneau
Daniel
Dorsey
Total—14

Kennard
Marchand
Morrell

St. Germain
Tucker

ABSENT

Ansardi
Baylor
Bruce
Carter, K.
Cazayoux
Crowe
Flavin
Total—21

Geymann
Heaton
Hebert
Hopkins
LaFleur
Martiny
Pitre

Romero
Smith, J.R.—30th
Strain
Thompson
Trahan
Triche
White

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1009—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 11:1561, relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to demand upon the state treasurer for delinquent dedicated tax revenue; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Arnold
Baldone
Baudoin
Beard
Bowler
Burns
Carter, R.
Crane
Crowe
Curtis
Damico
DeWitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Farrar
Faucheux
Flavin

Gallot
Geymann
Glover
Guillory, E.
Guillory, M.
Hammett
Hill
Hopkins
Hunter
Hutter
Jefferson
Johns
Katz
Kennard
Kenney
LaBruzzo
Lambert
Lancaster
Marchand
McDonald
McVea
Montgomery
Morrish
Odinet
Pierre

Powell, T.
Quezaire
Robideaux
Romero
Scalise
Schneider
Shepherd
Smiley
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Waddell
Walker
Walsworth
White
Winston
Wright

Frith
Futrell
Total—79

Pinac
Powell, M.

NAYS

Badon
Broome
Bruneau
Burrell
Total—11

Daniel
Gray
Honey
Morrell

Murray
Richmond
Tucker

ABSENT

Ansardi
Baylor
Bruce
Carter, K.
Cazayoux
Total—14

Dartez
Heaton
Hebert
Jackson
LaFleur

Martiny
Pitre
Ritchie
Wooton

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pinac 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. 1627—

BY REPRESENTATIVE MARCHAND

AN ACT

To enact R.S. 40:1299.25, relative to lead poisoning prevention and control; to provide for the identification of high-risk areas by the Department of Health and Hospitals; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Marchand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Baudoin
Beard
Bowler
Broome
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Crane
Crowe
Curtis
Damico
Daniel

Flavin
Frith
Futrell
Gallot
Geymann
Glover
Gray
Guillory, M.
Hammett
Heaton
Hebert
Hill
Honey
Hopkins
Hunter
Hutter
Jackson
Jefferson
Johns
Katz
Kennard
Kenney

Odinet
Pierre
Pinac
Powell, M.
Powell, T.
Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalise
Schneider
Shepherd
Smiley
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy

Dartez	LaBruzzo	Townsend
DeWitt	Lambert	Trahan
Doerge	Lancaster	Triche
Dorsey	Marchand	Tucker
Dove	Martiny	Waddell
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	White
Fannin	Morrill	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

Baylor	Guillory, E.	Pitre
Bruce	LaFleur	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Marchand 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. 777—
BY REPRESENTATIVES HAMMETT, HILL, KENNEY, MONTGOMERY, AND TOWNSEND

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(C) of the Constitution of Louisiana, to prohibit the taxation of motor fuel, gasoline, or diesel fuel by a political subdivision of the state; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Downs to Reengrossed House Bill No. 777 by Representatives Hammett, Hill, Kenney, Montgomery, and Townsend

AMENDMENT NO. 1

On page 1, line 3, after "or" and before "diesel" insert "certain"

AMENDMENT NO. 2

On page 1, at the end of line 14, change the comma " ," to "or"

AMENDMENT NO. 3

On page 1, delete line 15 in its entirety and insert:

"gasoline. A political subdivision of the state shall not levy a tax on diesel fuel unless the political subdivision has validly levied and collected a tax on such diesel fuel continuously and without interruption since January 1, 1975."

AMENDMENT NO. 4

On page 2, at the end of line 5, delete "and diesel fuel"

AMENDMENT NO. 5

On page 2, line 6, after "state" and before the period "." insert "and to prohibit the taxation of diesel fuel by certain political subdivisions of the state"

Rep. Downs moved the adoption of the amendments.

Rep. Hammett objected.

By a vote of 47 yeas and 44 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrill
Alario	Faucheux	Morrish
Alexander	Flavin	Odinet
Ansardi	Frith	Pierre
Arnold	Futrell	Pinac
Badon	Gallot	Powell, M.
Baldone	Geymann	Powell, T.
Baudoin	Glover	Quezaire
Baylor	Gray	Ritchie
Beard	Guillory, E.	Robideaux
Bowler	Guillory, M.	Scalise
Broome	Hammett	Schneider
Bruneau	Hebert	Shepherd
Burns	Hill	Smiley
Burrell	Honey	Smith, J.D.—50th
Carter, K.	Hopkins	Smith, J.H.—8th
Carter, R.	Hunter	Smith, J.R.—30th
Cazayoux	Hutter	St. Germain
Crane	Jackson	Strain
Crowe	Jefferson	Thompson
Curtis	Johns	Toomy
Damico	Katz	Townsend
Daniel	Kennard	Trahan
Dartez	Kenney	Triche
DeWitt	LaFleur	Waddell
Doerge	Lambert	Walker
Dorsey	Lancaster	Walsworth
Dove	Marchand	White
Downs	Martiny	Winston
Durand	McDonald	Wright
Erdey	McVea	
Fannin	Montgomery	
Total—94		

NAYS

Murray	Tucker
Smith, G.—56th	Wooton
Total—4	

ABSENT

Bruce	LaBruzzo	Richmond
Heaton	Pitre	Romero
Total—6		

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

The title of the above bill was read and adopted.

Rep. 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.

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. 119: Reps. Toomy, Johns, and Townsend.

Suspension of the Rules

On motion of Rep. Townsend, 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 BILLS

June 7, 2004

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. 1468
Returned with amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

House Bills and Joint Resolutions Returned from the Senate with Amendments

Rep. Townsend asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just returned from the Senate, with amendments to be concurred in by the House, with a view of acting on the same:

**HOUSE BILL NO. 1468—
BY REPRESENTATIVE TOWNSEND
AN ACT**

To enact Part VI-F of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:250.51 through 250.62, relative to health insurance; to provide relative to prompt payment of health insurance claims submitted by pharmacies or pharmacists; to provide with respect to usage of nationally recognized benchmarks to calculate the reimbursement to be paid to pharmacies or pharmacists by health insurance issuers; to provide for definitions; to provide

with respect to violations, cease and desist orders, and penalties; to provide for coordination of benefits; to provide for recoupment; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 1468 by Representative Townsend

AMENDMENT NO. 1

On page 6, line 26, after "claim." delete the rest of the line and delete line 27

AMENDMENT NO. 2

On page 10, line 16 after "No." insert "1714"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 1468 by Representative Townsend

AMENDMENT NO. 1

On page 5, line 5, change "fifteenth" to "tenth"

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Baldone gave notice of his intention to call Senate Bill No. 30 from the calendar for future action.

Suspension of the Rules

On motion of Rep. Morrish, 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

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 7, 2004

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. 146

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 146— BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To recognize and commend Ann Knapp for her accomplishments and contributions to the Board of Supervisors of Community and Technical Colleges and for her tenure as the chair during 2002-2003 and 2003-2004.

Read by title.

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

Message from the Senate

SENATE BILLS

June 7, 2004

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

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

Senate Bill Nos. 781 and 878

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 7, 2004

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. 268
Returned without amendments.

House Concurrent Resolution No. 271
Returned without amendments.

House Concurrent Resolution No. 272
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 7, 2004

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. 39
Returned with amendments.

House Bill No. 40
Returned without amendments.

House Bill No. 103
Returned without amendments.

House Bill No. 358
Returned with amendments.

House Bill No. 532
Returned without amendments.

House Bill No. 541
Returned with amendments.

House Bill No. 736
Returned without amendments.

House Bill No. 762
Returned without amendments.

House Bill No. 935
Returned with amendments.

House Bill No. 976
Returned with amendments.

House Bill No. 1290
Returned without amendments.

House Bill No. 1295
Returned without amendments.

House Bill No. 1700
Returned with amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 7, 2004

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. 134

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Message from the Governor

The following message from the Governor was received and read:

June 7, 2004

The Honorable Alfred W. Speer
Clerk of the House of Representatives
State Capitol
Baton Rouge, LA 70804

Re: House Bill No. 1167 by Representative Pinac
TOURISM/COMMISSION: Provides relative to the membership of the Louisiana Tourism Development Commission and the board of directors of the Louisiana Tourism Promotion District.

Dear Mr. Speer:

After discussion of my concerns about House Bill No. 1167 with the bill's author and the secretary of the Department of Culture, Recreation and Tourism, I have decided to veto it. While I support the overall purpose of the bill, I am concerned that amendments added in committee diminish the role of the Tourism Promotion District.

For this reason, I have vetoed House Bill No. 1167 and am returning it to the House of Representatives.

Sincerely,

Kathleen Babineaux Blanco
Governor

Lies over under the rules.

**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. 91—

BY REPRESENTATIVE DURAND
A RESOLUTION

To commend the Louisiana Occupational Therapy Association for its distinguished achievements and to designate June 8, 2004, as Louisiana Occupational Therapy Association Day at the Louisiana Legislature.

Read by title.

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

HOUSE RESOLUTION NO. 92—

BY REPRESENTATIVE ALARIO
A RESOLUTION

To commend Mr. Donald Ray Hale upon his retirement for his myriad of professional and personal accomplishments and years of dedication to the development of public policy in Louisiana and to extend to him the best wishes of the House of Representatives as he embarks on new challenges and endeavors.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 281—

BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To create the Louisiana Foster Care Task Force to study the current law and regulations governing children in foster care in the state, to study the laws, regulations, and procedures which govern social workers charged with monitoring children in foster care, and to make recommendations for changes in the laws, rules, and procedures governing children in foster care in Louisiana.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 282—

BY REPRESENTATIVES FLAVIN, FRITH, GEYMAN, E. GUILLORY, HILL, JOHNS, AND MORRISH AND SENATORS CAIN, MOUNT, AND THEUNISSEN
A CONCURRENT RESOLUTION

To commend the Lyondell Chemical Company's Lake Charles plant on seventy years of operation in Calcasieu Parish.

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. 283—

BY REPRESENTATIVE WRIGHT
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to make it a priority to erect appropriate signage along multilane state and interstate highways indicating that the left lane is for passing only and that slower traffic must keep right in an effort to educate the motoring public and that the Department of Public Safety and Corrections, office of motor vehicles, include no less than one question on the knowledge test it administers for issuance of drivers' licenses regarding the requirement that slower traffic travel in the right lane.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 284—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To proclaim September, 2004, as National Alcohol and Drug Addiction Recovery Month.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 285—

BY REPRESENTATIVE KENNARD

A CONCURRENT RESOLUTION

To commend and congratulate Louisiana State University head football coach Nick Saban upon leading the Tigers to the national championship on January 4, 2004.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 286—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To memorialize Congress to fully fund the National Aeronautics and Space Administration's fiscal year 2005 budget request.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 287—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To create the Commission to Review Funding of Healthcare Services to study stable revenue sources for providing healthcare services and to report its findings by April 1, 2005.

Read by title.

On motion of Rep. Durand, and under a suspension of the rules, the above resolution was referred to the Committee on Health and Welfare, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 288—

BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To recognize the vital role that minority community banks have played in the economic development of the communities that they serve by providing investment capital, home mortgages and employment opportunities and to proclaim 2004 as the Year of the Minority Bank.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 289—

BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To create the Juvenile Competency Study Commission to recommend policy directives for the state of Louisiana regarding issues related to juvenile competency, which may include the implementation of a pilot project to develop a process of competency determination, restoration, and mental health intervention, recommendations for a plan of statewide implementation, and determination of the cost of implementation

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 290—

BY REPRESENTATIVE ALARIO

A CONCURRENT RESOLUTION

To urge and request the Louisiana Advisory Commission on Intergovernmental Relations to meet to study alternative methods of competitive sealed bidding, and specifically the method of bidding known as reverse auction.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 291—

BY REPRESENTATIVE BALDONE

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Natural Resources to review the base mitigation costs used to calculate monetary contributions to the Coastal Mitigation Account of the Louisiana Wetlands Conservation and Restoration Fund and to make changes in the rules and procedures for mitigation that could facilitate appropriate mitigation of coastal wetland losses, including the possibility of implementing a program of monetary mitigation payments only.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 292—

BY REPRESENTATIVE LABRUZZO

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to establish a study commission to research and study the implementation of a recycling method for unused prescription drugs.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 293—

BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To commend the Louisiana State University baseball Tigers for winning the regional championship and to extend best wishes for victory in the National Collegiate Athletic Association Super Regional series.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 294—

BY REPRESENTATIVES WINSTON, BAUDOIN, BOWLER, BROOME, BRUCE, K. CARTER, DARTEZ, DOERGE, DORSEY, DURAND, GRAY, HUTTER, JEFFERSON, KATZ, MARCHAND, JANE SMITH, ST. GERMAIN, AND WALKER AND SENATORS BAJOIE, CHEEK, DUPLESSIS, IRONS, JACKSON, AND MOUNT

A CONCURRENT RESOLUTION

To commend Joycelyn Mason Green upon her retirement as executive director of the Louisiana Legislative Women's Caucus.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 295—

BY REPRESENTATIVE TRICHE

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, public safety services, to enforce all provisions of R.S. 14:102.19 (the crime of hog and canine fighting as enacted in Act 111 of the 2004 Regular Session) and to also investigate whether illegal gambling is taking place at hog dog rodeo events and to urge and request that the attorney general, pursuant to the powers and duties conferred in the constitution of this state, in the interest of the state, ensure that the provisions of Act 111 are enforced and that violators are prosecuted.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Commerce

June 4, 2004

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 3, 2004, I am directed by your Committee on Commerce to submit the following report:

House Concurrent Resolution No. 207, by Broome
Reported favorably. (13-0)

House Concurrent Resolution No. 258, by Shepherd
Reported favorably. (14-0)

House Bill No. 323, by Pinac
Reported by substitute. (14-0) (Regular)

House Bill No. 554, by Pinac
Reported favorably. (15-0) (Regular)

House Bill No. 1030, by Pinac
Reported with amendments. (15-0) (Regular)

House Bill No. 1489, by Johns
Reported with amendments. (15-0) (Regular)

Senate Concurrent Resolution No. 140, by Fields
Reported favorably. (14-0)

GIL J. PINAC
Chairman

Report of the Committee on Commerce

June 7, 2004

To the Speaker and Members of the House of Representatives:

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

Senate Concurrent Resolution No. 44, by Duplessis
Reported favorably. (12-0)

Senate Bill No. 23, by Mount
Reported with amendments. (14-0) (Regular)

Senate Bill No. 366, by Hines
Reported with amendments. (11-6) (Regular)

Senate Bill No. 586, by Dardenne
Reported with amendments. (15-0) (Regular)

Senate Bill No. 668, by Hollis
Reported with amendments. (14-0) (Regular)

Senate Bill No. 870, by Ellington
Reported favorably. (12-0) (Regular)

GIL J. PINAC
Chairman

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

Report of the Committee on Appropriations

June 7, 2004

To the Speaker and Members of the House of Representatives:

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

House Bill No. 671, by Bruneau
Reported with amendments. (10-0) (Regular)

House Bill No. 757, by Salter
Reported favorably. (10-0) (Regular)

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

House Bill No. 1213, by Futrell
Reported favorably. (8-1-1) (Regular)

House Bill No. 1275, by Futrell
Reported with amendments. (10-0) (Regular)

House Bill No. 1277, by Daniel
Reported with amendments. (10-0) (Regular)

House Bill No. 1523, by Futrell
Reported with amendments. (10-0) (Regular)

JOHN ALARIO
Chairman

Report of the Committee on Civil Law and Procedure

June 7, 2004

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 159, by Shepherd
Reported favorably. (9-0)

House Concurrent Resolution No. 259, by Jefferson
Reported favorably. (9-0)

House Bill No. 727, by Pinac
Reported with amendments. (8-0) (Regular)

Senate Bill No. 177, by Hainkel
Reported with amendments. (9-0) (Regular)

Senate Bill No. 680, by Boissiere
Reported favorably. (9-0) (Regular)

RONNIE JOHNS
Vice Chairman

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

Report of the Committee on Transportation, Highways and Public Works

June 7, 2004

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 196, by Smiley
Reported favorably. (11-0-1)

House Concurrent Resolution No. 198, by St. Germain
Reported favorably. (9-0-1)

House Concurrent Resolution No. 214, by Beard
Reported favorably. (9-0-1)

House Concurrent Resolution No. 229, by Strain
Reported favorably. (13-0-1)

House Concurrent Resolution No. 237, by Downs
Reported favorably. (9-0-1)

House Concurrent Resolution No. 243, by Durand
Reported favorably. (12-0-1)

House Bill No. 866, by Quezaire
Reported favorably. (12-0-1) (Regular)

Senate Concurrent Resolution No. 3, by Theunissen
Reported favorably. (11-0-1)

Senate Concurrent Resolution No. 20, by Nevers
Reported with amendments. (9-0-1)

Senate Concurrent Resolution No. 23, by Cain
Reported favorably. (12-0-1)

Senate Concurrent Resolution No. 27, by McPherson
Reported favorably. (13-0-1)

Senate Concurrent Resolution No. 34, by Ullo
Reported favorably. (12-0-1)

Senate Concurrent Resolution No. 37, by Smith
Reported favorably. (9-0-1)

Senate Concurrent Resolution No. 42, by Smith
Reported favorably. (9-0-1)

Senate Concurrent Resolution No. 123, by Smith
Reported favorably. (9-0-1)

Senate Bill No. 852, by Chaisson
Reported with amendments. (13-0-1) (Regular)

ROY QUEZAIRE
Chairman

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

Report of the Committee on Ways and Means

June 7, 2004

To the Speaker and Members of the House of Representatives:

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

House Bill No. 1558, by Honey
Reported with amendments. (11-0) (Regular)

Senate Concurrent Resolution No. 116, by McPherson
Reported favorably. (10-0)

BRYANT O. HAMMETT, JR.
Chairman

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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. 323—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3512(4) and to enact R.S. 6:969.5, relative to motor vehicle credit transactions; to authorize certain financial institutions to contract under the Louisiana Consumer Credit Law for motor vehicle credit transactions; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Commerce.

The substitute was read by title as follows:

HOUSE BILL NO. 1725 (Substitute for House Bill No. 323 by Representative Pinac)—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:969.37, relative to the Louisiana Motor Vehicle Sales Finance Act; to provide relative to licensing for consumer loans and consumer credit sales; to provide for hearings; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the substitute was adopted and became House Bill No. 1725 by Rep. Pinac, on behalf of the Committee on Commerce, as a substitute for House Bill No. 323 by Rep. Pinac.

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

HOUSE BILL NO. 554—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 9:3527(C)(2), relative to consumer credit delinquency charges; to provide for determination of delinquency; to prohibit the collection of delinquency charges in certain instances; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 671—

BY REPRESENTATIVE BRUNEAU

AN ACT

To enact R.S. 49:259, relative to state funds; to create the Department of Justice Legal Support Fund as a special fund in the state treasury; to provide for the deposit, uses, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 671 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 11, after "fund." insert the following:

"The fund shall be comprised of a portion of proceeds recovered by the attorney general on behalf of the state from court judgments, settlements, fines, fees, forfeitures and penalties, or from proceeds recovered by the attorney general from any other source from which revenues are designated by the attorney general for deposit into the fund, except those judgments and recoveries made on or pertaining to any office of risk management litigation or litigation involving the Department of Natural Resources and the Department of Environmental Quality as provided in Subsection E of this Section."

AMENDMENT NO. 2

On page 1, delete lines 15 through 19 in their entirety and insert the following:

"provided in Subsection A of this Section, in an amount which is sufficient to bring the balance in the fund to five hundred thousand dollars. However, the total of such deposits into the fund shall not exceed five hundred thousand dollars in any fiscal year. Any proceeds remaining after making the deposit into the fund shall be deposited into the state general fund."

AMENDMENT NO. 3

On page 2, between lines 8 and 9, insert the following:

"D. Notwithstanding the provisions of Subsection A of this Section, no proceeds shall be deposited into the fund from court-awarded judgments and settlements involving the Department of Natural Resources as specified in R.S. 30:136.3(B)(1), nor any judgments, settlements, or recoveries which are designated for credit to the Hazardous Waste Site Cleanup Fund, the Environmental Trust Fund, or any other funds administered by the Department of Environmental Quality under the Environmental Quality Act."

AMENDMENT NO. 4

On page 2, at the beginning of line 9, change "D." to "E."

AMENDMENT NO. 5

On page 2, line 10, after "shall" delete the remainder of the line and insert the following:

"remain in the fund. Monies in the"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 727—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:103(I) and R.S. 9:3518.1(E) and to enact R.S. 6:103(B)(10) and (J), relative to the Office of Financial Institutions; to provide for the use of confidential information; to provide for governmental immunity of the office and its agents and employees under certain circumstances; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 727 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 6:103(J)" to "R.S. 6:103(B)(10) and (J)"

AMENDMENT NO. 2

On page 1, line 3, after the semicolon ";" insert "to provide for the use of confidential information;"

AMENDMENT NO. 3

On page 1, line 7, change "R.S. 6:103(J) is" to "R.S. 6:103(B)(10) and (J) are"

AMENDMENT NO. 4

On page 1, between lines 10 and 11, insert the following:

"B. The commissioner, in his sole discretion, may disclose or cause the employees of the Office of Financial Institutions to disclose:

* * *

(10) Confidential information or records of either the Office of Financial Institutions or financial institutions and other supervised entities chartered or licensed in accordance with Title 6 of the Revised Statutes of 1950, produced by discovery or introduced into evidence as part of an administrative hearing conducted in accordance with the Administrative Procedure Act, and notwithstanding any other provision of law to the contrary, such records shall remain confidential and shall not be deemed public.

* * *

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 757—

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 17:355, relative to special treasury funds; to provide for the re-creation of the Teacher Supplies Fund; to provide for deposit of monies into the fund; to provide for uses of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 866—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 32:306, relative to equipment on motor vehicles; to provide relative to stop lamps and turn signals on motor vehicles; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1030—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 45:844.11, 844.13(A), and 844.14(C) and to enact R.S. 45:844.12(6) and (7) and 844.16, relative to Telephonic Solicitation Relief Act; to provide for use of the Federal Do Not Call Registry in combination with the state "do not call" listing; to provide for definitions; to provide regarding registration, application, and bonding; to provide for fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1030 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, after "844.11," delete the remainder of the line and insert in lieu thereof "844.13(A), and 844.14(C) and"

AMENDMENT NO. 2

On page 1, at the end of line 3, after "844.16," delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 5, after "Registry" change "in lieu of" to "in combination with the"

AMENDMENT NO. 4

On page 1, at the end of line 6, after "bonding;" delete the remainder of the line and at the beginning of line 7, delete "provisions;" and insert in lieu thereof "to provide for fees;"

AMENDMENT NO. 5

On page 1, line 9, after "844.11," delete the remainder of the line and insert in lieu thereof "844.13(A), and 844.14(C) are"

AMENDMENT NO. 6

On page 2, line 6, after "Registry" change "in lieu of" to "combined with"

AMENDMENT NO. 7

On page 2, delete lines 12 through 26 in their entirety

AMENDMENT NO. 8

On page 3, at the end of line 5, after "solicitations" delete the period "." and insert in lieu thereof "pursuant to the Federal Do Not Call Law."

AMENDMENT NO. 9

On page 3, delete lines 11 through 14 in their entirety and insert in lieu thereof the following:

"(2) On or before January 1, 2006, the commission shall establish and maintain a single "do not call" list that shall also include Louisiana consumers on the National Do Not Call Registry as provided in Subsection D of this Section."

AMENDMENT NO. 10

On page 3, delete lines 17 through 29 in their entirety and on page 4, delete lines 1 through 11 in their entirety

AMENDMENT NO. 11

On page 4, delete lines 18 through 29 in their entirety and on page 5, delete lines 1 through 14 in their entirety and insert in lieu thereof the following:

"§844.16. Registration fees and "do not call" list fees

A. Each independent solicitor registration shall be an annual payment of four hundred dollars. The permit issued shall be good for a period of one calendar year beginning January first and ending December thirty-first unless otherwise revoked.

B. Each principal solicitor registration shall be an annual payment of eight hundred dollars. The permit issued shall be good for a period of one calendar year beginning January first and ending December thirty-first unless otherwise revoked.

C.(1) Each principal solicitor shall make an additional annual payment for the registration of dependent solicitors as follows:

(a) Five hundred dollars total for the registration of between one and ten additional dependent solicitors of a principal solicitor.

(b) One thousand dollars total for registration of between eleven and fifty additional dependent solicitors of a principal solicitor.

(c) One thousand five hundred dollars total for the registration of between fifty-one and one hundred additional dependent solicitors.

(d) Two thousand dollars total for registration of one hundred and one or more additional dependent solicitors of a principal solicitor.

(2) The permit issued shall be good for a period of one calendar year beginning January first and ending December thirty-first unless otherwise revoked.

D. The cost for the "do not call" list is four hundred dollars. All telephone solicitors, with the exception of dependent solicitors, are responsible for the cost associated with the purchase of the list.

E. For the purposes of this Section:

(2) "Independent solicitor" means a telephone solicitor who has submitted application and properly enrolled with the commission to be provided the "do not call" list. Independent solicitors are allowed to distribute the "do not call" list with employees of that same firm, organization, partnership, association, or corporation.

(3) "Principal solicitor" means a telephone solicitor who has submitted an application and properly enrolled with the commission as such, to be provided to the "do not call" list and the authority to enter into agreements to provide access to the "do not call" list to dependent solicitors a defined herein. Principal solicitors are allowed to distribute the "do not call" list with employees of that same firm, organization, partnership, association, or corporations.

(1) "Dependent solicitor" means a telephone solicitor, other than an employee of an independent solicitor or principal solicitor, who has entered into an agreement with one and only one principal solicitor, as defined herein, to perform telephone solicitation under the supervision of the principal solicitor."

AMENDMENT NO. 12

On page 5, at the beginning of line 15, change "Section 3." to "Section 2."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1187—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 39:474, relative to public finance; to authorize certain structured financing transactions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1187 by Representative Daniel

AMENDMENT NO. 1

On page 1, at the beginning of line 20, delete "O." and after "land" and before "buildings" insert a comma ","

AMENDMENT NO. 2

On page 2, line 16, after "property" and before the period "." insert ", except for mineral interests"

AMENDMENT NO. 3

On page 4, delete line 16 in its entirety and insert the following "the approval required in this Section, shall be"

AMENDMENT NO. 4

On page 5, line 3, after "bidding" and before "procedure" insert "or other procurement"

AMENDMENT NO. 5

On page 7, line 3, after "H." and before "state" delete "The" and insert "Neither the"

AMENDMENT NO. 6

On page 8, between lines 2 and 3, insert the following:

"L.(1) Notwithstanding any other provision of law to the contrary, structured financing transactions shall not exceed forty years.

(2) Structured financing transactions are real rights.

(3) The state or political subdivision may enter into structured financing transactions without a determination that the property which is the subject of the structured financing transaction is no longer needed for a public purpose.

M. All properties and the income therefrom which are the subject of structured financing transactions shall remain public property and shall be deemed to be used for a public purpose and therefore shall be exempt from all taxation in the state of Louisiana."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1213—

BY REPRESENTATIVE FUTRELL
AN ACT

To enact R.S. 48:194, relative to disposition and use of certain federal highway monies associated with Open Container and Repeat Intoxicated Driver laws; to require certain federal highway monies be deposited in and credited to the Louisiana's Highways Fund; to create the Louisiana's Highways Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1275—

BY REPRESENTATIVE FUTRELL
AN ACT

To enact R.S. 42:808(A)(8), relative to participation in life, health, or other insurance programs sponsored by the Office of Group Benefits; to expand the definition of eligible employees; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1275 by Representative Futrell

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 42:851(E)(4) and to"

AMENDMENT NO. 2

On page 1, at the end of line 4, after "employees" delete the remainder of the line, and at the beginning of line 5, delete "retirement benefits"

AMENDMENT NO. 3

On page 1, delete lines 8 through 20 in their entirety

AMENDMENT NO. 4

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

AMENDMENT NO. 5

On page 2, line 10, change "Section 3." to "Section 2."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1277—

BY REPRESENTATIVE DANIEL
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2004-2005 to be used to pay the judgment in the suit entitled "Gordean Adella Wingfield, individually and as guardian and conservator of the estate of her major son, Kenny Clark v. State of Louisiana, through the Department of Transportation and Development, Wilson Trailer Company, Inc. consolidated with Jackie Murray, Sharon Roy Royner, Ivy J. Wills as legal guardian and attorney for Joseph Edward Wingfield, and Joseph Edward Wingfield individually v. State of Louisiana, through the Department of Transportation and Development, Wilson Trailer Company, Inc."; to provide for interest; to provide for costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1277 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 13, after "interest" delete the remainder of the line and insert:

"in an amount not to exceed One Million and No/100 (\$1,000,000.00) Dollars, is hereby"

AMENDMENT NO. 2

On page 1, line 14, delete "2004-2005" and insert "2003-2004"

AMENDMENT NO. 3

On page 1, line 15, delete "be used to pay" and insert "provide for full and final settlement of"

AMENDMENT NO. 4

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

"out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004"

AMENDMENT NO. 5

On page 2, line 13, after "effective" delete the remainder of the line, delete lines 14 and 15 in their entirety, and insert the following:

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

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1489—

BY REPRESENTATIVE JOHNS

AN ACT

To enact R.S. 6:966.1, relative to default remedies; to provide for a notice of repossession; to provide for contents of the notice; to provide for fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1489 by Representative Johns

AMENDMENT NO. 1

On page 1, delete lines 8 through 16 and insert the following:

"A. Within three days of taking possession of collateral, a secured party who utilizes the additional default remedies provided by this Chapter to obtain possession of collateral shall file a "Notice of Repossession" with the recorder of mortgages in the parish where the collateral was located and with the appropriate official. For purposes of this Section, the appropriate official shall be:

(1) The constable of the justice of the peace court, if the debtor's last-known address is within the election district of the

justice of the peace court and the outstanding balance is within the jurisdictional limits of the court.

(2) The constable or marshal of the city court, if the debtor's last-known address is within the geographic boundaries of the city court and the outstanding balance is within the jurisdictional limits of the court.

(3) The sheriff for the parish of the debtor's last-known address, if there is no other appropriate official as defined in this Subsection.

B. The secured party shall pay seventy-five dollars to the recorder of mortgages and two hundred fifty dollars to the appropriate official for each "Notice of Repossession" filed.

C. If the sheriff is the appropriate official in a parish having a population in excess of four hundred sixty-five thousand persons, as determined by the most recent federal decennial census, then there shall be no fee paid to the sheriff; however, the "Notice of Repossession" shall still be filed with the sheriff.

D. The commissioner of the Office of Financial Institutions shall have the authority to promulgate rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Chapter, including but not limited to establishing fees and assessments.

Section 2. This Act shall take effect and become operative if and when the Act which originated as Senate Bill No. 768 becomes law and is effective.

Section 3. In the event of any conflict between the provisions of this Act and those of any other Act adopted by the legislature at its Regular Session in 2004, regardless of which Act is adopted later or signed later by the governor, the provisions of this Act shall prevail.

Section 4. Because the legislature finds and declares that questions of law may be raised by some persons with respect to the constitutionality of some of the provisions of this Act or the Act which originated as Senate Bill No. 768, the public welfare requires that such questions of law be resolved with expedition prior to such time as its provisions take effect in order to avoid disruption of the orderly implementation of its provisions. Therefore, the legislature finds that the remedy of declaratory judgment to determine the constitutionality of the provision of this Act or the provisions of the Act which originated as Senate Bill No. 768 should be immediately made available in order to avoid confusion by the public. Therefore, any interested party domiciled in this state may institute an action in the Nineteenth Judicial District Court seeking a declaratory judgment to determine the constitutionality of the provisions of this Act. The attorney general and the commissioner of the Office of Financial Institutions shall be served with a copy of the proceeding and be entitled to be heard. In the interest of further expediting this procedure, the Nineteenth Judicial District Court, First Circuit Court of Appeal, and the Louisiana Supreme Court are urged to minimize all unnecessary delays and may suspend all applicable rules of court for this limited purpose.

Section 5. Unless otherwise specifically excepted, if any provision of this Act or its application is held to be invalid or unconstitutional by a final and definitive judgment, such invalidity shall not affect other provisions or application of the Act which are not specifically declared to be invalid or unconstitutional and which can be given effect without the invalid provision or application, and to this end the provisions of this Act are hereby declared severable."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1523—

BY REPRESENTATIVE FUTRELL
AN ACT

To enact R.S. 38:2253.1, relative to the Public Bid Law; to provide a five percent preference for certain vendors whose primary place of business is located in Louisiana; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1523 by Representative Futrell

AMENDMENT NO. 1

On page 1, line 12, after "district" and before "may" delete "in lieu of any other preference provided by law"

AMENDMENT NO. 2

On page 1, line 14, after "Louisiana" and before "when" insert "or whose workforce is composed of over fifty percent Louisiana residents"

AMENDMENT NO. 3

On page 1, at the end of line 15, after "Louisiana" and before the period "." insert a comma "," and "if the vendor does not qualify for any other preference provided by law"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1558—

BY REPRESENTATIVES HUDSON
AN ACT

To enact R.S. 33:9038, relative to tax increment financing; to prohibit the use of tax increment financings that involve a public school system without prior approval of the system; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1558 by Representatives Honey and Hudson

AMENDMENT NO. 1

Change "REPRESENTATIVE HUDSON" to "REPRESENTATIVES HONEY AND HUDSON"

AMENDMENT NO. 2

On page 1, line 3, after "system" and before the semicolon ";" insert "without prior approval of the system"

AMENDMENT NO. 3

On page 1, line 11, after "system" and before the period "." insert a comma "," and the following "without prior approval of the school system."

AMENDMENT NO. 4

On page 1, delete lines 12 through 16 and insert the following:

"Section 2. The provisions of this Act shall not apply to any tax increment financing approved by the state bond commission prior to the effective date of this Act.

Section 3. This Act shall become effective on January 1, 2005."

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

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

Under the rules, placed on the regular calendar.

Privileged Report of the Legislative Bureau

June 7, 2004

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. 873
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD
Chairman

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

Rep. Beard 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. 873 (Substitute for Senate Bill No. 782 by Senator Lentini)—
BY SENATOR LENTINI

AN ACT

To enact Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.7, and R.S. 37:1285(A)(32), all relative to human cloning; to provide for definitions; to prohibit the expenditure of state funds for the purpose of human cloning; to provide for penalties; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Privileged Report of the Legislative Bureau

June 7, 2004

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. 51
Reported without amendments.

Senate Bill No. 224
Reported without amendments.

Respectfully submitted,
CHARLES MCDONALD
Chairman

Privileged Report of the Legislative Bureau

June 7, 2004

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. 8
Reported without amendments.

Senate Bill No. 79
Reported without amendments.

Senate Bill No. 98
Reported without amendments.

Senate Bill No. 126
Reported without amendments.

Senate Bill No. 219
Reported with amendments.

Senate Bill No. 229
Reported without amendments.

Senate Bill No. 231
Reported with amendments.

Senate Bill No. 238
Reported without amendments.

Senate Bill No. 275
Reported with amendments.

Senate Bill No. 330
Reported without amendments.

Senate Bill No. 337
Reported without amendments.

Senate Bill No. 387
Reported without amendments.

Senate Bill No. 408
Reported without amendments.

Senate Bill No. 415
Reported without amendments.

Senate Bill No. 427
Reported without amendments.

Senate Bill No. 442
Reported with amendments.

Senate Bill No. 477
Reported without amendments.

Senate Bill No. 594
Reported without amendments.

Senate Bill No. 603
Reported without amendments.

Senate Bill No. 653
Reported without amendments.

Senate Bill No. 657
Reported without amendments.

Senate Bill No. 662
Reported without amendments.

Senate Bill No. 702
Reported without amendments.

Senate Bill No. 743
Reported without amendments.

Senate Bill No. 744
Reported without amendments.

Senate Bill No. 770
Reported without amendments.

Senate Bill No. 778
Reported without amendments.

Senate Bill No. 799
Reported without amendments.

Senate Bill No. 802
Reported with amendments.

Senate Bill No. 829
Reported without amendments.

Respectfully submitted,
CHARLES MCDONALD
Chairman

Senate Concurrent Resolutions

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

Motion

On motion of Rep. Waddell, the Committee on Education was discharged from further consideration of Senate Concurrent Resolution No. 138.

SENATE CONCURRENT RESOLUTION NO. 138—
BY SENATOR JACKSON

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the creation of the Louisiana State University Health Sciences Center in Shreveport as a statutorily defined component of Louisiana State University under the supervision and management of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 105—
BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To recognize the Isle de Jean Charles Band of the Biloxi-Chitimacha Confederation of Muskogees ("BCCM"), the Bayou Lafourche Band of the BCCM, the Grand Caillou/Dulac Band of the BCCM, known collectively as the "BCCM Tribes" and the Pointe-au-Chien Indian Tribe ("PACIT").

Called from the calendar.

Read by title.

Motion

Rep. Baldone moved that Senate Concurrent Resolution No. 105 be designated as a duplicate of House Concurrent Resolution No. 182.

Which motion was agreed to.

**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. Lancaster, the Committee on Education was discharged from further consideration of House Bill No. 1327.

HOUSE BILL NO. 1327—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 17:2354(F), relative to anatomical gifts; to provide for the manner in which a gift may be made; to correct a statutory reference; and to provide for related matters.

Read by title.

On motion of Rep. Lancaster, the bill was recommitted to the Committee on Health and Welfare.

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

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

SENATE BILL NO. 774—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 34:29(A)(introductory paragraph), (1), (D), and (E), to enact R.S. 34:29(J), and to repeal R.S. 34:29(B), relative to the Port of New Orleans; to provide relative to the port's borrowing power and debt limitation; to remove certain limitations; to provide for the port's authority to continue the issuance of bonds and other obligations; and to provide for related matters.

Called from the calendar.

Read by title.

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

Privileged Report of the Committee on Enrollment

June 7, 2004

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. 86—
BY REPRESENTATIVE SCALISE

A RESOLUTION

To commend the Reverend Monsignor Ignatius M. Roppolo upon the commemoration of the Golden Jubilee of his ordination to the priesthood and to recognize June 5, 2004, as the Reverend Monsignor Ignatius M. Roppolo Day.

HOUSE RESOLUTION NO. 87—
BY REPRESENTATIVES HUNTER AND BROOME

A RESOLUTION

To commend the Louisiana Prison Chapel Foundation, Inc. for its dedication to faith-based programs within the Louisiana Penitentiary System.

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

June 7, 2004

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. 96—
BY REPRESENTATIVES GARY SMITH, FAUCHEUX, ROMERO, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BEARD, BOWLER, BROOME, BRUCE, BURNS, BURRELL, K. CARTER, CRANE, CROWE, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FRITH, FUTRELL, GALLOT, GEYMANN, GRAY, E. GUILLORY, M. GUILLORY, HAMMETT, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, LABRUZZO, LANCASTER, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, SALTER, SCALISE, SCHNEIDER, SMILEY, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALSWORTH, WHITE, WINSTON, AND WRIGHT AND SENATORS DARDENNE, DUPRE, ELLINGTON, FIELDS, JONES, MARIONNEAUX, AND ULLO

A CONCURRENT RESOLUTION

To memorialize the United States Supreme Court and the United States Congress to take all necessary measures to preserve the phrase "one nation under God" in the Pledge of Allegiance.

HOUSE CONCURRENT RESOLUTION NO. 99—
BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the City Council of New Orleans to review the City Domicile Ordinance of the Code of the City of New Orleans and to consider amending it to permit any qualified resident of the state of Louisiana to be employed at the Louis Armstrong International Airport.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVES QUEZAIRE, FANNIN, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, JANE SMITH, AND TRAHAN AND SENATORS AMEDEE, DARDENNE, AND ULLO

A CONCURRENT RESOLUTION

To create the Louisiana Incentives for New Ventures and Economic Stimulation (INVEST) Commission to study the issue of transforming sixteenth section lands into generators of education funding and economic development in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 123—
BY REPRESENTATIVE CAZAYOUX AND SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of motor vehicles, to distribute pertinent forms and information to activated military personnel regarding their motor vehicles, including affidavits of nonuse and surrender of license plates.

HOUSE CONCURRENT RESOLUTION NO. 128—
BY REPRESENTATIVES WINSTON, CURTIS, DOERGE, DORSEY, DURAND, GRAY, E. GUILLORY, KATZ, LABRUZZO, MCDONALD, STRAIN, WADDELL, AND WALKER AND SENATOR JACKSON

A CONCURRENT RESOLUTION

To continue the implementation of the "No Wrong Door" plan authorized by Act 726 of the 2003 Regular Session and in addition, to allow the Joint Legislative Committee on the Budget and any involved executive departments an opportunity to review the "No Wrong Door" plan and its implementation and provide written comments to the Department of Social Services by September, 2004.

HOUSE CONCURRENT RESOLUTION NO. 132—
BY REPRESENTATIVES HONEY AND QUEZAIRE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a left turn lane on Louisiana Highway 19 at Cunard Avenue.

HOUSE CONCURRENT RESOLUTION NO. 145—
BY REPRESENTATIVE HUTTER AND SENATOR BOASSO
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to maintain its timeline to complete the new Florida Avenue Bridge, which is part of the Transportation Infrastructure Model for Economic Development program, by 2010.

HOUSE CONCURRENT RESOLUTION NO. 146—
BY REPRESENTATIVE TOWNSEND AND SENATOR SMITH
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to take certain actions to reduce invasive aquatic weeds in Saline Lake.

HOUSE CONCURRENT RESOLUTION NO. 155—
BY REPRESENTATIVE BRUCE AND SENATOR JACKSON
A CONCURRENT RESOLUTION

To urge and request state agencies to participate in the Early Childhood Comprehensive Systems initiative to establish and promote early childhood development programs.

HOUSE CONCURRENT RESOLUTION NO. 160—
BY REPRESENTATIVE BURRELL
A CONCURRENT RESOLUTION

To memorialize the United States Congress to enact federal legislation prohibiting the use of traffic signal preemption devices by the motoring public.

HOUSE CONCURRENT RESOLUTION NO. 176—
BY REPRESENTATIVE FRITH
A CONCURRENT RESOLUTION

To create a task force to explore the feasibility of, and model policies relative to, the development of a marine aquaculture industry in the Gulf of Mexico that utilizes offshore oil and gas platforms for culturing marine organisms.

HOUSE CONCURRENT RESOLUTION NO. 260—
BY REPRESENTATIVE CROWE
A CONCURRENT RESOLUTION

To commend Matthew Parish for his dedicated service to the community and to congratulate him on his selection as Emergency Medical Technician of the Year by the Louisiana Veterans of Foreign Wars.

HOUSE CONCURRENT RESOLUTION NO. 261—
BY REPRESENTATIVE CROWE
A CONCURRENT RESOLUTION

To commend Chief Robert D. Crowe of St. Tammany Fire Protection District No. 11 for his dedicated service to the community and to congratulate him on his selection as Firefighter of the Year by the Louisiana Veterans of Foreign Wars.

HOUSE CONCURRENT RESOLUTION NO. 264—
BY REPRESENTATIVES HONEY AND HUNTER
A CONCURRENT RESOLUTION

To recognize October 28, 2004, as the 2004 National Student/Parent Mock Election Day and to urge and request full and enthusiastic participation by students, teachers, and parents in the Mock Election activities being held from August until October of 2004.

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

June 7, 2004

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. 5—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 15:145(B)(3), relative to contract attorneys for judicial district indigent defender boards; to delete the requirement that any contract attorney be a resident of the judicial district; and to provide for related matters.

HOUSE BILL NO. 14—
BY REPRESENTATIVE BRUCE
AN ACT

To amend and reenact the heading of Chapter 5-L of Title 25 of the Louisiana Revised Statutes of 1950 and R.S. 25:380.91, 380.92(A) and (C)(2), 380.93(B)(5) and (C)(1), 380.94, 380.95(A), (B), and (C)(1), (2)(b)(iii), and (3), and 380.96 and R.S. 36:744(W) and 801.16(A)(1) and (2) and (C), relative to the Mansfield Women's College Museum in the Department of State; to change the name of the museum; and to provide for related matters.

HOUSE BILL NO. 24—
BY REPRESENTATIVES BRUNEAU AND HEATON
AN ACT

To enact R.S. 33:9091.7, relative to the Lakewood Crime Prevention and Improvement District; to create and provide with respect to such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

HOUSE BILL NO. 33—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 14:93(A), relative to the crime of cruelty to juveniles; to provide for additional grounds for violations for the intentional or negligent exposure to a clandestine laboratory operation; and to provide for related matters.

HOUSE BILL NO. 42—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 14:35.3(B)(2), relative to the crime of domestic abuse battery; to define "household member" to include certain minor children; and to provide for related matters.

HOUSE BILL NO. 43—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 14:30(A)(9) and to amend and reenact R.S. 14:30(B), relative to homicide; to provide with respect to the crime of first degree murder; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 58—
BY REPRESENTATIVE TRICHE
AN ACT

To provide with respect to the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System, including but not limited to provisions for eligibility, retirement benefits, restrictions on hiring of new employees, abolition of vacated positions, reductions in appropriated funds, and funding; and to provide for related matters.

HOUSE BILL NO. 59—
BY REPRESENTATIVE BRUCE
AN ACT

To enact R.S. 25:215(B)(13), relative to the DeSoto Parish Library; to transfer the administration of and accounting functions for funds of the library from the DeSoto Parish Police Jury to the DeSoto Parish Library Board of Control; and to provide for related matters.

HOUSE BILL NO. 96—
BY REPRESENTATIVES CRANE, SCHNEIDER, AND THOMPSON AND SENATOR ULLO
AN ACT

To enact R.S. 37:2950(D)(1)(a)(xiv), relative to professions and occupations; to add the State Board of Elementary and Secondary Education to the list of exempt agencies from the general prohibition against the state disqualifying an applicant for employment or for a license, permit, or certificate for an occupation, trade, or profession solely based upon a prior criminal record; and to provide for related matters.

HOUSE BILL NO. 105—
BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 56:325(A)(11), relative to the taking of channel catfish; to provide relative to recreational possession limits for channel catfish caught in Toledo Bend Reservoir; and to provide for related matters.

HOUSE BILL NO. 137—
BY REPRESENTATIVES WALKER AND DORSEY
AN ACT

To amend and reenact R.S. 15:541(1) and 542.1(H)(3)(b), relative to registration of sex offenders; to provide with respect to the length of time certain sex offenders are required to register; to provide for the definition of "aggravated offense"; and to provide for related matters.

HOUSE BILL NO. 142—
BY REPRESENTATIVES JACK SMITH, ALARIO, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BROOME, BURRELL, K. CARTER, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FRITH, FUTRELL, GALLOT, GRAY, E. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, MARCHAND, MCVEA, MONTGOMERY, MORRELL, MURRAY, ODINET, PIERRE, PINAC, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, SALTER, SHEPHERD, GARY SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, TOWNSEND, TRAHAN, WADDELL, WALKER, WHITE, AND WOOTON
AN ACT

To amend and reenact R.S. 32:217(B), relative to pedestrians' rights and duties on public streets or highways; to provide that traffic shall yield to a person who requires a wheelchair for transportation and who is crossing a street; and to provide for related matters.

HOUSE BILL NO. 181—
BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact R.S. 33:1448(G) and to enact R.S. 33:1448(O), relative to group insurance premiums; to provide for the payment of insurance premiums for certain retired sheriffs and deputy sheriffs in St. Charles Parish; and to provide for related matters.

HOUSE BILL NO. 193—

BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 38:2238.2(A)(2)(a), relative to procurement of used fire and emergency response vehicles and equipment by local political subdivisions; to provide with respect to the public notice of the request for proposals; and to provide for related matters.

HOUSE BILL NO. 205—

BY REPRESENTATIVE FUTRELL
AN ACT

To amend and reenact R.S. 47:1568(B), relative to state taxation; to increase the time period for payment of certain taxes due; and to provide for related matters.

HOUSE BILL NO. 213—

BY REPRESENTATIVE CRANE AND SENATOR ULLO
AN ACT

To amend and reenact R.S. 17:1954(A)(introductory paragraph) and (C)(1), (3), (4), and (5), relative to a special education advisory panel; to specify that the panel shall be appointed by the State Board of Elementary and Secondary Education; to specify that the panel shall advise the State Board of Elementary and Secondary Education in certain matters; and to provide for related matters.

HOUSE BILL NO. 234—

BY REPRESENTATIVES BRUNEAU AND HEATON
AN ACT

To amend and reenact R.S. 33:9075(B), (D)(1)(a) and (c), and (F)(1)(a), (b), and (d), relative to the Lake Oaks Subdivision Improvement District; to provide for district boundaries the membership of the board of commissioners, the vote of district electors necessary to levy a parcel fee, the maximum amount, the duration, and renewal of such fee, and elections for fee approval and renewal; and to provide for related matters.

HOUSE BILL NO. 235—

BY REPRESENTATIVE BRUNEAU
AN ACT

To enact R.S. 33:9091.7, relative to the Lakeshore Crime Prevention District; to create and provide with respect to such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

HOUSE BILL NO. 257—

BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:3022(A)(1)(introductory paragraph) and 3093(B)(2), relative to the membership of the Louisiana Student Financial Assistance Commission; to increase the membership of the Louisiana Student Financial Assistance Commission; to provide relative to commission members serving on the Louisiana Tuition Trust Authority; and to provide for related matters.

HOUSE BILL NO. 283—

BY REPRESENTATIVES WINSTON, R. CARTER, MCVEA, T. POWELL,
AND STRAIN
AN ACT

To amend and reenact R.S. 33:4574.1-A(A)(1)(dd), relative to the Tangipahoa Parish Tourist and Film Commission; to increase the maximum rate of hotel occupancy tax which the commission is authorized to levy; and to provide for related matters.

HOUSE BILL NO. 285—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 32:1720.1, relative to towing and storage of motor vehicles; to provide relative to stored motor vehicles; to remove certain requirements applicable to surrender of such vehicles to a secured party; and to provide for related matters.

HOUSE BILL NO. 302—

BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact R.S. 17:10.4(A) and (D)(2), relative to the distinguished educators program; to establish a deadline for the selection of distinguished educators from among active employees of city, parish, and other local public school boards; to require certain notice to a city, parish, or other local public school board whenever an active employee of the school board is selected; to limit in any year in which selections are made the number of persons serving as distinguished educators who are from any one city, parish, or other local public school board; to provide relative to the applicability of such limitation; and to provide for related matters.

HOUSE BILL NO. 335—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(F) and (H), relative to the jurisdiction of city courts; to increase the jurisdictional amount in dispute in the City Court of Sulphur; and to provide for related matters.

HOUSE BILL NO. 370—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 35:202, relative to non-attorney notaries; to provide relative to the timely filing of the annual report and payment of fees; to provide for the enforcement of untimely filing; to provide for the failure to file; to provide for notice; to provide for the suspension of the notarial commission; to provide for special commission status; and to provide for related matters.

HOUSE BILL NO. 373—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:185(C), relative to state and statewide retirement systems; to provide for definitions; to provide for changes to the educational requirements for the boards of trustees of the systems; and to provide for related matters.

HOUSE BILL NO. 384—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 32:80(B), relative to school buses; to provide relative to the use of visual stop-indicator signals on school buses; and to provide for related matters.

HOUSE BILL NO. 391—

BY REPRESENTATIVES MURRAY AND MARCHAND
AN ACT

To amend and reenact R.S. 9:4821(1) and R.S. 13:2575(B)(2)(f), (C), and (F) and 2576 and to enact R.S. 13:4367, relative to the administrative adjudication of public health, housing, and environmental violations; to provide for applicability of certain provisions to municipalities with a population greater than four hundred fifty thousand; to provide relative to administrative hearings; to provide for waiver of collection or enforcement of liens; to provide for release given to subsequent purchasers; and to provide for related matters.

HOUSE BILL NO. 396—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 33:4096(B)(2), (D), and (E) and 4121(B)(2), (D), and (E), relative to the New Orleans Sewerage and Water Board; to provide with respect to certain limitations on issuing water and sewerage revenue bonds; and to provide for related matters.

HOUSE BILL NO. 450—

BY REPRESENTATIVE ODINET
AN ACT

To amend and reenact R.S.56:424(E)(2) and 433(J), relative to taking oysters; to require the use of a vessel monitoring system by a person convicted of violations of the laws governing the taking of oysters; and to provide for related matters.

HOUSE BILL NO. 485—

BY REPRESENTATIVES BRUNEAU, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BEARD, BOWLER, BURNS, BURRELL, CAZAYOUX, CRANE, CROWE, DAMICO, DANIEL, DORSEY, DOWNS, DURAND, ERDEY, FAUCHEUX, FLAVIN, FRITH, FUTRELL, GALLOT, GEYMANN, GLOVER, E. GUILLORY, HEATON, HEBERT, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, LAFLEUR, LANCASTER, MARTINY, MONTGOMERY, MURRAY, ODINET, PIERRE, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, GARY SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TRICHE, TUCKER, WADDELL, WALKER, WINSTON, AND WRIGHT

AN ACT

To amend and reenact R.S. 33:2621, relative to taxes on motor vehicles; to authorize the governing authority of a municipality or of a district created by it; to exempt motor vehicles owned by persons sixty-five years of age or older from general or special ad valorem taxes levied by the municipality or by a district created by it; and to provide for related matters.

HOUSE BILL NO. 494—

BY REPRESENTATIVE ODINET
AN ACT

To amend and reenact R.S. 3:4631(E), 40:5.3(E) and (F), and 56:449(A) and (C), relative to the National Shellfish Sanitation Program; to remove from the statutes references to the standards as adopted by the program; and to provide for related matters.

HOUSE BILL NO. 553—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 32:1252(10) and 1254(N)(1)(a) and to enact R.S. 32:1254.1(D), relative to motor vehicles; to revise the definition of "franchise"; to provide for the effect of enactments and rules on licensees; to provide relative to warranty and sales incentive audits; and to provide for related matters.

HOUSE BILL NO. 556—

BY REPRESENTATIVES CRANE AND DORSEY AND SENATORS DARDENNE AND MARIONNEAUX
AN ACT

To amend and reenact Section 1(B) of Act No. 991 of the 1999 Regular Session of the Legislature, relative to the authority granted to the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose specified increases in tuition amounts at the university laboratory school; to remove exceptions relative to the payment of certain authorized amount increases provided for certain families based on gross annual household income; to provide for the applicability of exceptions previously authorized by law; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 565—

BY REPRESENTATIVE FARRAR (BY REQUEST)
AN ACT

To amend and reenact R.S. 17:87.8(A)(introductory paragraph), relative to procedures for renting or leasing of sixteenth section school lands by local school boards for hunting or trapping purposes; to remove Rapides Parish from the list of parishes excepted from such provisions; and to provide for related matters.

HOUSE BILL NO. 570—

BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact R.S. 17:270(A) and 271(A)(2) and R.S. 32:402.1(A)(introductory paragraph) and (1) and (2)(introductory paragraph), 402.2, 407(A)(2)(a), and 408(A)(1), relative to driver education, training, and testing; to require instruction relative to sharing the road with motorcycles and tractor/trailer trucks during driver education, training, improvement, and remediation programs; and to provide for related matters.

HOUSE BILL NO. 574—

BY REPRESENTATIVES MORRISH, BRUCE, ROMERO, AND SCALISE
AN ACT

To amend and reenact R.S. 15:572.4(D), relative to reprieve and pardon of offenders; to provide with respect to the time periods in which certain offenders may apply for a pardon or commutation of sentence; and to provide for related matters.

HOUSE BILL NO. 575—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:315(C)(3) and 315.5, relative to child support awards; to provide for the definition of ordinary expenses; to provide for the definition of extraordinary expenses; and to provide for related matters.

HOUSE BILL NO. 620—

BY REPRESENTATIVE PIERRE
AN ACT

To enact R.S. 49:213.10(C), relative to venue; to provide for proper venue for certain actions where the state is a party; and to provide for related matters.

HOUSE BILL NO. 626—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 32:666(C), relative to refusal to submit to chemical tests; to provide with respect to law enforcement officers who are appointed as ex officio notaries public; and to provide for related matters.

HOUSE BILL NO. 649—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 36:354(E)(2), relative to powers and duties of the secretary of the Department of Natural Resources; to authorize the training and certification of home energy raters by the office of the secretary; and to provide for related matters.

HOUSE BILL NO. 650—

BY REPRESENTATIVE PIERRE
AN ACT

To repeal R.S. 49:954.2, to repeal the provisions of the Unified Oil and Gas Development Regulatory Index; and to provide relative to validity of certain actions.

HOUSE BILL NO. 653—

BY REPRESENTATIVE PIERRE
AN ACT

To enact R.S. 56:424(H), relative to taking of oysters; to authorize the Department of Natural Resources to sample oyster leases for matters related to coastal restoration; and to provide for related matters.

HOUSE BILL NO. 654—

BY REPRESENTATIVES PIERRE AND DANIEL
AN ACT

To amend and reenact R.S. 30:706, relative to fees paid for the hazardous liquid pipeline program; to provide for review and revision of the annual inspection fee; and to provide for related matters.

HOUSE BILL NO. 655—

BY REPRESENTATIVES PIERRE AND DANIEL
AN ACT

To amend and reenact R.S. 30:560, relative to natural gas distribution; to provide relative to pipeline safety inspection fees; to provide relative to the amounts and imposition of such fees; and to provide for related matters.

HOUSE BILL NO. 656—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 30:503(12) and to enact R.S. 30:503(13) and (14), relative to the regulation of natural gas distribution; to define certain distribution systems; and to provide for related matters.

HOUSE BILL NO. 669—

BY REPRESENTATIVES PIERRE AND DANIEL
AN ACT

To amend and reenact R.S. 30:93, relative to oilfield site restoration; to provide relative to sites eligible for restoration; to provide relative to recovery of restoration costs; and to provide for related matters.

HOUSE BILL NO. 693—

BY REPRESENTATIVES DAMICO, ANSARDI, MARTINY, TOOMY, TUCKER, AND WOOTON AND SENATORS BOISSIERE, HAINKEL, HEITMEIER, HOLLIS, LENTINI, AND ULLO
AN ACT

To amend and reenact R.S. 33:9129 and to enact R.S. 33:9108(D), relative to communication districts; to provide with respect to the Jefferson Parish Communication District; to authorize the Jefferson Parish Council to adopt, by ordinance or resolution, provisions of the general law relating to communication districts for the use, benefit, operation, and enhancement of the Jefferson Parish Communication District; to make certain provisions of general law applicable to the parish, the council, and the district; and to provide for related matters.

HOUSE BILL NO. 699—

BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 13:3715.1(B)(6), relative to medical or hospital records; to provide for records related to substance or alcohol abuse, education, training, treatment, rehabilitation, or research; and to provide for related matters.

HOUSE BILL NO. 700—

BY REPRESENTATIVE HUNTER AND SENATOR JONES
AN ACT

To amend and reenact R.S. 23:1378(B), relative to the Second Injury Fund; to provide for clarification of the prescriptive period for filing notice; and to provide for related matters.

HOUSE BILL NO. 750—

BY REPRESENTATIVES DURAND AND MURRAY
AN ACT

To amend and reenact R.S. 40:41(B) and (C)(2) and 61(A)(4) and to enact R.S. 40:41(J), relative to vital statistics; to provide for judicial use of birth certificates; to provide for judicial use of death certificates; to clarify that an attorney may obtain birth or death certificates in a record only if he represents persons authorized to inspect or receive such certificates; to provide for the Department of Health and Hospitals to use vital statistic information; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 790—

BY REPRESENTATIVE HUNTER AND SENATOR JONES
AN ACT

To amend and reenact R.S. 23:1378(E), relative to the second injury fund; to provide for venue of Second Injury Board appeals; and to provide for related matters.

HOUSE BILL NO. 823 (Duplicate of Senate Bill No. 670)—

BY REPRESENTATIVE MURRAY AND SENATOR LENTINI
AN ACT

To amend and reenact R.S. 23:1034.2(F) as amended by Act 454 of the 1989 Regular Session, and to repeal R.S. 23:1034.2(F) as amended by Act 25 of the 1989 Regular Session, relative to payment for workers' compensation medical benefits; to provide for medical benefits; to provide with respect to reimbursement schedule; to provide for consolidation; to provide for venue; and to provide for related matters.

HOUSE BILL NO. 825—

BY REPRESENTATIVE HUNTER AND SENATOR JONES
AN ACT

To amend and reenact R.S. 23:1378(A)(8)(b), relative to the second injury fund; to provide for the submission of requests for settlement approval; and to provide for related matters.

HOUSE BILL NO. 832—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact Parts VIII and IX of Chapter 6 of Subtitle III of Title 11, to be comprised of R.S. 11:2151 through 2157, relative to the Registrars of Voters Employees' Retirement System; to provide with respect to qualification of the pension plan and trust of the retirement system under Section 401(a) of the Internal Revenue Code; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 878—

BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 46:56(B)(3), relative to client case records; to provide for the Department of Social Services' authorization to share access; and to provide for related matters.

HOUSE BILL NO. 908—

BY REPRESENTATIVE HUNTER AND SENATOR JONES
AN ACT

To repeal R.S. 23:1131, relative to wage records; to repeal provision allowing for the release of earnings records and information of workers' compensation claimants.

HOUSE BILL NO. 916—

BY REPRESENTATIVES CAZAYOUX, BAYLOR, GLOVER, AND JACKSON
AN ACT

To enact R.S. 33:2186, relative to the rights of fire employees; to provide relative to investigations of fire employees; to provide for rights to attend hearings; to provide for time limitations on

completing an investigation; to provide for extensions of time; and to provide for related matters.

HOUSE BILL NO. 936—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:106(C)(introductory paragraph), relative to the Louisiana Assessors' Retirement Fund; to provide for the use of excess funds when the board of trustees increases the net direct employer contribution rate; to provide for a retroactive effective date; and to provide for related matters.

HOUSE BILL NO. 949—
BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 11:1751(E), relative to the Municipal Employees' Retirement System; to allow certain persons to opt out of otherwise mandatory participation; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 970—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 47:1908(A)(26) and (C), to increase the expense allowance of the assessor of Jefferson Parish; and to provide for related matters.

HOUSE BILL NO. 979—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 11:446(F), relative to survivor benefits for the Louisiana State Employees' Retirement System; to provide for a default designated beneficiary and exceptions; to provide for a default joint and survivor benefit; to establish the benefit due a surviving spouse of a deceased member; and to provide for related matters.

HOUSE BILL NO. 982—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:225, relative to the Louisiana State Employees' Retirement System; to provide for the return to active service by any disability retiree; and to provide for related matters.

HOUSE BILL NO. 983—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:1455(B), relative to the Louisiana Assessors' Retirement Fund; to provide for a lump sum repayment of withdrawn employee contributions; and to provide for related matters.

HOUSE BILL NO. 986—
BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 22:250.2(E)(2)(b) and (c), 250.11(E), and 250.15(A) and to enact R.S. 22:250.4(F), relative to standards for health benefits for mothers and newborns; to provide with respect to coverage of a newborn child; and to provide for related matters.

HOUSE BILL NO. 994—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:222.1, relative to the crime of unauthorized interception, interference with, or retransmission of services offered over a cable television system; to provide for definitions; to provide for penalties for violations; to provide relative to disposition of equipment; to provide for an effective

date; to provide for elements of the crime; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 1039 (Duplicate of Senate bill No. 348)—
BY REPRESENTATIVE MONTGOMERY AND SENATOR SMITH AND
COAUTHORED BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact R.S. 27:52(2)(g) and to enact Chapter 3-C of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S.3:284 through 286, relative to Louisiana agricultural development; to provide for definitions; to prohibit limitations on agricultural and aquacultural markets; to provide relative to the Riverboat Gaming Commission; and to provide for related matters.

HOUSE BILL NO. 1096—
BY REPRESENTATIVES TOOMY AND DOVE
AN ACT

To amend and reenact R.S. 33:1981(A) and to enact R.S. 33:1981(C)(3), relative to benefits payable to firemen killed in the line of duty; to provide for firefighting activities included within the scope and performance of official duties as a fireman; and to provide for related matters.

HOUSE BILL NO. 1160—
BY REPRESENTATIVE ALARIO
AN ACT

To enact R.S. 33:423.14 and 2569, relative to the police department in certain municipalities; to provide that the position of assistant police chief shall be in the unclassified service; to provide for the appointment and duties of such person; and to provide for related matters.

HOUSE BILL NO. 1184—
BY REPRESENTATIVES CAZAYOUX, BAYLOR, GLOVER, AND
JACKSON
AN ACT

To amend and reenact R.S. 33:2477(4) and (5) and 2537(4) and (5), relative to municipal fire and police civil service; to provide for the length of time within which municipal fire and police civil service boards shall conduct certain investigations; and to provide for related matters.

HOUSE BILL NO. 1200—
BY REPRESENTATIVES LAFLEUR, THOMPSON, AND CAZAYOUX AND
SENATORS HAINKEL, HOLDEN, BARHAM, DARDENNE, AND
THEUNISSEN
AN ACT

To amend and reenact R.S. 39:81 and to enact R.S. 11:176, relative to state and statewide public retirement systems; to require each such retirement system to submit its operating budget to the Joint Legislative Committee on the Budget; to provide for review and approval of state system budgets and review of statewide system budgets; to provide for contents; to provide for modifications; and to provide for related matters.

HOUSE BILL NO. 1253—
BY REPRESENTATIVES PINAC, CROWE, DOERGE, FLAVIN, FRITH,
JACKSON, MARCHAND, T. POWELL, RITCHIE, SHEPHERD, GARY
SMITH, STRAIN, TRAHAN, WADDELL, WHITE, AND WINSTON
AN ACT

To enact R.S. 32:1254(N)(3)(k), relative to motor vehicle dealer disclosure; to provide relative to dealer participation in finance charges; and to provide for related matters.

HOUSE BILL NO. 1266—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 49:214.30(C)(2)(a) and 214.42(C) and (D), relative to coastal management; to provide relative to notification of multiple landowners of proposed activities under

a coastal use permit; to provide for use of the funds in the Coastal Mitigation Account; and to provide for related matters.

HOUSE BILL NO. 1285—

BY REPRESENTATIVES JEFFERSON, BROOME, BURNS, CURTIS, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, KATZ, LABRUZZO, MCDONALD, AND STRAIN AND SENATORS BAJOIE, CHEEK, N. GAUTREAUX, JACKSON, MCPHERSON, AND SCHEDLER
AN ACT

To amend and reenact R.S. 40:1299.1(B), relative to testing of newborns; to require the Department of Health and Hospitals to increase the number of tests required on newborns; and to provide for related matters.

HOUSE BILL NO. 1310—

BY REPRESENTATIVE SALTER
AN ACT

To authorize the state of Louisiana to forgive a portion of the mortgage payment and to redirect certain payments due to the state from the Coushatta Industrial Development Corporation for the purposes of the further economic development of the city of Coushatta under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 1338—

BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 56:700.12(4) and (5) and 700.13(C) and to enact R.S. 56:700.13(F), relative to the Oyster Lease Damage Evaluation Board; to provide for biological surveys of oyster leases; to authorize such surveys to be conducted by the board; and to provide for related matters.

HOUSE BILL NO. 1369—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 23:76(A), (B), and (C)(1), (4), (5), and (6) and to enact R.S. 23:76(C)(2)(g) and (h), relative to occupational forecasting; to provide for Occupational Forecasting Conference; to provide for information on occupational projections; to provide for additional principals to the conference; to provide for evaluation of labor market data; to provide for voting approval; to provide for a final report; and to provide for related matters.

HOUSE BILL NO. 1388—

BY REPRESENTATIVES ALARIO AND SALTER AND SENATORS HEITMEIER AND HINES
AN ACT

To amend and reenact R.S. 42:455(A)(2)(b), relative to payroll deductions; to provide payroll deductions for certain domestic companies; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1419—

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.

HOUSE BILL NO. 1439—

BY REPRESENTATIVES DOWNS AND SALTER
AN ACT

To amend and reenact R.S. 22:1194.2(A), relative to the Louisiana Consortium of Insurance and Financial Services; to provide for appointment of board members; to provide for legislative appointments; and to provide for related matters.

HOUSE BILL NO. 1461—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 32:389(D)(2), relative to weights and standards stationary scale police; to provide relative to appointment of the panel that reviews citations issued by weights and standards stationary scale police officers; and to provide for related matters.

HOUSE BILL NO. 1474—

BY REPRESENTATIVES DOVE AND BALDONE AND SENATOR DUPRE
AN ACT

To amend and reenact R.S. 17:3351(A)(5)(b)(iii), to provide relative to tuition and mandatory attendance fee amounts established by the Board of Supervisors of Community and Technical Colleges and applicable to students enrolled in certain technical community colleges under the board's supervision and management; to provide limitations; to require certain reports; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1501—

BY REPRESENTATIVE ALARIO AND SENATOR ULLO
AN ACT

To enact R.S. 33:4712.10, relative to naming an administrative building; to authorize the parish governing authority in certain parishes to name an administrative building in honor of a former parish president; to provide limitations; and to provide for related matters.

HOUSE BILL NO. 1512—

BY REPRESENTATIVE ALARIO AND SENATOR ULLO
AN ACT

To enact R.S. 33:4712.10, relative to naming an entryway or entry plaza to parish administrative buildings; to authorize the parish governing authority in certain parishes to name a common entryway or plaza for parish administrative buildings in honor of a former parish councilman; to provide limitations; and to provide for related matters.

HOUSE BILL NO. 1564—

BY REPRESENTATIVE SALTER
AN ACT

To authorize the transfer and sale of certain immovable improvements owned by the state and located on property in Red River Parish; and to provide for related matters.

HOUSE BILL NO. 1640—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 42:1123(22)(a), relative to exceptions from ethics laws for elected officials of certain municipalities to enter into certain transactions; to provide for a mayor or member of a governing authority of certain municipalities to enter into certain transactions; to increase the population size of the municipalities included in the exception; and to provide for related matters.

HOUSE BILL NO. 1698 (Substitute for House Bill No. 847 by Representative Hunter)—

BY REPRESENTATIVE HUNTER AND SENATOR JONES
AN ACT

To amend and reenact R.S. 23:1378(A)(1), (2), (3), and (7), relative to the Second Injury Fund; to revise reimbursement provisions; to provide for prescriptive periods; to revise reserves on approved claims; 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. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Tuesday, June 8, 2004, 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. 1595

House Concurrent Resolution No. 273

Suspension of the Rules

On motion of Rep. Carl Crane, the rules were suspended to permit the Committee on Education to meet on Tuesday, June 8, 2004, 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. 483, 1122, 1238, 1488, and 1561

House Concurrent Resolution No. 20

House Concurrent Resolution Nos. 251, 253, and 263

Senate Bill Nos. 10, 57, 70, 209, 301, 435, 863, 871, and 874

Senate Concurrent Resolution Nos. 31, 49, 104, and 137

Suspension of the Rules

On motion of Rep. Durand, the rules were suspended to permit the Committee on Health and Welfare to meet on Tuesday, June 8, 2004, 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. 287

Suspension of the Rules

On motion of Rep. Lancaster, the rules were suspended to permit the Committee on House and Governmental Affairs to meet on Tuesday, June 8, 2004, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Concurrent Resolution Nos. 93, 107, 124, 132, and 144

Suspension of the Rules

On motion of Rep. Pierre, the rules were suspended to permit the Committee on Natural Resources to meet on Tuesday, June 8, 2004, 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

Leave of Absence

Rep. Bruce - 1 day

Adjournment

On motion of Rep. Kenney, at 6:30 P.M., the House agreed to adjourn until Tuesday, June 8, 2004, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Tuesday, June 8, 2004.

ALFRED W. SPEER
Clerk of the House

