

**ROLL CALL AND RECORD VOTE****Committee:** Civil Law and Procedure**Location:** Room 4**Date/Time:** 05/01/12 9:30 am**Staff:** Robert A. Singletary, Attorney  
Tina Vanichchagorn, Attorney  
Diane Merritt, Secretary  
Leandria Coates, Clerk  
Joyce Anthony, Sergeant at Arms

<b>Roll Call:</b>	14	<b>Convened:</b>	09:41 AM
<b>Number of Members:</b>	14	<b>Adjourned:</b>	12:11 PM
<b>Quorum:</b>	8		

Abramson, Neil C.	Present
Seabaugh, Alan	Present
Arnold, Jeffery "Jeff" J.	Present
Edwards, John Bel	Present
Gaines, Randal L.	Present
Garofalo, Raymond E.	Present
Hunter, Marcus L.	Present
Huval, Mike	Present
Jefferson, Patrick O.	Present
Landry, Nancy	Present
Miller, Gregory A.	Present
Schexnayder, Clay	Present
Shadoin, Robert E.	Present
Williams, Alfred C.	Present

**HB9 by LIGI**

(Constitutional Amendment) Authorizes the legislature to provide for forfeiture of retirement benefits by public officials and employees who are convicted of felony acts associated with their positions

**Amendment:** A-Miller-**Motion made by:** Miller, Gregory A.**AMD Motion:** Adopt**Vote:** 12-0**Vote Date:** 5/1/2012 12:09:25 PM

Abramson, Neil C.	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Miller, Gregory A.	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

**Motion made by:** Abramson, Neil C.**Motion:** Adopt House Rule 6.8(A) report**Vote:** 12-0**Vote Date:** 5/1/2012 12:09:54 PM

Abramson, Neil C.	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Miller, Gregory A.	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

**HB9 by LIGI**

(Constitutional Amendment) Authorizes the legislature to provide for forfeiture of retirement benefits by public officials and employees who are convicted of felony acts associated with their positions

**Motion made by:** Abramson, Neil C.

**Motion:** With Amendments

**Vote:** 12-0

**Vote Date:** 5/1/2012 12:10:04 PM

Abramson, Neil C.	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Miller, Gregory A.	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**HB9 by LIGI**

**Final Action:** Reported with amendments. (12-0) (Regular)

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**HB214 by SEABAUGH**

Repeals provision of law relative to the effect of failure to use a safety belt with regard to use for comparative negligence

**No Vote Taken**

**Motion made by:** Seabaugh, Alan

**Motion:** Favorably

**Vote Date:** 5/1/2012 11:13:11 AM

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**Substitute**

**Motion made by:** Edwards, John Bel

**Motion:** Defer Involuntary

**Vote:** 7-4-1

**Vote Date:** 5/1/2012 11:14:13 AM

**Objection by:** Seabaugh, Alan

Abramson, Neil C.	Abstain
Seabaugh, Alan	Nay
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Nay
Hunter, Marcus L.	Yea
Huval, Mike	Nay
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Schexnayder, Clay	Nay
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**HB214 by SEABAUGH**

**Final Action:** Involuntarily Deferred. (7-4-1)

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**HB263 by HARRISON**

Provides with respect to the payment of costs and attorney fees in certain cases

**Motion made by:** Abramson, Neil C.**Motion:** Defer Voluntary**Vote:** 12-0**Vote Date:** 5/1/2012 11:42:56 AM

Abramson, Neil C.	Yea
Seabaugh, Alan	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Miller, Gregory A.	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**HB263 by HARRISON****Final Action:** Defer Voluntary. (12-0)**HB299 by HARRISON**

(Constitutional Amendment) Exempts public postsecondary education tuition amounts and mandatory fees from requirements for imposing a new or increasing an existing tax or fee

**Motion made by:** Abramson, Neil C.**Motion:** Adopt House Rule 6.8 (A) report**Vote:** 12-0**Vote Date:** 5/1/2012 11:15:19 AM

Abramson, Neil C.	Yea
Seabaugh, Alan	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**Motion made by:** Abramson, Neil C.**Motion:** Without Amendments**Vote:** 12-0**Vote Date:** 5/1/2012 11:15:28 AM

Abramson, Neil C.	Yea
Seabaugh, Alan	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**HB299 by HARRISON****Final Action:** Reported without amendments. (12-0) (Regular)

**HB396 by CARMODY**

(Constitutional Amendment) Provides relative to the powers of the public postsecondary education management boards and the Board of Regents

**Motion made by:** Seabaugh, Alan

**Motion:** Adopt House Rule 6.8(A) report

<b>Vote:</b>	12-0	Seabaugh, Alan	Yea
<b>Vote Date:</b>	5/1/2012 9:45:40 AM	Arnold, Jeffery "Jeff" J.	Yea
		Edwards, John Bel	Yea
		Gaines, Randal L.	Yea
		Garofalo, Raymond E.	Yea
		Hunter, Marcus L.	Yea
		Huval, Mike	Yea
		Jefferson, Patrick O.	Yea
		Miller, Gregory A.	Yea
		Schexnayder, Clay	Yea
		Shadoin, Robert E.	Yea
		Williams, Alfred C.	Yea

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**Motion made by:** Arnold, Jeffery "Jeff" J.

**Motion:** Without Amendments

<b>Vote:</b>	12-0	Seabaugh, Alan	Yea
<b>Vote Date:</b>	5/1/2012 9:48:30 AM	Arnold, Jeffery "Jeff" J.	Yea
		Edwards, John Bel	Yea
		Gaines, Randal L.	Yea
		Garofalo, Raymond E.	Yea
		Hunter, Marcus L.	Yea
		Huval, Mike	Yea
		Jefferson, Patrick O.	Yea
		Miller, Gregory A.	Yea
		Schexnayder, Clay	Yea
		Shadoin, Robert E.	Yea
		Williams, Alfred C.	Yea

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**HB396 by CARMODY**

**Final Action:** Reported without amendments. (12-0) (Regular)

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**HB409 by RICHARDSON**

Changes the prescriptive period for the enforcement of zoning restrictions, building restrictions, subdivision regulations, and use regulations in the city of Central

**Motion made by:** Seabaugh, Alan

**Motion:** Defer Voluntary

<b>Vote:</b>	12-0	Seabaugh, Alan	Yea
<b>Vote Date:</b>	5/1/2012 9:42:59 AM	Arnold, Jeffery "Jeff" J.	Yea
		Edwards, John Bel	Yea
		Gaines, Randal L.	Yea
		Garofalo, Raymond E.	Yea
		Hunter, Marcus L.	Yea
		Huval, Mike	Yea
		Jefferson, Patrick O.	Yea
		Miller, Gregory A.	Yea
		Schexnayder, Clay	Yea
		Shadoin, Robert E.	Yea
		Williams, Alfred C.	Yea

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**HB409 by RICHARDSON**

**Final Action:** Defer Voluntary. (12-0)

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**HB468 by ABRAMSON**

Provides for utilities in the right of passage for enclosed estates

**Amendment:** A-technical amendment**Motion made by:** Abramson, Neil C.**AMD Motion:** Adopt**Vote:** 13-0**Vote Date:** 5/1/2012 10:38:11 AM

Abramson, Neil C.	Yea
Seabaugh, Alan	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Miller, Gregory A.	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**Motion made by:** Abramson, Neil C.**Motion:** With Amendments**Vote:** 13-0**Vote Date:** 5/1/2012 10:38:18 AM

Abramson, Neil C.	Yea
Seabaugh, Alan	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Miller, Gregory A.	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**HB468 by ABRAMSON****Final Action:** Reported with amendments. (13-0) (Regular)**HB471 by ABRAMSON**

Provides that the servitude of passage to an enclosed estate includes the right to lay utilities

**Motion made by:** Seabaugh, Alan**Motion:** Defer Voluntary**Vote:** 12-0**Vote Date:** 5/1/2012 9:43:13 AM

Seabaugh, Alan	Yea
Arnold, Jeffery "Jeff" J.	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Miller, Gregory A.	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**HB471 by ABRAMSON****Final Action:** Defer Voluntary. (12-0)

**HB501 by LEGER**

Provides for qui tam actions in cases of misuse of public funds

**Amendment:** A-adopt substitute**Motion made by:** Abramson, Neil C.**AMD Motion:** Adopt

<b>Vote:</b>	12-0	Abramson, Neil C.	Yea
		Edwards, John Bel	Yea
		Gaines, Randal L.	Yea
		Garofalo, Raymond E.	Yea
		Hunter, Marcus L.	Yea
		Huval, Mike	Yea
		Jefferson, Patrick O.	Yea
		Landry, Nancy	Yea
		Miller, Gregory A.	Yea
		Schexnayder, Clay	Yea
		Shadoin, Robert E.	Yea
		Williams, Alfred C.	Yea

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**Motion made by:** Abramson, Neil C.**Motion:** Defer Voluntary

<b>Vote:</b>	12-0	Abramson, Neil C.	Yea
		Edwards, John Bel	Yea
		Gaines, Randal L.	Yea
		Garofalo, Raymond E.	Yea
		Hunter, Marcus L.	Yea
		Huval, Mike	Yea
		Jefferson, Patrick O.	Yea
		Landry, Nancy	Yea
		Miller, Gregory A.	Yea
		Schexnayder, Clay	Yea
		Shadoin, Robert E.	Yea
		Williams, Alfred C.	Yea

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**HB501 by LEGER****Final Action:** Defer Voluntary. (12-0)**HB582 by FOIL**

Provides relative to abandonment of civil actions

**Motion made by:** Seabaugh, Alan**Motion:** Defer Voluntary

<b>Vote:</b>	12-0	Seabaugh, Alan	Yea
		Arnold, Jeffery "Jeff" J.	Yea
		Edwards, John Bel	Yea
		Gaines, Randal L.	Yea
		Garofalo, Raymond E.	Yea
		Hunter, Marcus L.	Yea
		Huval, Mike	Yea
		Jefferson, Patrick O.	Yea
		Miller, Gregory A.	Yea
		Schexnayder, Clay	Yea
		Shadoin, Robert E.	Yea
		Williams, Alfred C.	Yea

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**HB582 by FOIL****Final Action:** Defer Voluntary. (12-0)

**HB755 by HUNTER**

Removes peremptive periods associated with disavowal and establishment of paternity

**Amendment:** A-adopt substitute

**Motion made by:** Hunter, Marcus L.

**AMD Motion:** Adopt

**Vote:** 12-0

**Vote Date:** 5/1/2012 12:00:50 PM

Abramson, Neil C.	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Miller, Gregory A.	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**No Vote Taken**

**Motion made by:** Hunter, Marcus L.

**Motion:** By Substitute

**Vote Date:** 5/1/2012 12:01:10 PM

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**Substitute**

**Motion made by:** Landry, Nancy

**Motion:** Defer Involuntary

**Vote:** 7-3-1

**Vote Date:** 5/1/2012 12:02:11 PM

**Objection by:** Hunter, Marcus L.

Abramson, Neil C.	Abstain
Edwards, John Bel	Yea
Gaines, Randal L.	Nay
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Nay
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Miller, Gregory A.	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Nay

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**HB755 by HUNTER**

**Final Action:** Involuntarily Deferred. (7-3-1)

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**HB840 by J.THOMPSON**

Provides relative to suspension of licenses for failure to pay child support obligations

**Amendment:** A-adopt substitute

**Motion made by:** Jefferson, Patrick O.

**AMD Motion:** Adopt

**Vote:** 12-0

**Vote Date:** 5/1/2012 10:07:50 AM

Seabaugh, Alan	Yea
Arnold, Jeffery "Jeff" J.	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**HB840 by J.THOMPSON**

Provides relative to suspension of licenses for failure to pay child support obligations

**Amendment:** A-adds Art. 314 - partial compliance**Motion made by:** Jefferson, Patrick O.**AMD Motion:** Adopt**Vote:** 12-0**Vote Date:** 5/1/2012 10:08:41 AM

Seabaugh, Alan	Yea
Arnold, Jeffery "Jeff" J.	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**Motion made by:** Jefferson, Patrick O.**Motion:** By Substitute**Vote:** 12-0**Vote Date:** 5/1/2012 10:08:52 AM

Seabaugh, Alan	Yea
Arnold, Jeffery "Jeff" J.	Yea
Edwards, John Bel	Yea
Gaines, Randal L.	Yea
Garofalo, Raymond E.	Yea
Hunter, Marcus L.	Yea
Huval, Mike	Yea
Jefferson, Patrick O.	Yea
Landry, Nancy	Yea
Schexnayder, Clay	Yea
Shadoin, Robert E.	Yea
Williams, Alfred C.	Yea

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**HB840 by J.THOMPSON****Final Action:** Reported by substitute. (12-0) (Regular)