

## **House Committee on Education**

Minutes of Meeting  
2014 Regular Session  
May 6, 2014

### **I. CALL TO ORDER**

Representative Stephen F. Carter, chairman of the House Committee on Education, called the meeting to order at 9:02 a.m. in Room 1, in the State Capitol in Baton Rouge, Louisiana. The secretary called the roll.

### **II. ROLL CALL**

#### **MEMBERS PRESENT:**

Representative Stephen F. Carter, Chairman  
Representative Patrick O. Jefferson, Vice Chairman  
Representative Wesley T. Bishop  
Representative Chris Broadwater  
Representative Henry L. Burns  
Representative Thomas G. Carmody, Jr.  
Representative Simone B. Champagne  
Representative John Bel Edwards  
Representative Cameron Henry  
Representative Paul Hollis  
Representative Barry Ivey  
Representative Nancy Landry  
Representative Edward J. Price  
Representative H. Eugene Reynolds  
Representative Jerome Richard  
Representative Patricia Haynes Smith  
Representative Jeff R. Thompson  
Representative Alfred C. Williams

#### **MEMBERS ABSENT:**

Representative Robert E. Shadoin

#### **STAFF MEMBERS PRESENT:**

Elizabeth L. Borne, Committee Legislative Analyst  
Nancy Y. Jolly, Committee Legislative Analyst

Jacqueline Snowden, Committee Secretary

**ADDITIONAL ATTENDEES PRESENT:**

Beverly Vincent, Sergeant at Arms  
Danielle Broussard, Clerk

**III. DISCUSSION OF LEGISLATION**

**House Bill No. 735 by Representative James**

Representative James presented House Bill No. 735, which provides relative to the parent petition process for removing a school from the jurisdiction of the Recovery School District and returning such school to the local school system.

Speaking in opposition to House Bill No. 735 was Ms. Erin Bendily, representing the State Board of Elementary and Secondary Education and the state Department of Education, 94064 Claiborne Building, Baton Rouge, LA.

Providing information only was Mr. Patrick Dobard, superintendent, Louisiana Recovery School District. (No address provided.)

The names of persons who signed witness cards in support of House Bill No. 735 but did not wish to speak are included in Exhibit A.

The names of persons who signed witness cards in opposition to House Bill No. 735 but did not wish to speak are included in Exhibit B.

Representative Smith offered a motion to report House Bill No. 735 favorably, to which Representative Nancy Landry objected. A roll call vote was taken and by a vote of 6 yeas and 6 nays, the motion failed to pass. Representatives Carmody, Edwards, Jefferson, Richard, Smith, and Alfred Williams voted yea. Representatives Henry Burns, Champagne, Hollis, Ivey, Nancy Landry, and Thompson voted nay.

Representative Nancy Landry offered a motion to involuntarily defer action on House Bill No. 735. Representative Smith offered a substitute motion that the committee reconsider the motion to report House Bill No. 735 favorably. Representative Landry objected and the secretary called the roll. The motion to reconsider the vote passed by a vote of 8 yeas and 7 nays. Representatives Wesley Bishop, Carmody, Edwards, Jefferson, Reynolds, Richard, Smith, and Alfred Williams voted yea. Representatives Henry Burns, Champagne, Henry, Hollis, Ivey, Nancy Landry, and Thompson voted nay.

Representative Smith offered a motion to report House Bill No. 735 favorably. Representative Nancy Landry objected and the secretary called the roll. House Bill No. 735 was reported favorably by a vote of 8 yeas and 7 nays. Representatives Wesley Bishop, Carmody, Edwards, Jefferson, Reynolds, Richard, Smith, and Alfred Williams voted yea. Representatives Henry Burns, Champagne, Henry, Hollis, Ivey, Nancy Landry, and Thompson voted nay.

### **Senate Bill No. 56 by Senator Nevers**

Senator Nevers presented Senate Bill No. 56, which requires BESE, the Board of Regents, and public postsecondary education boards to participate in regular meetings regarding articulation and transfer policies and agreements.

The names of persons who signed witness cards in support of Senate Bill No. 56 or were available to provide information, if requested, but did not wish to speak are included in Exhibit A.

Representative Carmody offered a set of amendments to Senate Bill No. 56 that would provide as follows:

1. Changes the minimum frequency of the required meetings of the commissioner of higher education, the state superintendent of education, and the public postsecondary education management boards to quarterly instead of monthly.

Representative Carmody offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 10 yeas and 0 nays. Representatives Wesley Bishop, Carmody, Champagne, Edwards, Hollis, Jefferson, Nancy Landry, Richard, Thompson, and Alfred Williams voted yea.

Representative Thompson offered a motion to report Senate Bill No. 56 with amendments. Without objection, Senate Bill No. 56 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Wesley Bishop, Henry Burns, Carmody, Champagne, Edwards, Henry, Jefferson, Nancy Landry, Reynolds, Richard, Thompson, and Alfred Williams voted yea.

### **Senate Bill No. 98 by Senator Nevers**

Senator Nevers presented Senate Bill No. 98, which provides that a five-point scale shall be used when calculating the grade point average for certain honors courses and talented courses.

Representative Edwards offered a motion to voluntarily defer action on Senate Bill No. 98. Without objection, action on Senate Bill No. 98 was voluntarily deferred by a vote of 12 yeas and 0 nays.

Representatives Wesley Bishop, Henry Burns, Carmody, Champagne, Edwards, Henry, Jefferson, Nancy Landry, Reynolds, Richard, Thompson, and Alfred Williams voted yea.

### **Senate Bill No. 125 by Senator Nevers**

Senator Nevers presented Senate Bill No. 125, which provides relative to agricultural education and establishes the Agricultural Education Commission. (gov sig).

Representative Carmody offered a set of amendments to Senate Bill No. 125 that would provide as follows:

1. Adds to the commission membership the presidents of the Louisiana Association of Educators and the Louisiana Federation of Teachers or their designees.

Representative Carmody offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Henry Burns, Carmody, Champagne, Edwards, Henry, Jefferson, Nancy Landry, Reynolds, Richard, Thompson, and Alfred Williams voted yea.

Representative Edwards offered a set of amendments to Senate Bill No. 125 that would provide as follows:

1. In the list of commission members, changes references to the "Louisiana Future Farmers of America Association" to the "Louisiana FFA."

Representative Edwards offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 10 yeas and 0 nays. Representatives Henry Burns, Carmody, Champagne, Edwards, Jefferson, Nancy Landry, Reynolds, Richard, Thompson, and Alfred Williams voted yea.

Speaking in support of Senate Bill No. 125 was Mr. Bobby Mason, P. O. Box 673, Zachary, LA, (225) 571-7062.

The names of persons who signed witness cards in support of Senate Bill No. 125 but did not wish to speak are included in Exhibit A.

Representative Richard offered a motion to report Senate Bill No. 125 with amendments. Without objection, Senate Bill No. 125 was reported with amendments by a vote of 10 yeas and 0 nays. Representatives Henry Burns, Carmody, Champagne, Edwards, Jefferson, Nancy Landry, Reynolds, Richard, Thompson, and Alfred Williams voted yea.

**House Bill No. 1153 by Representative Harrison**

Representative Harrison presented House Bill No. 1153, which provides relative to Taylor Opportunity Program for Students.

Presenting information on House Bill No. 1153 was Dr. James A. Caillier, representing the Patrick F. Taylor Foundation, New Orleans, LA 70130, (504) 589-0470.

The names of persons who signed witness cards in indicating that they were available to provide information, if requested, but did not wish to speak are included in Exhibit A.

The names of persons who signed witness cards in opposition to House Bill No. 1153, but did not wish to speak, are included in Exhibit B.

Representative Carmody offered a motion to report House Bill No. 1153 favorably, to which Representative Wesley Bishop objected. A roll call vote was taken and by a vote of 4 yeas and 9 nays, the motion failed to pass. Representatives Carmody, Edwards, Richard, and Alfred Williams voted yea. Representatives Carter, Wesley Bishop, Broadwater, Champagne, Henry, Hollis, Nancy Landry, Reynolds, and Thompson voted nay.

Representative Carter offered a motion to involuntarily defer action on House Bill No. 1153. Without objection, action on House Bill No. 1153 was involuntarily deferred by a vote of 14 yeas and 0 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Carmody, Champagne, Edwards, Henry, Hollis, Nancy Landry, Reynolds, Richard, Thompson, and Alfred Williams voted yea.

**Senate Bill No. 149 by Senator Appel**

Senator Appel presented Senate Bill No. 149, which repeals the Louisiana Systemic Initiatives Program (LaSIP).

Representative Wesley Bishop offered a motion to report Senate Bill No. 149 favorably. Without objection, Senate Bill No. 149 was reported favorably by a vote of 14 yeas and 0 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Carmody, Champagne, Edwards, Henry, Hollis, Nancy Landry, Reynolds, Richard, Thompson, and Alfred Williams voted yea.

**Senate Bill No. 337 by Senator Appel**

Senator Appel presented Senate Bill No. 337, which provides for the development of an outcomes-based funding formula for postsecondary education.

Presenting information on Senate Bill No. 337 was Dr. Thomas Layzell, representing the state Board of Regents, Claiborne Bldg., Baton Rouge, LA, (225) 342-4253.

Speaking in opposition to Senate Bill No. 337 were Dr. Michael Walker-Jones, representing the Louisiana Association of Educators, 8322 One Calais Ave., Baton Rouge, LA 70809, (225) 343-9243 and Mr. Steve Monaghan, representing the Louisiana Federation of Teachers, 9623 Brookline Ave., Baton Rouge, LA 70809, (225) 923-1037.

The names of persons who signed witness cards in support of Senate Bill No. 337, but did not wish to speak, are included in Exhibit A.

Representative Thompson offered a motion to report Senate Bill No. 337 favorably. Without objection, Senate Bill No. 337 was reported favorably by a vote of 16 yeas and 0 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Carmody, Champagne, Edwards, Henry, Hollis, Nancy Landry, Price, Reynolds, Richard, Smith, Thompson, and Alfred Williams voted yea.

#### **Senate Bill No. 177 by Senator Appel**

Senator Appel presented Senate Bill No. 177, which provides relative to the use, expenditure, or allocation of funds appropriated to public postsecondary education management boards.

Presenting information on Senate Bill No. 177 was Dr. Thomas Layzell, representing the state Board of Regents, Claiborne Bldg., Baton Rouge, LA, (225) 342-4253.

The names of persons who signed witness cards in support of House Bill No. 177, but did not wish to speak, are included in Exhibit A.

Representative Carmody offered a motion to report Senate Bill No. 177 favorably. Without objection, Senate Bill No. 177 was reported favorably by a vote of 15 yeas and 0 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Carmody, Champagne, Edwards, Henry, Hollis, Nancy Landry, Reynolds, Richard, Smith, Thompson, and Alfred Williams voted yea.

#### **Senate Bill No. 336 by Senator Appel**

Senator Appel presented Senate Bill No. 336, which revises the textbook adoption process.

Representative Reynolds offered a set of amendments to Senate Bill No. 366 that would provide as follows:

1. Relative to requirement that DOE review textbooks and instructional materials in core subject areas, specifies that this be done at lead every six years.
2. Relative to membership of review panels and review committees:
  - (a) Review panels established by DOE: Specifically requires that the educators and content experts be Louisiana public school educators and Louisiana content experts.
  - (b) Review committees established by public school governing authorities: Specifically requires that teachers and educators be employed by Louisiana public schools, that parents be those of students enrolled in Louisiana public schools, and that educational stakeholders be those in Louisiana.
3. Allow publishers and other content providers to revise evaluations prior to their posting online. Requires that they have 30 days to respond and correct content.
4. Relative to requirement that textbooks and instruction materials be submitted in an electronic format for review, limits this to those that are printed and adds a requirement that such format be consistent with IDEA.
5. Provides that proposed law shall not be construed as prohibiting a school or school district from purchasing textbooks that are not DOE-reviewed unless their use is prohibited by the policies of such school or district's governing authority rather than unless their use is prohibited by law or BESE regulation.
6. Requires the publisher or other content provider to make textbooks and other instructional materials available for purchase through the central depository.

Representative Reynolds offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 15 yeas and 0 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Carmody, Champagne, Edwards, Henry, Hollis, Nancy Landry, Reynolds, Richard, Smith, Thompson, and Alfred Williams voted yea.

Representative Henry offered a set of amendments to Senate Bill No. 336 that would provide as follows:

1. Requires DOE to provide for bulk purchasing not only through state contracts but also through the central depository.
2. Additionally, authorizes public school governing authorities to purchase textbooks and instructional materials through the central depository.

Representative Henry offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 14 yeas and 0 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Carmody, Champagne, Edwards, Henry, Hollis, Nancy Landry, Reynolds, Richard, Thompson, and Alfred Williams voted yea.

Speaking in support of Senate Bill No. 336 was Mr. Jin Garvey, representing himself, 4800 Beau, Metairie, LA 70002, (504) 836-6500.

Providing information on Senate Bill No. 336 was Ms. Jackie Bobbett, state Department of Education, 1201 N. 3<sup>rd</sup> St., Baton Rouge, LA, (225) 342-1848.

The names of persons who signed witness cards in support of Senate Bill No. 336 but did not wish to speak are included in Exhibit A.

The names of persons who signed witness cards to present information if requested on Senate Bill No. 336 are included in Exhibit B.

Representative Broadwater offered a motion to report Senate Bill No. 336 with amendments. Without objection, Senate Bill No. 336 was reported with amendments by a vote of 13 yeas and 0 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Carmody, Champagne, Edwards, Hollis, Nancy Landry, Reynolds, Richard, Smith, and Thompson voted yea.

### **House Bill No. 1172 by Representative Wesley Bishop**

Representative Wesley Bishop presented House Bill No. 1172, which provides relative to due process rights for teachers.

Dr. Michael Walker-Jones, representing the Louisiana Association of Educators, 8322 One Calais Ave., Baton rouge, LA 70809, (225) 343-9243, explained the bill.

Speaking in opposition to the bill was Ms. Stafford Palmieri, representing the Governor's Office, 4<sup>th</sup> Floor, State Capitol, Baton Rouge, LA, (225) 342-7013.

The names of persons who signed witness cards in support of House Bill No. 1172 but did not wish to speak are included in Exhibit A.

The names of persons who signed witness cards in opposition to House Bill No. 1172 but did not wish to speak are included in Exhibit B.

Representative Wesley Bishop offered a motion to report House Bill No. 1172 favorably, to which Representative Carter objected. A roll call vote was taken and by a vote of 3 yeas and 10 nays, the



motion failed to pass. Representatives Wesley Bishop, Edwards, and Smith voted yea. Representatives Carter, Broadwater, Henry Burns, Carmody, Champagne, Henry, Hollis, Nancy Landry, Reynolds, and Thompson voted nay.

Representative Nancy Landry offered a motion to involuntarily defer action on House Bill No. 1172. Without objection, action on House Bill No. 1172 was involuntarily deferred by a vote of 13 yeas and 0 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Carmody, Champagne, Edwards, Henry, Hollis, Nancy Landry, Reynolds, Smith, and Thompson voted yea.

#### **IV. OTHER BUSINESS**

#### **V. ANNOUNCEMENTS**

#### **VI. ADJOURNMENT**

The meeting was adjourned at 12:14 p.m.

Respectfully submitted,

Stephen F. Carter, Chairman  
House Committee on Education