

## House Committee on Education

Minutes of Meeting  
2014 Regular Session  
May 14, 2014

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

Representative Stephen F. Carter, chairman of the House Committee on Education, called the meeting to order at 9:07 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 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 Jerome Richard  
Representative Robert E. Shadoin  
Representative Patricia Haynes Smith  
Representative Jeff R. Thompson  
Representative Alfred C. Williams

#### **MEMBERS ABSENT:**

Representative Patrick O. Jefferson, Vice Chair  
Representative H. Eugene Reynolds

**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  
Riley Thomas, Sergeant at Arms  
Alyssa Perot-Heltz, Clerk

**III. DISCUSSION OF LEGISLATION****House Bill No. 717 by Representative Hill**

Representative Hill presented House Bill No. 717, which provides relative to extended sick leave for teachers and other school employees.

Accompanying Representative Hill was Ms. Mary Patricia Wray, representing the Louisiana Federation of Teachers, 9623 Brookline Ave., Baton Rouge, LA 70809.

Representative Broadwater offered a set of amendments to House Bill No. 717 that would provide as follows:

For school bus operators and other school board employees:

1.
  - (a) Deletes proposed law provisions granting up to 30 additional days of extended sick leave under certain circumstances and requiring that such circumstances be certified by a physician.
  - (b) Restores present law provisions requiring, on every occasion that extended sick leave is used, a physician's certification that it is a medical necessity that the person be absent for at least 10 consecutive work days prior to the extension of such leave.

2. For teachers in special schools: Deletes all proposed law and restores all present law provisions relative to extended sick leave for these teachers.

Representative Broadwater offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Carter, Broadwater,

Champagne, Edwards, Ivey, Nancy Landry, Price, Richard, Shadoin, Smith, and Alfred Williams voted yea.

Persons who signed witness cards in support of House Bill No. 717 but did not wish to speak are included in Exhibit A.

Representative Broadwater offered a motion to report House Bill No. 717 with amendments. Without objection, House Bill No. 717 was reported with amendments by a vote of 10 yeas and 0 nays. Representatives Carter, Broadwater, Champagne, Edwards, Ivey, Nancy Landry, Price, Richard, Shadoin, and Smith voted yea.

### **House Bill No. 968 by Representative Leger**

Representative Leger presented House Bill No. 968, which provides relative to dropout prevention and recovery.

Testifying in support of House Bill No. 968 was Ms. Rebekah Richards, representing Graduation Alliance, 175 S. Main, Ste., 1200, Salt Lake City, UT 84101, (801) 649-8822.

Representative Carter offered a set of amendments to House Bill No. 968 that would provide as follows:

1. Deletes requirement that dropout recovery programs provide curriculum aligned to standards adopted by BESE and the authorization for the curriculum to be delivered online.
2. Deletes requirement that dropout recovery programs provide standardized tests required by state and federal law.
3. Requires students in dropout recovery programs to have an individual graduation plan instead of a written learning plan and requires that such plan be developed by the student's assigned academic coach instead of assigned mentor.
4. Requires that monthly participation in a dropout recovery program be reported for funding purposes to the state Dept. of Education on or before the 10<sup>th</sup> day of the following month instead of being recorded on or before the 10<sup>61</sup> day of each month and reported to the department.
5. Deletes provisions with regard to recording and calculating student attendance for students participating in dropout recovery programs.

6. Deletes requirement that school districts and charter schools are responsible for tuition and fees for students participating in dropout recovery programs.
7. Provides that dropout recovery programs are classified as alternative programs instead of alternative schools.  
Provides for determinations made by school administrators instead of school regard to
8. student eligibility for participation in a dropout recovery program.

Representative Carter offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 10 yeas and 0 nays. Representatives Carter, Broadwater, Champagne, Edwards, Ivey, Nancy Landry, Price, Richard, Shadoin, and Alfred Williams voted yea.

Persons who signed witness cards in support of House Bill No. 968 but did not wish to speak are included in Exhibit A.

Representative Broadwater offered a motion to report House Bill No. 968 with amendments. Without objection, House Bill No. 968 was reported with amendments by a vote of 10 yeas and 0 nays. Representatives Carter, Broadwater, Champagne, Edwards, Ivey, Nancy Landry, Price, Richard, Shadoin, and Alfred Williams voted yea.

### **House Bill No. 369 by Representative Smith**

Representative Smith presented House Bill No. 369, which provides relative to sex education instruction in public schools.

Representative Smith offered a set of amendments to House Bill No. 369 that would restrict appropriate sex education instruction to students in grades four through twelve.

Representative Smith offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Champagne, Henry, Ivey, Price, Richard, Shadoin, and Smith voted yea.

Testifying in support of House Bill No. 369 were Ms. Autumn-Fawn Gandolfi, 1538 Dante, Know More, LA, (504) 756-7587 and Montrell McGraw, 707 Gallier St., Apt. B, New Orleans, LA, (504) 339-5118.

Speaking in opposition to House Bill No. 369 were Mr. Rob Tasman, representing the Louisiana Conference of Catholic Bishops, 2431 S. Acadian Thruway, Ste. 250, Baton Rouge, LA 70808, (225) 344-7120 and Mr. Jim Crumling, representing Acadiana Patriots, 203 Grand Prairie Dr., Lafayette, LA

70506, (337) 654-2805. Also opposing House Bill No. 369 were Ms. Sandy McDade, representing LPC, 3112 Pines Rd., Shreveport, LA 71119, (318) 458-1490; and Ms. Hillary Solet, representing LPC, 1418 Tara St., Houma, LA 70363.

Persons who signed witness cards in support of House Bill No. 369 but did not wish to speak are included in Exhibit A.

Persons who signed witness cards in opposition to House Bill No. 369 but did not wish to speak are included in Exhibit B.

Representative Smith offered a motion to report House Bill No. 369 with amendments, to which Representative Ivey 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, Price, and Smith voted yea. Representatives Carter, Broadwater, Henry Burns, Champagne, Henry, Hollis, Ivey, Richard, Shadoin, and Thompson voted nay.

Representative Ivey offered a motion to involuntarily defer action on House Bill No. 369. Without objection, action on House Bill No. 369 was involuntarily deferred by a vote of 13 yeas and 0 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Champagne, Henry, Hollis, Ivey, Price, Richard, Shadoin, Smith, and Thompson voted yea.

### **House Bill No. 560 by Representative Ivey**

Representative Ivey presented House Bill No. 560, which provides for limitations and prohibitions on the collection and sharing of student information and provides penalties for violations.

Representative Ivey offered a set of amendments to House Bill No. 560 that provided for the substitute for the bill. Representative Ivey offered a motion to adopt the substitute. Without objection, the motion to adopt the substitute passed by a vote of 10 yeas and 0 nays. Representatives Carter, Wesley Bishop, Henry Burns, Champagne, Edwards, Henry, Ivey, Price, Richard, and Shadoin voted yea.

Ms. Erin Bendily, representing the state Board of Elementary and Secondary Education and the State Department of Education, Claiborne Bldg., Baton Rouge, LA, provided information on House Bill No. 560.

Persons who signed witness cards in support of House Bill No. 560 but did not wish to speak are included in Exhibit A.

Persons who signed witness cards in opposition to House Bill No. 560 but did not wish to speak are included in Exhibit B.

Representative Ivey offered a motion to report House Bill No. 560 by substitute. Without objection, House Bill No. 560 was reported by substitute by a vote of 10 yeas and 0 nays. Representatives Carter, Wesley Bishop, Henry Burns, Champagne, Edwards, Henry, Ivey, Price, Richard, and Shadoin voted yea.

#### **Senate Bill No. 598 by Senator Erdey**

Senator Erdey presented Senate Bill No. 598, which authorizes certain early childhood learning centers to engage in cooperative purchasing.

Persons who signed witness cards in support of House Bill No. 598 but did not wish to speak are included in Exhibit A.

Representative Ivey offered a motion to report Senate Bill No. 598 favorably. Without objection, Senate Bill No. 598 was reported favorably by a vote of 10 yeas and 0 nays. Representatives Carter, Wesley Bishop, Henry Burns, Champagne, Edwards, Henry, Ivey, Price, Shadoin, and Alfred Williams voted yea.

#### **Senate Bill No. 599 by Senator Erdey**

Senator Erdey presented Senate Bill No. 599, which provides relative to TOPS reporting requirements.

Supporting the bill but not wishing to speak was Ms. Erin Monroe Wesley, representing the Baton Rouge Area Chamber, 564 Laurel St., Baton Rouge, LA 70801, (225) 339-1168.

Representative Ivey offered a motion to report Senate Bill No. 599 favorably. Without objection, Senate Bill No. 599 was reported favorably by a vote of 10 yeas and 0 nays. Representatives Carter, Wesley Bishop, Henry Burns, Champagne, Edwards, Henry, Ivey, Price, Shadoin, and Alfred Williams voted yea.

#### **Senate Bill No. 179 by Senator Morrish**

Senator Morrish presented Senate Bill No. 179, which provides with respect to the Course Choice Program.

Representative Price offered a set of amendments to House Bill No. 179 that would provide as follows:

Deletes all proposed law, including these provisions:

1.

- (a) The requirement that a contract be presented to the board for review before the contract is entered into, together with specified information, including the name of the person to whom the contract will be offered, salary and other compensation and benefits provided, contract term and date it takes effect, and other information.
- (b) The requirement that contracts be for two years, unless the board requires a longer term for a specific contract.
- (c) The prohibition against offering a new contract at the expiration of an existing contract earlier than 120 days prior to such expiration.

Replaces deleted proposed law with a requirement that a superintendent disclose all terms

2.

of a contract to the board.

Representative Price offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 10 yeas and 0 nays. Representatives Carter, Wesley Bishop, Henry Burns, Champagne, Henry, Ivey, Price, Richard, Smith, and Alfred Williams voted yea.

Speaking in support of Senate Bill No. 179 were Mr. Dannie P. Garrett, III, representing the Louisiana School Boards Association, 263 Third St., Ste. 707, Baton Rouge, LA 70801, (225) 382-0333; Mr. Scott Richard, executive director, Louisiana School Boards Association, 7912 Summa Ave., Baton Rouge, LA 70809, (225) 769-3191; and Ms. Patrice Pujol, Ed.D., superintendent, Ascension Parish School Board, representing the Louisiana Superintendent's Association, P. O. Box 189, Donaldsonville, LA 70346, (225) 715-4588.

Persons who signed witness cards in support of Senate Bill No. 179 and to provide information if requested, but did not wish to speak are included in Exhibit A.

Representative Price offered a motion to report Senate Bill No. 179 with amendments. Without objection, Senate Bill No. 179 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Carter, Wesley Bishop, Henry Burns, Champagne, Edwards, Henry, Ivey, Price, Richard, Smith, and Alfred Williams voted yea.

Representative Price offered a motion to report Senate Bill No. 179 with amendments. Without objection, Senate Bill No. 179 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Carter, Wesley Bishop, Henry Burns, Champagne, Edwards, Henry, Ivey, Price, Richard, Smith, and Alfred Williams voted yea.

**Senate Bill No. 191 by Senator Morrish**

Senator Morrish presented Senate Bill No. 191, which provides for equal recognition of International Baccalaureate, Advanced Placement, and dual enrollment courses.

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Speaking in support of Senate Bill No. 191 were Mr. Dannie P. Garrett, III, and Mr. Brian Lejeune, representing the Louisiana School Boards Association, 263 Third St., Ste. 707, Baton Rouge, LA 70801, (225) 382-0333; and Ms. Patrice Pujol, Ed.D., superintendent, Ascension Parish School Board, representing the Louisiana Superintendent's Association, P. O. Box 189, Donaldsonville, LA 70346, (225) 715-4588.

Persons who signed witness cards in support of Senate Bill No. 191 and to provide information if requested, but did not wish to speak, are included in Exhibit A.

Representative Price offered a motion to report Senate Bill No. 191 favorably. Without objection, Senate Bill No. 191 was reported favorably by a vote of 10 yeas and 0 nays. Representatives Carter, Wesley Bishop, Henry Burns, Champagne, Edwards, Henry, Price, Richard, Smith, and Alfred Williams voted yea.

**House Bill No. 522 by Representative James**

Representative James presented House Bill No. 522, which provides relative to the use and control of school property by the Recovery School District.

Testifying in support of the bill was Ms. Tania Nyman, representing One Community One School District, 1278 Aberdeen Ave., Baton Rouge, LA 70808, (225) 383-1943.

Testifying in opposition to House Bill No. 522 were Mr. Patrick Dobard, representing the Recovery School District, 1615 Poydras St., Ste. 1400, New Orleans, LA 70113, (504) 373-6200; Mr. Raymond Allmon, representing the Baton Rouge Chapter of Stand for Children, 235 S. 14<sup>1</sup>/<sub>1</sub> St., Baton Rouge, LA 70808, (225) 361-9035; Ms. Veronica Brooks, representing the Louisiana Association of Public Charter Schools, 1555 Poydras St., New Orleans, LA 70112, (504) 274-3652; and Catherine Pozniak, 2165 Cherokee Dr., Baton Rouge, LA 70806, (225) 955-0185.

Representative Smith offered a motion to report House Bill No. 522 favorably, to which Representative Carter objected. A roll call vote was taken and by a vote of 4 yeas and 10 nays, the motion failed to pass. Representatives Edwards, Price, Smith, and Alfred Williams voted yea.



Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Champagne, Henry, Hollis, Ivey, Nancy Landry, and Thompson voted nay.

Representative Champagne offered a motion to involuntarily defer action on House Bill No. 522. Without objection, action on House Bill No. 522 was involuntarily deferred by a vote of 14 yeas and 0 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Champagne, Edwards, Henry, Hollis, Ivey, Nancy Landry, Price, Smith, Thompson, and Alfred Williams voted yea.

### **Senate Bill No. 108 by Senator Appel**

Senator Appel presented Senate Bill No. 108, which provides relative to the commissioner of higher education.

Senator Appel presented Senate Bill No. 108, which provides relative to the commissioner of higher education.

Representative Carter offered a set of amendments to Senate Bill No. 108 that would provide as follows:

Deletes present law requirement that the appointment of the commissioner of higher

1. education be confirmed by the Senate.

Representative Carter offered a motion to adopt the proposed amendments, to which Representative Champagne objected. A roll call vote was taken and the amendments were adopted by a vote of 9 yeas and 2 nays. Representatives Carter, Henry Burns, Carmody, Edwards, Ivey, Nancy Landry, Price, Smith, and Thompson voted yea. Representatives Champagne and Henry voted nay.

Providing information on Senate Bill No. 108 were Mr. Bubba Rasberry, chairman, state Board of Regents, Claiborne Bldg., Baton Rouge, LA (225) 342-4253; Mr. Tom Layzell, representing the state Board of Regents, Claiborne Bldg., (225) 342-4253; and Ms. Sandra Woodley, president, University of Louisiana System, (no address given).

Persons who signed witness cards in support of Senate Bill No. 108 and to provide information if requested, but did not wish to speak, are included in Exhibit A.

Representative Thompson offered a motion to report Senate Bill No. 108 with amendments. Without objection, Senate Bill No. 108 was reported with amendments by a vote of 12 yeas and 2 nays. Representatives Carter, Wesley Bishop, Broadwater, Henry Burns, Carmody, Edwards, Ivey, Nancy Landry, Price, Smith, Thompson, and Alfred Williams voted yea. Representatives Champagne and Henry voted nay.

**IV. OTHER BUSINESS**

There was no other business.

**V. ANNOUNCEMENTS**

There were no announcements.

**VI. ADJOURNMENT**

The meeting was adjourned at 12:24 p.m.

Respectfully submitted,

Stephen F. Carter, chairman  
House Committee on Education