

## House Committee on Administration of Criminal Justice

Minutes of Meeting  
2016 Regular Session  
May 18, 2016

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

Representative Sherman Q. Mack, chairman of the House Committee on Administration of Criminal Justice, called the meeting to order at 9:29 a.m. in Room 6, in the state capitol in Baton Rouge, Louisiana. The secretary called the roll.

### **II. ROLL CALL**

#### **MEMBERS PRESENT:**

Representative Sherman Q. Mack, chairman  
Representative Bryan Adams  
Representative Tony Bacala  
Representative John H. Bagneris  
Representative Barbara W. Carpenter  
Representative Stephen C. Dwight  
Representative Randal L. Gaines  
Representative Lowell C. "Chris" Hazel  
Representative Frank A. Howard  
Representative Edward C. "Ted" James II  
Representative Terry C. Landry, Sr.  
Representative Joseph P. Lopinto III  
Representative C. Denise Marcelle  
Representative Steve E. Pylant, vice chairman

#### **MEMBERS ABSENT:**

Representative Valarie Hodges  
Representative Barbara M. Norton

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

Lori Hutson, secretary  
A. Gregory Riley, attorney  
Kelly C. Fogleman, attorney

**ADDITIONAL ATTENDEES PRESENT:**

Myrtis Jarrell, sergeant at arms  
Victoria Langston, clerk

**III. DISCUSSION OF LEGISLATION****Senate Bill No. 54 by Senator Johns**

*This is a continuation of the discussion on Senate Bill No. 54 from a meeting held on May 10, 2016. Please check for the prior action to complete the record of discussion and motions on Senate Bill No. 54.*

Senator Johns presented Senate Bill No. 54, which creates a pilot program (Statewide Motor Vehicle Theft and Uninsured Motorists Identification Program) involving the use of license plate recognition devices for certain purposes.

Schuyler Marvin, district attorney, Bossier/Webster Parishes, Louisiana District Attorneys Association, no address provided, (318)965-3716, spoke in support of Senate Bill No. 54.

Captain Corky Bridges, Bossier Parish Sheriff's Department, no address provided, (318)965-2203, spoke in support of Senate Bill No. 54.

Charles D. Smith, Jr., East Baton Rouge District Attorney's office, 222 St. Louis St., Baton Rouge, LA 70802, (225)337-9310, spoke in support of Senate Bill No. 54.

E. Pete Adams, Louisiana District Attorneys Association, 1645 Nicholson Drive, Baton Rouge, LA 70802, (225)343-0171, spoke in support of Senate Bill No. 54.

Representative Marcelle offered an amendment to provide for the distribution of fines. Representative Marcelle offered a motion to adopt the proposed amendment, to which Representative Adams objected. The secretary called the roll, and by a vote of 3 yeas and 8 nays, the motion failed to pass. Representatives Gaines, James, and Marcelle voted yea. Representatives Adams, Bacala, Carpenter, Dwight, Hazel, Howard, Terry Landry, and Pylant voted nay.

Wendy Adams, Libertarian Party, Orleans Parish, 121 Ross Ave., Metairie, LA 70005, (504)654-7627, spoke in opposition to Senate Bill No. 54.

Kyla Romanach, Louisiana Association of Criminal Defense Lawyers, 5322 Parkforest Dr., Baton Rouge, LA 70816, (225)338-0235, spoke in opposition to Senate Bill No. 54.

Captain Bob Bell, JAG, United States Navy (retired), St. John Parish Republican Party, 12326 Cardeza Ave., Baton Rouge, LA 70816, (225)436-3373, spoke in opposition to Senate Bill No. 54. He provided the committee members with a hand-out, included in the file as Exhibit "A".

Charles Saucier, Libertarian Party of Louisiana, 42082 Meadow Lane, Ponchatoula, LA 70454, (985)687-2794, spoke in opposition to Senate Bill No. 54.

Daniel E. Hayes, Libertarian Party, 216 Munson Ave., Metairie, LA 70001, (504)258-6176, spoke in opposition to Senate Bill No. 54.

Representative Mack offered an amendment to provide for the distribution of fines collected for the present law offense of operating a motor vehicle not covered by security and for violations of the proposed law Statewide Motor Vehicle Theft and Uninsured Motorists Identification Program. Representative Mack offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 12 yeas and 0 nays. Representatives Mack, Adams, Bacala, Bagneris, Carpenter, Dwight, Gaines, Howard, James, Terry Landry, Marcelle, and Pylant voted yea.

Representative Bacala offered a motion to report Senate Bill No. 54 with amendments, to which Representative Marcelle objected. The secretary called the roll, and Senate Bill No. 54 was reported with amendments by a vote of 8 yeas and 3 nays. Representatives Adams, Bacala, Carpenter, Dwight, Hazel, Howard, Terry Landry, and Pylant voted yea. Representatives Bagneris, James, and Marcelle voted nay.

Witness cards submitted by individuals who did not speak are as follows: 13 in support, 2 in opposition, and 1 for information only. Witness cards are included in the committee records.

*Further action was taken by the Committee on House and Governmental Affairs at a meeting held on May 24, 2016. Please check for the subsequent action to complete the record of discussion on Senate Bill No. 54.*

### **Senate Bill No. 24 by Senator Martiny**

Senator Martiny presented Senate Bill No. 24, which provides relative to parole eligibility.

Katherine Mattes, professor Tulane Law School, 6329 Freret St., New Orleans, LA 70018, no phone number provided, spoke in support of Senate Bill No. 24.

Representative Marcelle offered a motion to report Senate Bill No. 24 favorably. Without objection, Senate Bill No. 24 was reported favorably by a vote of 13 yeas and 0 nays. Representatives Mack, Adams, Bacala, Bagneris, Carpenter, Dwight, Hazel, Howard, James, Terry Landry, Lopinto, Marcelle, and Pylant voted yea.

Witness cards submitted by individuals who did not speak are as follows: 6 in support. Witness cards are included in the committee records.

*Representative Pylant in the chair.*

**Senate Bill No. 150 by Senator Perry**

Senator Perry presented Senate Bill No. 150, which provides relative to mandatory bail hearings for certain defendants.

*Representative Mack in the chair.*

Representative Hazel offered a motion to report Senate Bill No. 150 favorably. Without objection, Senate Bill No. 150 was reported favorably by a vote of 13 yeas and 0 nays. Representatives Mack, Adams, Bacala, Bagneris, Carpenter, Dwight, Hazel, Howard, James, Terry Landry, Lopinto, Marcelle, and Pylant voted yea.

Witness cards submitted by individuals who did not speak are as follows: 2 in opposition. Witness cards are included in the committee records.

**Senate Bill No. 435 by Senator Morrell**

On behalf of Senator Morrell, Representative Mack offered a motion to voluntarily defer action on Senate Bill No. 435, which provides relative to the theft of animals. Without objection, action on Senate Bill No. 435 was voluntarily deferred by a vote of 13 yeas and 0 nays. Representatives Mack, Adams, Bacala, Bagneris, Carpenter, Dwight, Hazel, Howard, James, Terry Landry, Lopinto, Marcelle, and Pylant voted yea.

**Senate Bill No. 367 by Senator Claitor**

On behalf of Senator Claitor, Representative Mack offered a motion to voluntarily defer action on Senate Bill No. 367, which provides relative to certain juveniles sentenced to life without parole. Without objection, action on Senate Bill No. 367 was voluntarily deferred by a vote of 13 yeas and 0 nays. Representatives Mack, Adams, Bacala, Bagneris, Carpenter, Dwight, Hazel, Howard, James, Terry Landry, Lopinto, Marcelle, and Pylant voted yea.

**Senate Bill No. 127 by Senator Martiny**

On behalf of Senator Martiny, Representative Mack offered a motion to voluntarily defer action on Senate Bill No. 127, which provides relative to juveniles sentenced to life without parole. Without objection, action on Senate Bill No. 127 was voluntarily deferred by a vote of 13 yeas and 0 nays. Representatives Mack, Adams, Bacala, Bagneris, Carpenter, Dwight, Hazel, Howard, James, Terry Landry, Lopinto, Marcelle, and Pylant voted yea.

**IV. OTHER BUSINESS**

There was no other business.

**V. ANNOUNCEMENTS**

There were no announcements.

**VI. ADJOURNMENT**

The meeting was adjourned at 11:19 a.m.

Respectfully submitted,

Chairman Sherman Q. Mack  
House Committee on Administration of Criminal Justice