

House Committee on Civil Law and Procedure

Minutes of Meeting
2016 Regular Session
April 18, 2016

I. CALL TO ORDER

Representative Raymond E. Garofalo, Jr., chairman of the House Committee on Civil Law and Procedure, called the meeting to order at 10:06 a.m. in Room 4, in the State Capitol in Baton Rouge, Louisiana. The secretary called the roll.

II. ROLL CALL

MEMBERS PRESENT:

Representative Raymond E. Garofalo, Jr., chairman
Representative Robby Carter
Representative Gregory Cromer
Representative Randal L. Gaines, vice chairman
Representative Sam L. Jenkins Jr.
Representative Mike Johnson
Representative Tanner D. Magee
Representative Gregory A. Miller
Representative Clay Schexnayder
Representative Alan Seabaugh

MEMBERS ABSENT:

Representative Julie Emerson

STAFF MEMBERS PRESENT:

Robert A. Singletary, attorney
Steve Kogos, attorney
Alicia Spivey, secretary

ADDITIONAL ATTENDEES PRESENT:

Myrtis Jarrell, sergeant at arms
Victoria Langston, clerk

III. DISCUSSION OF LEGISLATION

House Bill No. 996 by Representative Amedee

On behalf of the author, Representative Garofalo offered a motion to voluntarily defer action on House Bill No. 996, which updates provisions in the Vital Records Law regarding allegations of paternity for child support purposes. Without objection, action on House Bill No. 996 was voluntarily deferred by a vote of 9 yeas, 0 nays, and 1 abstention. Representatives Robby Carter, Cromer, Gaines, Jenkins, Mike Johnson, Magee, Gregory Miller, Schexnayder, and Seabaugh voted yea. Representative Garofalo abstained.

House Bill No. 391 by Representative Nancy Landry

On behalf of Representative Nancy Landry, Isabel Wingerter, Louisiana State Law Institute, Paul M. Hebert Law Center, Room W127, Baton Rouge, LA 70803, no phone number provided, presented House Bill No. 391, which provides with respect to the disclosure of information regarding an adoption.

Karen Hallstrom, Louisiana State Law Institute, Paul M. Hebert Law Center, Room W127, Baton Rouge, LA 70803, no phone number provided, spoke for information only on House Bill No. 391.

Rob Tasman, Louisiana Conference of Catholic Bishops, 2431 South Acadian Thruway, Suite 250, Baton Rouge, LA 70808, (225) 344-7120, spoke in support of House Bill No. 391.

Paula C. Davis, Catholic Charities, 1900 South Acadian Thruway, Baton Rouge, LA 70808, (225) 336-8708, spoke in support of House Bill No. 391.

Stephanie Sterling, Catholic Charities, 1900 South Acadian Thruway, Baton Rouge, LA 70808, (225) 336-8708, spoke in support of House Bill No. 391.

Elise Lewis, American Adoption Congress, no address provided, (804) 370-6353, spoke in opposition to House Bill No. 391.

Jeanette Livingston, Louisiana Adoption Advisory Board, 2323 Honeysuckle Avenue, Baton Rouge, LA 70808, spoke in opposition to House Bill No. 391.

Hayes Town, St. Elizabeth Foundation, 8054 Summa Drive, Baton Rouge, LA 70808, (225) 252-6642, spoke in opposition to House Bill No. 391.

Kenny Tucker, 6530 Chartres Street, Apt. C, Arabi, LA 70032, (504) 376-3700, spoke in opposition to House Bill No. 391.

Deanna Wallace, Louisiana Right to Life, 4445 Alvin Dark Avenue, Baton Rouge, LA 70820, no phone number provided, spoke in opposition to House Bill No. 391.

Mark Levy, Louisiana State Law Institute, Paul M. Hebert Law Center, Room W127, Baton Rouge, LA 70803, no phone number provided, spoke for information only on House Bill No. 391.

Representative Schexnayder offered a motion to report House Bill No. 391 favorably, to which Representative Cromer objected. The secretary called the roll, and by a vote of 3 yeas, 6 nays, and 1 abstention, the motion failed to pass. Representatives Gaines, Gregory Miller, and Schexnayder voted yea. Representatives Robby Carter, Cromer, Jenkins, Mike Johnson, Magee, and Seabaugh voted nay. Representative Garofalo abstained.

Representative Garofalo offered a motion to voluntarily defer action on House Bill No. 391. Without objection, action on House Bill No. 391 was voluntarily deferred by a vote of 9 yeas, 0 nays, and 1 abstention. Representatives Robby Carter, Cromer, Gaines, Jenkins, Mike Johnson, Magee, Gregory Miller, Schexnayder, and Seabaugh voted yea. Representative Garofalo abstained.

Witness cards submitted by individuals who did not speak are as follows: 1 in support, 8 in opposition and 1 for information only. Witness cards are included in the committee records.

House Bill No. 1102 by Representative Bishop

Representative Bishop and Representative Lopinto presented House Bill No. 1102, which provides relative to gestational carriers.

Professor Andrea Carroll, Louisiana State Law Institute, Paul M. Hebert Law Center, Room W127, Baton Rouge, LA 70803, (225) 205-3901, spoke in support of House Bill No. 1102.

Katherine Smith, 280 North Bend Lane, LaPlace, LA 70068, (225) 931-4284, spoke in support of House Bill No. 1102.

Loren McIntyre, 4118 Monte Vista Drive, Addis, LA (251) 406-0287, spoke in support of House Bill No. 1102.

Gene Mills, Louisiana Family Forum, 655 St. Ferdinand, Baton Rouge, LA 70802, (225) 344-8533, spoke in opposition to House Bill No. 1102.

Ben Clapper, Louisiana Right to Life, 7121 Catina Street, New Orleans, LA 708124, no phone number provided, spoke in opposition to House Bill No. 1102.

Representative Gregory Miller offered a motion to report House Bill No. 1102 favorably. Without objection, House Bill No. 1102 was reported favorably by a vote of 7 yeas, 0 nays, and 1 abstention.

Representatives Cromer, Gaines, Jenkins, Magee, Gregory Miller, Schexnayder, and Seabaugh voted yea. Representative Garofalo abstained.

Witness cards submitted by individuals who did not speak are as follows: 6 in support and 2 in opposition. Witness cards are included in the committee records.

IV. ANNOUNCEMENTS

There were no announcements.

V. ADJOURNMENT

The meeting was adjourned at 12:43 p.m.

Respectfully submitted,

Chairman Raymond E. Garofalo, Jr.
House Committee on Civil Law and Procedure