

House Committee on Commerce

Minutes of Meeting
2016 Regular Session
April 18, 2016

I. CALL TO ORDER

Representative Thomas G. Carmody, Jr., chairman of the House Committee on Commerce, called the meeting to order at 10:31 a.m. in Room 1, in the State Capitol in Baton Rouge, Louisiana.

II. ROLL CALL

MEMBERS PRESENT:

Representative Thomas G. Carmody, Jr., chairman
Representative John F. "Andy" Anders
Representative Chad Brown
Representative Patrick Connick
Representative Jean-Paul P. Coussan
Representative Reid Falconer
Representative Cedric B. Glover
Representative Paul Hollis, vice chairman
Representative Patrick O. Jefferson
Representative Christopher J. Leopold
Representative Rodney Lyons
Representative Helena N. Moreno
Representative J. Kevin Pearson
Representative Edward J. Price
Representative Stephen E. Pugh
Representative H. Eugene Reynolds
Representative Robert E. Shadoin

MEMBERS ABSENT:

Representative Kenny R. Cox
Representative Joseph P. Lopinto III

STAFF MEMBERS PRESENT:

Sandy Painting, secretary
Rashida Keith, attorney
Thomas Devillier, attorney

ADDITIONAL ATTENDEES PRESENT:

Beverly Vincent, sergeant at arms
Jefferson Honeywell, clerk

III. DISCUSSION OF LEGISLATION

House Bill No. 292 by Representative Hall

Representative Hall presented House Bill No. 292, which regulates the operation of abandoned cemeteries.

Representative Carmody offered amendments to House Bill No. 292, which would define the term "Division" to mean the division of archaeology of the office of cultural development within the Department of Culture, Recreation and Tourism; would clarify the authority of the division by requiring the board to consult with the division before operating an abandoned cemetery, allowing the division to impose reasonable conditions on any license issued by the board, and gives the division a cause of action for specific performance against any licensee who violates those reasonable conditions; would prohibit the licensee from destroying or removing grave markers without acquiring permission as required by present law; would require the board to consult with the division before use of prison labor in an abandoned cemetery; and would require certain procedures imposed by proposed law to be adhered to in the event of an inadvertent discovery of an unknown or unmarked grave. Representative Carmody offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 17 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lyons, Moreno, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

Mr. Ryan Seidermann, Louisiana Department of Justice, 1885 North Third St., Baton Rouge, LA 70802, (225) 326-6085, spoke for information only on House Bill No. 292.

Witness cards submitted on House Bill No. 346 by individuals who did not speak are as follows: 2 in support and 1 for information only. Witness cards are included in the committee records.

Representative Pugh offered a motion to report House Bill No. 292 with amendments. Without objection, House Bill No. 292 was reported with amendments by a vote of 17 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lyons, Moreno, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

House Bill No. 467 by Representative Carmody

Representative Carmody presented House Bill No. 467, which regulates transactions involving wrecked, abandoned, or repairable motor vehicles and creates a reporting database.

Representative Carmody offered a motion to voluntarily defer action on House Bill No. 467. Without objection, action on House Bill No. 467 was voluntarily deferred by a vote of 17 yeas and

0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lyons, Moreno, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

House Bill No. 679 by Representative Shadoin

Representative Shadoin presented House Bill No. 679, which provides relative to administrative hearings and judicial review of final decisions.

Representative Carmody offered a motion to voluntarily defer action on House Bill No. 679. Without objection, action on House Bill No. 679 was voluntarily deferred by a vote of 17 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lyons, Moreno, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

House Bill No. 923 by Representative Lopinto

Representative Lopinto presented House Bill No. 923, which provides for unauthorized acts relative to motor vehicles.

Representative Carmody offered a motion to voluntarily defer action on House Bill No. 923. Without objection, action on House Bill No. 923 was voluntarily deferred by a vote of 17 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lyons, Moreno, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

House Bill No. 972 by Representative Terry Brown

Representative Terry Brown presented House Bill No. 972, which provides relative to the release of certain brokerage account information for the estate of a decedent.

Representative Carmody offered amendments to House Bill No. 972, which would change "brokerage firm" to "dealer". Representative Carmody offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 16 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Hollis, Jefferson, Leopold, Lyons, Moreno, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

Mr. Len Riviere, Office of Financial Institutions, 8660 United Plaza, Baton Rouge, LA, (225) 925-4660, spoke for information only on House Bill No. 972.

Mr. David Boneno, Louisiana Bankers Association, 5555 Bankers Ave., Baton Rouge, LA 70808, (225) 214-4836, spoke for information only on House Bill No. 972.

Representative Pugh offered a motion to report House Bill No. 972 without action, with recommendation that it be recommitted to the committee on Civil Law. Without objection, House

Bill No. 972 was reported without action, with recommendation that it be recommitted to the committee on Civil Law by a vote of 17 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lyons, Moreno, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

House Bill No. 589 by Representative Broadwater

Representative Broadwater presented House Bill No. 589, which exempts certain vendors who sell trolling motors from licensing requirements.

Mr. Burgess McCranie, Louisiana Motor Vehicle Commission, 915 Poydras St., Ste. 1000, New Orleans, LA 70112, (504) 831-0945, spoke for information only on House Bill No. 589.

Representative Chad Brown offered a motion to report House Bill No. 589 favorably. Without objection, House Bill No. 589 was reported favorably by a vote of 17 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lyons, Moreno, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

House Bill No. 1068 by Representative Lopinto

Representative Lopinto presented House Bill No. 1068, which provides relative to the regulation of gas fitters and master gas fitters.

Representative Carmody offered amendments to House Bill No. 1068, which would add a definition for the term "gas fitting". Representative Carmody offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 17 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lyons, Moreno, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

Mr. Keith Bienvenu, Plumbing Heating Cooling Contractors Association, 1001 Colonial Club Dr., Harahan, LA 70123, spoke in support of House Bill No. 1068.

Witness cards submitted on House Bill No. 1068 by individuals who did not speak are as follows: 7 in support and 3 for information only. Witness cards are included in the committee records.

Representative Chad Brown offered a motion to report House Bill No. 1068 with amendments. Without objection, House Bill No. 1068 was reported with amendments by a vote of 16 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Leopold, Lyons, Moreno, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

IV. OTHER BUSINESS

There was no other business discussed.

V. ANNOUNCEMENTS

There were no announcements.

VI. ADJOURNMENT

The meeting was adjourned at 11:56 a.m.

Respectfully submitted,

Chairman Thomas G. Carmody, Jr.
House Committee on Commerce