

## House Committee on Commerce

Minutes of Meeting  
2016 Regular Session  
May 23, 2016

### I. CALL TO ORDER

Representative Thomas G. Carmody, Jr., chairman of the House Committee on Commerce, called the meeting to order at 9:04 a.m. in Room 1 of the Louisiana State Capitol, 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 Joseph P. Lopinto III  
Representative Rodney Lyons  
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 Helena N. Moreno

#### 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

#### **Senate Bill No. 283 by Senator Hewitt**

Senator Hewitt presented Senate Bill No. 283, which provides for application by certain military personnel to be certified as a licensed professional engineer in Louisiana.

Witness cards submitted by individuals who did not speak are as follows: 3 in support and 2 for information only. Witness cards are included in the committee records.

Representative Leopold offered a motion to report Senate Bill No. 283 favorably. Without objection, Senate Bill No. 283 was reported favorably by a vote of 12 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Falconer, Jefferson, Leopold, Lyons, Price, Pugh, Reynolds, and Shadoin voted yea.

#### **Senate Bill No. 259 by Senator White**

Senator White presented Senate Bill No. 259, which provides relative to the Louisiana Real Estate License Law.

Representative Carmody offered technical amendments to Senate Bill No. 259. Representative Carmody offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Falconer, Jefferson, Leopold, Lyons, Price, Pugh, Reynolds, and Shadoin voted yea.

Mr. Bruce Unangst, Louisiana Real Estate Commission, 9701 Interline, Baton Rouge, LA, (225) 925-1923, spoke for information only on Senate Bill No. 259.

Witness cards submitted by individuals who did not speak are as follows: 1 in support. Witness cards are included in the committee records.

Representative Carmody offered a motion to report Senate Bill No. 259 with amendments. Without objection, Senate Bill No. 259 was reported with amendments by a vote of 14 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Falconer, Hollis, Jefferson, Leopold, Lopinto, Lyons, Price, Pugh, Reynolds, and Shadoin voted yea.

#### **Senate Bill No. 337 by Senator Martiny**

Senator Martiny presented Senate Bill No. 337, which provides relative to the sale of dogs and cats in retail stores.

Representative Carmody offered technical amendments to Senate Bill No. 337. Representative Carmody offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 14 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Falconer, Hollis, Jefferson, Leopold, Lopinto, Lyons, Price, Pugh, Reynolds, and Shadoin voted yea.

Ms. Julia Breaux, The Humane Society of the United States, 961 Harrison Ave., New Orleans, LA 70124, spoke in support of Senate Bill No. 337.

Witness cards submitted by individuals who did not speak are as follows: 1 in support. Witness cards are included in the committee records.

Representative Chad Brown offered a motion to report Senate Bill No. 337 with amendments. Without objection, Senate Bill No. 337 was reported with amendments by a vote of 15 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Falconer, Hollis, Jefferson, Leopold, Lopinto, Lyons, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

#### **Senate Bill No. 338 by Senator Martiny**

Senator Martiny presented Senate Bill No. 338, which provides for the protection of vulnerable adults from financial exploitation.

Representative Carmody offered technical amendments to Senate Bill No. 338. Representative Carmody offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 15 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Falconer, Hollis, Jefferson, Leopold, Lopinto, Lyons, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

Ms. Rhonda Reeves, Office of Financial Institutions, 8660 United Plaza Blvd., Baton Rouge, LA, (225) 925-4514, spoke for information only on Senate Bill No. 338.

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

Representative Pugh offered a motion to report Senate Bill No. 338 with amendments. Without objection, Senate Bill No. 338 was reported with amendments by a vote of 16 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lopinto, Lyons, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

#### **Senate Bill No. 158 by Senator Cortez**

Senator Cortez presented Senate Bill No. 158, which provides relative to marine products.

Mr. Josh Borill, Cummins Diesel, 1200 Camellia Blvd., Lafayette, LA 70508, (no phone number provided), spoke in support of Senate Bill No. 158.

Mr. Burgess McCranie, Louisiana Motor Vehicle Commission, 909 Poydras, Ste. 1000, New Orleans, LA 70112, (504) 831-0941, spoke for information only on Senate Bill No. 158.

Witness cards submitted by individuals who did not speak are as follows: 3 in support. Witness cards are included in the committee records.

Representative Coussan offered a motion to report Senate Bill No. 158 favorably. Without objection, Senate Bill No. 158 was reported favorably by a vote of 16 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lopinto, Lyons, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

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

Senator Riser presented Senate Bill No. 179, which prohibits the trafficking in human remains.

Representative Carmody offered technical amendments to Senate Bill No. 179. 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, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lopinto, Lyons, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

Witness cards submitted by individuals who did not speak are as follows: 1 in support. Witness cards are included in the committee records.

Representative Connick 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 16 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lopinto, Lyons, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

#### **Senate Bill No. 112 by Senator Barrow**

Senator Barrow presented Senate Bill No. 112, which provides relative to the practice of cosmetology.

Representative Lopinto offered amendments to Senate Bill No. 112, which would change December 31, 2016, to June 1, 2017, the date by which the board shall adopt rules relative to mobile salons.

Ms. Emily Laborde, BLEU, A Blow Dry Bar, 701 Metairie Rd., Metairie, LA 70005, spoke in support of Senate Bill No. 112.

Ms. Dominique Mosely, salon concierge, 3484 Cedarcrest Ave., Apt. 907, Baton Rouge, LA 70816, (985) 688-1831, spoke in support of Senate Bill No. 112.

Ms. Sheri Morris, Louisiana State Board of Cosmetology, 8440 Jefferson Hwy., Ste. 301, Baton Rouge, LA 70809, (225) 761-0803, spoke for information only on Senate Bill No. 112.

Witness cards submitted by individuals who did not speak are as follows: 4 in support. Witness cards are included in the committee records.

Representative Pugh offered a motion to involuntarily defer action on Senate Bill No. 112. Representative Jefferson objected and a roll call vote was taken. This motion failed to pass by a vote of 7 yeas and 9 nays. Representatives Carmody, Anders, Falconer, Hollis, Leopold, Pugh and Shadoin voted yea. Representatives Brown, Connick, Coussan, Glover, Jefferson, Lopinto, Lyons, Pearson, and Price.

Representative Lopinto 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, Lopinto, Lyons, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

Representative Lopinto offered amendments to Senate Bill No. 112, which would provide that an applicant for a license of a blow dry technician is subject to the same qualifications and fees applicable to a cosmetologist, but such applicant is not subject to the required number of instruction hours for a cosmetologist and would require the board to adopt rules to establish and regulate the license of blow dry technician no later than June 1, 2017. Representative Lopinto 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, Lopinto, Lyons, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

Representative Shadoin offered amendments to Senate Bill No. 112, which would remove "blow dry technician" from the licensing requirements of the Board of Cosmetology. Representative Shadoin offered a motion to adopt the proposed amendments, to which Representative Lopinto objected. A roll call vote was taken and the motion failed to pass by a vote of 3 yeas and 14 nays. Representatives Glover, Lopinto, and Shadoin voted yea. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Hollis, Jefferson, Leopold, Lyons, Pearson, Price, Pugh, and Reynolds voted nay.

Representative Carmody offered a motion to report Senate Bill No. 112 with amendments. Without objection, Senate Bill No. 112 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, Lopinto, Lyons, Pearson, Price, Pugh, Reynolds, and Shadoin voted yea.

**Senate Bill No. 399 by Senator Morrish**

Senator Morrish presented Senate Bill No. 399, which exempts motor carriers of nonhazardous oil field waste, nonhazardous industrial solid waste and hazardous waste from proving public convenience and necessity.

Mr. Todd Hine, Hine Environmental Services, 4327 Hwy. 27 S., Sulphur, LA 70665, (337) 558-5635, spoke in support of Senate Bill No. 399.

Mr. Bubba NaQuin, Hine Environmental Services, 4327 Hwy. 27 S., Sulphur, LA 70665, (337) 558-5635, spoke in support of Senate Bill No. 399.

Mr. Bill Kirtland, Stranco Stafford Transport, 7914 Wrenwood, Baton Rouge, LA, (225) 924-2686, spoke in opposition to Senate Bill No. 399.

Mr. Emory Belton, 301 Main St., Ste. 2100, Baton Rouge, LA 70825, (225) 615-0212, spoke in opposition to Senate Bill No. 399.

Mr. Gerald Smith, Kent Entergy Environmental and Material, 1555 Beaulieu Lane, Port Allen, LA 70775, (225) 278-6984, spoke in opposition to Senate Bill No. 399.

Mr. Wayne Stephens, Stranco, LLC, 70459 Hwy. 59, Abita Springs, LA 70420, spoke in opposition to Senate Bill No. 399.

Ms. Eve Gonzales, Louisiana Public Service Commission, Galvez Bldg., Baton Rouge, LA 70802, (225) 342-4427, spoke for information only on Senate Bill No. 399.

Mr. Brandon Frey, Louisiana Public Service Commission, P.O. Box 91154, Baton Rouge, LA 70821, (225) 342-5163, spoke for information only on Senate Bill No. 399.

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

Representative Shadoin offered a motion to involuntarily defer action on Senate Bill No. 399, to which Representative Coussan objected. A roll call vote was taken and action on Senate Bill No. 399 was involuntarily deferred by a vote of 11 yeas and 6 nays. Representatives Carmody, Anders, Chad Brown, Falconer, Hollis, Jefferson, Lopinto, Lyons, Pearson, Reynolds, and Shadoin voted yea. Representatives Connick, Coussan, Glover, Leopold, Price, and Pugh voted nay.

**Senate Bill No. 421 by Senator Thompson**

Representative Carmody presented Senate Bill No. 421 on behalf of Senator Thompson, which provides relative to the licensure of plumbers.

Representative Hollis offered technical amendments to Senate Bill No. 421. Representative Hollis offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 15 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Leopold, Lopinto, Lyons, Pearson, Pugh, and Reynolds voted yea.

Mr. John Barker, State Plumbing Board of Louisiana, 12497 Airline Hwy., Baton Rouge, LA 70817, (225) 756-3434, spoke for information only on Senate Bill No. 421.

Witness cards submitted by individuals who did not speak are as follows: 3 in support and 1 for information only. Witness cards are included in the committee records.

Representative Hollis offered a motion to report Senate Bill No. 421 with amendments. Without objection, Senate Bill No. 421 was reported with amendments by a vote of 14 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Lopinto, Lyons, Pearson, Pugh, and Reynolds voted yea.

**Senate Bill No. 251 by Senator LaFleur**

Senator LaFleur presented Senate Bill No. 251, which prohibits certain Wi-Fi "hotspot" blocking.

Representative Carmody offered technical amendments to Senate Bill No. 251. Representative Carmody offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 14 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Lopinto, Lyons, Pearson, Pugh, and Reynolds voted yea.

Representative Pugh offered a motion to report Senate Bill No. 251 with amendments. Without objection, Senate Bill No. 251 was reported with amendments by a vote of 14 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Lopinto, Lyons, Pearson, Pugh, and Reynolds voted yea.

**Senate Bill No. 336 by Senator Martiny**

Mr. Michael McDuff, Licensing Board for Contractors, 2525 Quail Dr., Baton Rouge, LA, (225) 763-3983, presented Senate Bill No. 336 on behalf of Senator Martiny, which provides relative to the State Licensing Board for Contractors.

Mr. Larry Bankston, Louisiana Contractors Licensing Board, 8708 Jefferson Hwy., Baton Rouge, LA, (225) 766-3800, spoke for information only on House Bill No. 336.

Mr. Kip Coltrin, 7520 Hwy. 1133, Sulphur, LA 70665, (337) 304-8733, spoke in opposition to House Bill No. 336.

Mr. Llewellyn "Biscuit" Smith, 416 Thunder Valley Rd., DeRidder, LA 70634, (337) 375-3382, spoke in opposition to Senate Bill No. 336.

Mr. Oren Anderson, 487 Cob Circle, Lake Charles, LA 70611, (337) 513-5144, spoke in opposition to Senate Bill No. 336.

Mr. Norman Morris, Louisiana Realtors Association, 821 Main St., Baton Rouge, LA 70802, (225) 229-8538, spoke in opposition to Senate Bill No. 336.

Witness cards submitted by individuals who did not speak are as follows: 7 in support, 22 in opposition, and 1 for information only. Witness cards are included in the committee records.

Representative Pugh offered a motion to involuntarily defer action on Senate Bill No. 336. Without objection, action on Senate Bill No. 336 was involuntarily deferred by a vote of 14 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Falconer, Glover, Hollis, Jefferson, Lopinto, Lyons, Pearson, Pugh, and Reynolds voted yea.

#### **Senate Bill No. 143 by Senator Barrow**

Senator Barrow presented Senate Bill No. 143, which provides relative to money transmission and customer safety.

Witness cards submitted by individuals who did not speak are as follows: 5 in opposition. Witness cards are included in the committee records.

Representative Pugh offered a motion to involuntarily defer action on Senate Bill No. 143. Without objection, action on Senate Bill No. 143 was involuntarily deferred by a vote of 15 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Coussan, Falconer, Glover, Hollis, Jefferson, Lopinto, Lyons, 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 2:21 p.m.

Respectfully submitted,

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