

## **House Committee on Education**

Minutes of Meeting  
2016 Regular Session  
April 20, 2016

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

Representative Nancy Landry, chairman of the House Committee on Education, called the meeting to order at 9:04 a.m. in Room 1, in the state capitol in Baton Rouge, Louisiana. The secretary called the roll.

### **II. ROLL CALL**

#### **MEMBERS PRESENT:**

Representative Nancy Landry, chairman  
Representative Beryl A. Amedée  
Representative Joseph Bouie, Jr.  
Representative Chris Broadwater  
Representative Stephen F. Carter  
Representative Rick Edmonds  
Representative Julie Emerson  
Representative Reid Falconer  
Representative Jeffrey "Jeff" Hall  
Representative Stephanie Hilferty  
Representative Walt Leger, III  
Representative Edward J. Price, vice chairman  
Representative H. Eugene Reynolds  
Representative Patricia Haynes Smith

#### **MEMBERS ABSENT:**

Representative Scott M. Simon

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

Elizabeth L. Borne, legislative analyst  
Nancy Y. Jolly, legislative analyst  
Jacqueline Snowden, secretary

**ADDITIONAL ATTENDEES PRESENT:**

Beverly Vincent, sergeant at arms

**III. DISCUSSION OF LEGISLATION****House Bill No. 302 by Representative Leger**

Representative Leger presented House Bill No. 302, which requires a child wellness evaluation for each student entering kindergarten or sixth grade.

Representative Leger offered a motion to adopt a substitute to House Bill No. 302. Without objection, the substitute was adopted by a vote of 11 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Falconer, Hall, Hilferty, Leger, Price, and Smith voted yea.

Representative Nancy Landry offered a motion to adopt the two-minute rule. Without objection, the two-minute rule was adopted by a vote of 10 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Falconer, Hall, Hilferty, Leger, and Price voted yea.

Ashley Politz, representing the American Academy of Pediatrics, P. O. Box 64639, Baton Rouge, LA 70806, spoke in support of the substitute to House Bill No. 302 and provided a handout, Exhibit A, which is included in the committee records.

Beth Appleton, The People, LLC, 17556 Shady Elm, Baton Rouge, LA 70816, (225) 405-5665, spoke in opposition to the substitute to House Bill No. 302.

Representative Steve Carter offered a motion to report House Bill No. 302 by substitute, to which Representative Amedee objected. The secretary called the roll, and House Bill No. 302 was reported by substitute by a vote of 7 yeas, 2 nays, and 1 abstention. Representatives Bouie, Broadwater, Steve Carter, Hall, Hilferty, Leger, and Price voted yea. Representatives Amedee and Falconer voted nay. Representative Nancy Landry abstained.

Witness cards submitted by individuals who did not speak are as follows: 10 in support and 1 in opposition. Witness cards are included in the committee records.

**House Bill No. 940 by Representative Gaines**

Representative Gaines presented House Bill No. 940, which requires that student identification cards issued by public postsecondary education institutions meet certain requirements.

Jacques Petit, LSU Student Government, 174 Beaupre Dr., Luling, LA 70070, (504) 481-4234, spoke in support of House Bill No. 940.

Valencia Richardson, Louisiana State University/Geaux Vote LSU, Baton Rouge, LA 70803, (318) 573-8984, spoke in support of House Bill No. 940.

Kaylin Parker, Louisiana State University/Geaux Vote LSU, Baton Rouge, LA 70803, (318) 573-8984, spoke in support of House Bill No. 940.

Madison Melacon, Louisiana State University/Geaux Vote LSU, Baton Rouge, LA 70803, (318) 573-8984, spoke in support of House Bill No. 940.

Tom Schedler, Louisiana Secretary of State, 8585 Archives Ave., Baton Rouge, LA 70809, (225) 276-9109, spoke for information only on House Bill No. 940.

F. King Alexander, president, LSU System, Baton Rouge, LA, spoke for information only on House Bill No. 940.

Representative Bouie offered a motion to report House Bill No. 940 favorably. Without objection, House Bill No. 940 was reported favorably by a vote of 9 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Falconer, Hall, Hilferty, and Price voted yea.

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

### **Senate Bill No. 174 by Senator Donahue**

On behalf of Senator Donahue, Senator Appel presented Senate Bill No. 174, which provides relative to the minimum ACT score for TOPS eligibility and TOPS award amounts.

Representative Bouie offered a motion to report Senate Bill No. 174 favorably. Without objection, Senate Bill No. 174 was reported favorably by a vote of 9 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Falconer, Hall, Hilferty, and Price voted yea.

Witness cards submitted by individuals who did not speak are as follows: 11 in support and 1 for information only. Witness cards are included in the committee records.

**House Bill No. 429 by Representative Broadwater**

Representative Broadwater presented House Bill No. 429, which provides with respect to the purchasing of materials, equipment, and supplies by public school districts.

Representative Broadwater offered amendments to House Bill No. 429 that would add a provision that authorizes a school board to purchase equipment from a qualified group purchasing organization if the price for such equipment is less than that for the same or substantially similar equipment on the state bid list. Representative Broadwater offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 10 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Falconer, Hall, Hilferty, Leger, and Price voted yea.

Representative Broadwater offered a motion to report House Bill No. 429 with amendments. Without objection, House Bill No. 429 was reported with amendments by a vote of 10 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Falconer, Hall, Hilferty, Leger, and Price voted yea.

Witness cards submitted by individuals who did not speak are as follows: 7 in support. Witness cards are included in the committee records.

**House Bill No. 374 by Representative Steve Carter**

Representative Steve Carter presented House Bill No. 374, which provides relative to required qualifications for members of public postsecondary education boards.

Representative Steve Carter offered amendments to House Bill No. 374 that would delete proposed law requirement that each board have one member appointed from nominees recommended to the governor jointly by the Council for a Better Louisiana, the Public Affairs Research Council, and the Louisiana Association of Business and Industry. Representative Steve Carter offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 8 yeas and 0 nays. Representatives Nancy Landry, Amedee, Broadwater, Steve Carter, Falconer, Hall, Hilferty, and Leger voted yea.

Dr. Joe Rallo, commissioner of higher education, state Board of Regents, 1201 Claiborne Bldg., spoke for information only on House Bill No. 374.

Representative Steve Carter offered a motion to report House Bill No. 374 with amendments. Without objection, House Bill No. 374 was reported with amendments by a vote of 9 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Falconer, Hall, Hilferty, and Leger voted yea.

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

### **House Bill No. 365 by Representative Steve Carter**

Representative Steve Carter presented House Bill No. 365, a constitutional Amendment which provides for members of the postsecondary education management boards and the Board of Regents to have qualifications provided by law.

Representative Steve Carter offered a motion to report House Bill No. 365 favorably. Without objection, House Bill No. 365 was reported favorably by a vote of 9 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Falconer, Hall, Hilferty, and Leger voted yea.

Witness cards submitted by individuals who did not speak are as follows: 6 in opposition and 1 for information only. Witness cards are included in the committee records.

### **House Bill No. 948 by Representative Steve Carter**

Representative Steve Carter presented House Bill No. 948, which provides relative to facilities of public postsecondary education institutions.

Representative Broadwater offered amendments to House Bill No. 948 that, relative to proposed law requirement that each board hold a public hearing on any proposed facility, requires that such hearing be held prior to submitting any request for capital outlay funds exceeding \$10 million *in state funds* instead of prior to approving use of capital outlay funds exceeding such amount. 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 Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Falconer, Hall, Hilferty, Leger, Price, and Reynolds voted yea.

Dr. Joe Rallo, commissioner of higher education, state Board of Regents, 1201 Claiborne Bldg., spoke for information only on House Bill No. 948.

Representative Steve Carter offered a motion to report House Bill No. 948 with amendments. Without objection, House Bill No. 948 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Falconer, Hall, Hilferty, Leger, Price, and Reynolds 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.

**House Bill No. 586 by Representative Steve Carter**

Representative Steve Carter presented House Bill No. 586, which authorizes the public postsecondary education management boards to increase tuition and fee amounts under certain circumstances.

Representative Steve Carter offered amendments to House Bill No. 586 to remove the prohibition on imposition of tuition and fee increase prior to Fall 2019; and to specify that the retention rate that determines an institution's eligibility for a tuition and fee increase is its freshman retention rate.

Representative Steve 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 Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Falconer, Hall, Leger, Price, and Reynolds voted yea.

Dr. Joe Rallo, commissioner of higher education, state Board of Regents, 1201 Claiborne Bldg., spoke for information only on House Bill No. 586.

Representative Steve Carter offered a motion to report House Bill No. 586 with amendments, to which Representative Price objected. The secretary called the roll, and House Bill No. 586 was reported with amendments by a vote of 5 yeas and 4 nays. Representatives Nancy Landry, Amedee, Steve Carter, Falconer, and Leger voted yea. Representatives Bouie, Hall, Price, and Reynolds voted nay.

Witness cards submitted by individuals who did not speak are as follows: 2 in support and 5 in opposition. Witness cards are included in the committee records.

**House Bill No. 511 by Representative Jay Morris**

Representative Jay Morris presented House Bill No. 511, a constitutional amendment which provides relative to Board of Regents authority to coordinate programs.

Dr. Joe Rallo, commissioner of higher education, state Board of Regents, 1201 Claiborne Bldg., spoke for information only on House Bill No. 511.

Representative Nancy Landry offered a motion to voluntarily defer action on House Bill No. 511. Without objection, action on House Bill No. 511 was voluntarily deferred by a vote of 11 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Steve Carter, Falconer, Hall, Hilferty, Leger, Price, Reynolds, and Smith voted yea.

Witness cards submitted by individuals who did not speak are as follows: 1 in support and 5 in opposition. Witness cards are included in the committee records.

### **House Bill No. 439 by Representative Ivey**

Representative Ivey presented House Bill No. 439, which authorizes public postsecondary education management boards to increase tuition and provides for limitations and exceptions.

Representative Amedee offered a motion to report House Bill No. 439 favorably, to which Representative Price objected. The secretary called the roll, and House Bill No. 439 was reported favorably by a vote of 8 yeas, 4 nays, and 1 abstention. Representatives Amedee, Broadwater, Steve Carter, Edmonds, Emerson, Falconer, Hilferty, and Leger voted yea. Representatives Bouie, Hall, Price, and Reynolds voted nay. Representative Nancy Landry abstained.

Witness cards submitted by individuals who did not speak are as follows: 2 in support, 4 in opposition, and 1 for information only. Witness cards are included in the committee records.

### **House Bill No. 361 by Representative Pylant**

Representative Pylant presented House Bill No. 361, which provides penalties for persons operating early learning centers without a valid license.

Erin Bendily, state Department of Education and the State Board of Elementary and Secondary Education, 1201 Claiborne Bldg., Baton Rouge, LA, spoke in support of House Bill No. 361.

Representative Leger offered a motion to report House Bill No. 361 favorably. Without objection, House Bill No. 361 was reported favorably by a vote of 12 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Edmonds, Emerson, Falconer, Hall, Hilferty, Leger, and Price voted yea.

Witness cards submitted by individuals who did not speak are as follows: 11 in support. Witness cards are included in the committee records.

### **House Bill No. 828 by Representative Lance Harris**

Representative Lance Harris presented House Bill No. 828, which provides relative to reimbursement to public postsecondary education institutions for dual enrollment programs and remedial education courses.

Representative Nancy Landry offered amendments to House Bill No. 828 that would provide as follows:

1. That public postsecondary education institutions shall be reimbursed for certain dual enrollment programs by the local governing authority at course rates negotiated with institutions.
2. That in order to enroll in an academic dual enrollment course, a student must successfully complete a developmental or college preparatory class or achieve a satisfactory score on a placement instrument.
3. Defines an academic dual enrollment course and that a career and technical course shall not be considered an academic dual enrollment course.
4. That a student that has not achieved the minimum subscores on ACT English and mathematics for college readiness shall complete, if the student's schedule allows for it, a developmental or college preparatory course in English or mathematics offered either by the high school or a public postsecondary education institution as a development or college preparatory course.

Representative Nancy Landry offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Edmonds, Emerson, Falconer, Hall, Hilferty, Leger, and Price voted yea.

Dr. Joe Rallo, commissioner of higher education, state Board of Regents, 1201 Claiborne Bldg., Baton Rouge, LA, spoke for information only on House Bill No. 828 and provided a handout, Exhibit B, which is included in the committee records.

Brian LeJeune, superintendent, Jefferson Davis Parish School Board, P. O. Box 640, Jennings, LA 70546, (337) 824-1834, spoke in opposition to House Bill No. 828.

Scott M. Richard, Louisiana School Boards Association, 7912 Summa Ave., Baton Rouge, LA 70809, (337) 278-5318, spoke in opposition to House Bill No. 828.

Representative Amedee offered a motion to voluntarily defer action on House Bill No. 828. Without objection, action on House Bill No. 828 was voluntarily deferred by a vote of 13 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Edmonds, Emerson, Falconer, Hall, Hilferty, Leger, Price, and Smith voted yea.

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



**House Bill No. 402 by Representative Smith**

Representative Smith presented House Bill No. 402, which authorizes the state Department of Education and the Department of Health and Hospitals to survey students regarding certain risk behavior associated with chronic health conditions.

Representative Broadwater offered amendments to House Bill No. 402 that would provide as follows to limit students who may be surveyed to those in high school and require that survey be anonymous; and to add a requirement that parents be given the opportunity to "opt out" prior to survey administration.

Representative Broadwater offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 13 yeas and 0 nays. Representatives Nancy Landry, Amedee, Bouie, Broadwater, Steve Carter, Edmonds, Emerson, Falconer, Hall, Hilferty, Leger, Price, and Smith voted yea.

Marsha Broussard, Louisiana Public Health Institute, 1515 Poydras St., Suite 1200, New Orleans, LA 70112, (504) 304-9851, spoke for information only on House Bill No. 402 and provided a handout, Exhibit C, which is included in the committee records.

Julie Schwam Harris, representing Legislative Agenda for Women, 1208 Pine St., New Orleans, LA 70118, (504) 650-2746, spoke in support of House Bill No. 402 and provided a handout, Exhibit D, which is included in the committee records.

Clare Stagg, 1444 Sharlo Ave., Baton Rouge, LA 70820, (318) 655-4807, spoke in support of House Bill No. 402.

Victoria Kelley, 3085 Eaton St., Baton Rouge, LA 70805, (225) 939-3297, spoke in opposition to House Bill No. 402.

Beth Appelton, 17556 Shady Elm, Baton Rouge, LA, (225) 405-5665, spoke in opposition to House Bill No. 402.

Dr. Will Hall, Office of Public Policy, 1250 MacArthur Dr., Alexandria, LA 71303, (318) 449-4348, spoke in opposition to House Bill No. 402.

Kristie Cross, Education Resource Council of the Louisiana Family Forum, 13819 Oak Bend, Baker, LA 70714, (225) 335-1358, spoke in opposition to House Bill No. 402.

Kendra LeSur, Louisiana Public Health Institute, 1515 Poydras St., Suite 1200, New Orleans, LA 70112, (504) 609-3933, spoke for information only on House Bill No. 402.

Representative Smith offered a motion to report House Bill No. 402 with amendments, to which Representative Edmonds objected. The secretary called the roll, and House Bill No. 402 was reported with amendments by a vote of 7 yeas, 4 nays, and 1 abstention. Representatives Broadwater, Steve Carter, Hall, Hilferty, Leger, Price, and Smith voted yea. Representatives Amedee, Edmonds, Emerson, and Falconer voted nay. Representative Nancy Landry abstained.

Witness cards submitted by individuals who did not speak are as follows: 25 in support, 1 in opposition, and 1 for information only. Witness cards are included in the committee records.

#### **House Bill No. 830 by Representative Seabaugh**

House Bill No. 830, which provides relative to criminal background checks for owners, employees, volunteers, and inspectors of early learning centers, was on the meeting agenda but did not receive a hearing by the committee.

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

#### **House Bill No. 833 by Representative Leger**

House Bill No. 833, which provides relative to student discipline including the creation of the Commission on Safe Supportive Discipline, was on the meeting agenda but did not receive a hearing by the committee.

Witness cards submitted by individuals who did not speak are as follows: 12 in support, and 8 in opposition. Witness cards are included in the committee records.

#### **House Bill No. 919 by Representative Seabaugh**

House Bill No. 919, which revises the weekly hours of operation that qualify a facility for definition as a child day care center and full-time child day care center, was on the meeting agenda but did not receive a hearing by the committee.

#### **IV. OTHER BUSINESS**

There was no other business.

**V. ANNOUNCEMENTS**

There were no announcements.

**VI. ADJOURNMENT**

The meeting was adjourned at 1:42 p.m.

Respectfully submitted,

Chairman Nancy Landry  
House Committee on Education

Date adopted: