

House Committee on Transportation, Highways and Public Works

Minutes of Meeting
2016 Regular Session
April 5, 2016

I. CALL TO ORDER

Representative Kenneth E. Havard, chairman of the House Committee on Transportation, Highways and Public Works, called the meeting to order at 9:33 a.m. in Room 3, in the State Capitol in Baton Rouge, Louisiana. The secretary called the roll.

II. ROLL CALL

MEMBERS PRESENT:

Representative Kenneth E. Havard, chairman
Representative Terry R. Brown
Representative Stephen F. Carter
Representative A B Franklin
Representative Jerry Gisclair
Representative John E. Guinn
Representative Jeffrey "Jeff" Hall
Representative Dorothy Sue Hill
Representative Frank A. Howard
Representative Terry C. Landry, Sr., vice chairman
Representative H. Bernard LeBas
Representative Jack Montoucet
Representative Barbara M. Norton
Representative Vincent J. Pierre
Representative Malinda B. White

MEMBERS ABSENT:

Representative Bryan Adams
Representative Barbara W. Carpenter
Representative C. Denise Marcelle
Representative J. Rogers Pope

STAFF MEMBERS PRESENT:

Kimberly Callaway, attorney
Ashleigh Clare-Kearney, attorney

Angelique R. Mozee, secretary

ADDITIONAL ATTENDEES PRESENT:

Vivian Hurst, sergeant at arms

III. DISCUSSION OF LEGISLATION

House Bill No. 758 by Representative Pugh

Representative Pugh presented House Bill No. 758, which provides relative to school bus inspection fees.

Captain Greg Graphia, Louisiana State Police, 7919 Independence Blvd., Baton Rouge, Louisiana 70806, (225) 925-4236, spoke for information only on House Bill No. 758.

Staci Hoyt, Office of Motor Vehicles, P.O. Box 64886, Baton Rouge, Louisiana 70896, (225) 925-4656, spoke for information only on House Bill No. 758.

Representative Havard offered a motion to voluntarily defer action on House Bill No. 758. Without objection, action on House Bill No. 758 was voluntarily deferred by a vote of 15 yeas and 0 nays. Representatives Havard, Terry Brown, Steve Carter, Franklin, Gisclair, Guinn, Hall, Hill, Howard, Terry Landry, LeBas, Montoucet, Norton, Pierre, and White voted yea.

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

House Bill No. 433 by Representative Hazel

Representative Hazel presented House Bill No. 433, which repeals a prohibition against the Department of Public Safety and Corrections issuing an economic hardship license when a person's license is suspended due to tax issues.

Staci Hoyt, Office of Motor Vehicles, P.O. Box 64886, Baton Rouge, Louisiana 70896, (225) 925-4656, spoke for information only on House Bill No. 433.

Representative Havard offered amendments in the form of a substitute bill to House Bill No. 433. Representative Havard offered a motion to adopt the substitute bill. Without objection, the motion passed by a vote of 15 yeas and 0 nays. Representatives Havard, Terry Brown, Steve Carter, Franklin, Gisclair, Guinn, Hall, Hill, Howard, Terry Landry, LeBas, Montoucet, Norton, Pierre, and White voted yea.

Representative Norton offered a motion to report House Bill No. 433 by substitute. Without objection, House Bill No. 433 was reported by substitute by a vote of 15 yeas and 0 nays. Representatives Havard, Terry Brown, Steve Carter, Franklin, Gisclair, Guinn, Hall, Hill, Howard, Terry Landry, LeBas, Montoucet, Norton, Pierre, and White voted yea.

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

House Bill No. 751 by Representative Leger

Representative Leger presented House Bill No. 751, which increases penalties for noncompliance with the compulsory seat belt law.

Representative Steve Carter offered a motion to report House Bill No. 751 favorably. Without objection, House Bill No. 751 was reported favorably by a vote of 14 yeas and 0 nays. Representatives Havard, Terry Brown, Steve Carter, Franklin, Gisclair, Hall, Hill, Howard, Terry Landry, LeBas, Montoucet, Norton, Pierre, and White voted yea.

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

House Bill No. 702 by Representative Jimmy Harris

Representative Jimmy Harris presented House Bill No. 702, which provides for the issuance of REAL ID compliant driver's licenses and special identification cards and provided a handout, Exhibit A, which is included in the committee records.

Karen St. Germain, Office of Motor Vehicles, P.O. Box 64886, Baton Rouge, Louisiana 70896, (225) 354-9322, spoke for information only on House Bill No. 702.

Staci Hoyt, Office of Motor Vehicles, P.O. Box 64886, Baton Rouge, Louisiana 70896, (225) 925-4656, spoke for information only on House Bill No. 702.

Ralph Hennessy, Baton Rouge Metro Airport, 9430 Jackie Cochran, Baton Rouge, Louisiana, no zip code provided, (225) 355-0333, spoke in support of House Bill No. 702.

John Milkovich, Senate District No. 38, 656 Jordan Street, Shreveport, Louisiana 71101, (318) 425-1957, spoke in opposition to House Bill No. 702.

Jerri Ledoux, no contact information provided, spoke in opposition to House Bill No. 702.

Kathryn Goppert, 42291 Clouatre Road, Gonzales, Louisiana 70737, (225) 228-7125, spoke in opposition to House Bill No. 702 and provided a handout, Exhibit B, which is included in the committee records.

Lisa Arceri, 2017 Transcontinental Drive, Metairie, Louisiana 70001, (504) 736-9604, spoke in opposition to House Bill No. 702.

Representative Havard offered an amendment which adds a person may obtain a REAL ID compliant driver's license or special identification card prior to the renewal date of such driver's license or special identification card at the cost of a duplicate license or card. Representative Havard offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 14 yeas and 0 nays. Representatives Havard, Terry Brown, Steve Carter, Franklin, Gisclair, Hall, Hill, Howard, Terry Landry, LeBas, Montoucet, Norton, Pierre, and White voted yea.

Representative Terry Landry offered a motion to call the question on House Bill No. 702. Without objection, by a vote of 10 yeas and 3 nays, the question was called. Representatives Terry Brown, Franklin, Gisclair, Hall, Hill, Terry Landry, Montoucet, Norton, Pierre, and White voted yea. Representatives Havard, Guinn, and Howard voted nay.

Representative White offered a motion to report House Bill No. 702 with amendments, to which Representative Guinn objected. The secretary called the roll, and House Bill No. 702 was reported with amendments by a vote of 10 yeas and 5 nays. Representatives Terry Brown, Steve Carter, Hall, Hill, Howard, Terry Landry, LeBas, Montoucet, Pierre, and White voted yea. Representatives Havard, Franklin, Gisclair, Guinn, and Norton voted nay.

Witness cards submitted by individuals who did not speak are as follows: 7 in support, 2 in opposition, and 1 for information only. Witness cards are included in the committee records.

House Bill No. 701 by Representative Stokes

Representative Stokes presented House Bill No. 701, which provides for the issuance of REAL ID compliant driver's licenses and special identification cards.

Representative Guinn offered amendments to:

1. Provides that any personal identifying source documents or facial images of persons scanned copied or saved by the office of motor vehicles, or any contractor on behalf of the office of motor vehicles, of a person applying or being issued a driver's license beginning July 7, 2008, which was not required to be captured by the office of motor vehicles as of July 7, 2008, shall be purged.

2. Requires digitally captured identifying source documents be removed and purged from all office of motor vehicle, their contractors, and other affiliates databases and systems.
3. Permits any digitally captured photograph, captured for the purpose of issuance or renewal of a driver's license, be retained by the office of motor vehicles but requires all digitally captured photographs and copies and scans thereof, be removed and purged from all database systems of any contractor or affiliate thereof, of the office of motor vehicles.
4. Requires any photographs or copies or scans thereof, obtained by the office of motor vehicles prior to 2012, which are in the possession of a contractor or affiliate thereof, which contracted with the office of motor vehicles in 2012, be purged from that contractor or affiliate databases or system and the databases and systems of any subcontractor or affiliate.
5. Requires the office of motor vehicles to notify, in writing, any person whose documents, scans, or copies were in the possession of the office of vehicles of which personal documents were purged or removed and which personal documents were retained by the office of motor vehicles or their contractor.

Representative Guinn offered a motion to adopt the proposed amendments, to which Representative Terry Landry objected. The secretary called the roll, and the motion failed by a vote of 3 yeas and 12 nays. Representatives Havard, Gisclair, and Guinn voted yea. Representatives Terry Brown, Steve Carter, Franklin, Hall, Hill, Howard, Terry Landry, LeBas, Montoucet, Norton, Pierre, and White voted nay.

Representative Norton offered a motion to involuntarily defer action on House Bill No. 701, to which Representative Terry Landry objected. After discussion, Representative Norton withdrew her motion to involuntarily defer action on House Bill No. 701.

Representative Stokes requested that action on House Bill No. 701 be voluntarily deferred.

Representative Havard offered a motion to voluntarily deferred action on House Bill No. 701. Without objection, the motion passed by a vote of 15 yeas and 0 nays. Representatives Havard, Terry Brown, Steve Carter, Franklin, Gisclair, Guinn, Hall, Hill, Howard, Terry Landry, LeBas, Montoucet, Norton, Pierre, and White voted yea.

Witness cards submitted by individuals who did not speak are as follows: 5 in support, 6 in opposition, and 4 for information only. Witness cards are included in the committee records.

IV. OTHER BUSINESS

There were no other business.

V. ANNOUNCEMENTS

There was no announcements.

VI. ADJOURNMENT

The meeting was adjourned at 12:23 p.m.

Respectfully submitted,

Chairman Kenneth E. Havard
House Committee on Transportation, Highways, and Public Works

Date adopted: