

## **House Committee on Transportation, Highways and Public Works**

Minutes of Meeting  
2016 Regular Session  
April 25, 2016

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

Representative Terry Landry, vice-chairman of the House Committee on Transportation, Highways and Public Works, called the meeting to order at 9:31 a.m. in Room 3, in the State Capitol in Baton Rouge, Louisiana. The secretary called the roll.

### **II. ROLL CALL**

#### **MEMBERS PRESENT:**

Representative Terry C. Landry, Sr., vice chairman  
Representative Bryan Adams  
Representative Terry R. Brown  
Representative Barbara W. Carpenter  
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 C. Denise Marcelle  
Representative Jack Montoucet  
Representative Barbara M. Norton  
Representative Vincent J. Pierre  
Representative J. Rogers Pope  
Representative Malinda B. White

#### **MEMBERS ABSENT:**

Representative Kenneth E. Havard, chairman  
Representative H. Bernard LeBas

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

Kimberly Callaway, attorney  
Ashleigh Clare-Kearney, attorney

Angelique R. Mozee, secretary

**ADDITIONAL ATTENDEES PRESENT:**

Beverly Hurst, sergeant at arms

**III. DISCUSSION OF LEGISLATION**

**House Bill No. 682 by Representative Leger**

Representative Leger presented House Bill No. 682, which provides relative to the Southeast Flood Protection Authority East and West Bank.

Representative Terry Landry offered amendments in the form of a substitute bill to House Bill No. 682. Representative Terry Landry offered a motion to adopt the substitute bill. Without objection, the motion passed by a vote of 14 yeas and 0 nays. Representatives Terry Landry, Terry Brown, Steve Carter, Franklin, Gisclair, Guinn, Hall, Hill, Howard, Marcelle, Montoucet, Norton, Pierre, and White voted yea.

Representative Norton offered a motion to report House Bill No. 682 by substitute. Without objection, House Bill No. 682 was reported by substitute by a vote of 15 yeas and 0 nays. Representatives Terry Landry, Terry Brown, Steve Carter, Franklin, Gisclair, Guinn, Hall, Hill, Howard, Marcelle, Montoucet, Norton, Pierre, Pope, and White voted yea.

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

**House Concurrent Resolution No. 71 by Representative Foil**

Representative Terry Landry announced that action on House Concurrent Resolution No. 71, which urges and requests the Department of Transportation and Development to study the feasibility and practicality of placing a directional traffic control signal in the north bound lane on Essen Lane near the LSU Rural Life Museum, is being voluntarily deferred.

**House Bill No. 1132 by Representative by Davis**

Representative Terry Landry announced that action on House Bill No. 1132, which increases penalties for moving violations when children are present in the vehicle at the time of the violation, is being voluntarily deferred.

**House Bill No. 481 by Representative James**

Representative James presented House Bill No. 481, which provides relative to the issuance and possession of drivers' licenses.

Staci Hoyt, Office of Motor Vehicles, P. O. Box 64886, Baton Rouge, Louisiana 70896, (225) 925-4654, spoke for information only on House Bill No. 481.

Stephen A. Quidd, Office of Motor Vehicles, P. O. Box 64886, Baton Rouge, Louisiana 70896, (225) 925-6103, spoke for information only on House Bill No. 481.

Representative Terry Landry offered amendments to:

1. Make technical changes.
2. Authorize a licensee to have a digitized driver's license provided by the Dept. of Public Safety and Corrections, office of motor vehicles, as an alternative to his physical license.
3. Define digitized driver's license as a data file available on any mobile device which has connectivity to the internet through an application, which allows the mobile device to download the data file from the department or an authorized representative of the department, which contains all of the data elements visible on the face and back of the physical license and the current status of the license and provide that a copy, photograph, or image of a driver's license not downloaded through the application on a mobile device is not a valid digitized driver's license.
4. Prohibit the issuance of a citation, in connection with a traffic stop or checkpoint, for driving a motor vehicle without a valid license in his possession if a person presents a digitized driver's license instead of a physical driver's license to a law enforcement officer or a representative of the department and permits a law enforcement.
5. Authorize a law enforcement officer or department representative to require a person to produce the physical driver's license issued by the department, except as provided for in proposed law, and provides that the failure to produce such physical driver's license subjects the person to all applicable laws and consequences for failure to produce such license.
6. Require the department to establish rules necessary to implement a digitized driver's license.
7. Specify that display of a digitized driver's license to a law enforcement officer, or any other person, does not permit the officer or other person to search, view, or access any other data or application on the mobile device and that the mobile device must be promptly returned to the owner once his identity and license status has been verified.

Representative Terry Landry offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 16 yeas and 0 nays. Representatives Terry Landry, Adams, Terry Brown, Steve Carter, Franklin, Gisclair, Guinn, Hall, Hill, Howard, Marcelle, Montoucet, Norton, Pierre, Pope, and White voted yea.

Representative Marcelle offered a motion to report House Bill No. 481 with amendments. Without objection, House Bill No. 481 was reported with amendments by a vote of 14 yeas and 0 nays. Representatives Terry Landry, Adams, Terry Brown, Steve Carter, Franklin, Gisclair, Guinn, Hall, Howard, Marcelle, Montoucet, Norton, Pope, and White voted yea.

### **House Bill No. 1059 by Representative Davis**

Representative Davis presented House Bill No. 1059, which provides relative to permits issued by the Liquefied Petroleum Gas Commission.

Randy Haydon, Louisiana Propane Gas Association, P. O. Box 14204, Baton Rouge, Louisiana 70898, (225) 763-8922, spoke in support of House Bill No. 1059.

Representative Montoucet offered amendments to:

1. Remove proposed law regarding permit fee.
2. Add a requirement that each member of the advisory board be a holder of a Class I, Class IV, or Class VI permit.

Representative Montoucet offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Terry Landry, Adams, Terry Brown, Steve Carter, Gisclair, Guinn, Hall, Hill, Howard, Montoucet, Pope, and White voted yea.

Representative Adams offered a motion to report House Bill No. 1059 with amendments. Without objection, House Bill No. 1059 was reported with amendments by a vote of 14 yeas and 0 nays. Representatives Terry Landry, Adams, Terry Brown, Steve Carter, Gisclair, Guinn, Hall, Hill, Howard, Marcelle, Montoucet, Norton, Pope, and White voted yea.

### **House Bill No. 854 by Representative Huval**

Representative Huval presented House Bill No. 854, which provides relative to types of motor vehicles that are required to be covered by an automobile liability policy pursuant to the Compulsory Motor Vehicle Liability Security Law.

Lou Fey, Professional Insurance Agents, 2136 North Woodchase Court, Baton Rouge, Louisiana 70808, (225) 362-0018, spoke in support of House Bill No. 854.

Stephen A. Quidd, Office of Motor Vehicles, P. O. Box 64886, Baton Rouge, Louisiana 70896, (225) 925-6103, spoke for information only on House Bill No. 854.

Representative Montoucet offered an amendment to restore present law which exempts those motor vehicles used as agricultural or forest vehicles during seasons when they are not used on the highway, those used primarily for exhibit or kept primarily for use in parades, exhibits, or shows from being covered by an automobile liability policy with certain liability limits. Representative Montoucet offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 14 yeas and 0 nays. Representatives Terry Landry, Adams, Terry Brown, Steve Carter, Gisclair, Guinn, Hall, Hill, Howard, Marcelle, Montoucet, Norton, Pope, and White voted yea.

Representative Terry Landry offered a motion to report House Bill No. 854 with amendments, with the recommendation that it be recommitted to the House Committee on Insurance. Without objection, House Bill No. 854 was reported with amendments with recommendation that it be recommitted to the House Committee on Insurance by a vote of 15 yeas and 0 nays. Representatives Terry Landry, Adams, Terry Brown, Steve Carter, Gisclair, Guinn, Hall, Hill, Howard, Marcelle, Montoucet, Norton, Pierre, Pope, and White voted yea.

#### **House Bill No. 1021 by Representative Edmonds**

Representative Edmonds presented House Bill No. 1021, which requires voter approval prior to the imposition of civil fines for traffic violations based on evidence captured by automated traffic enforcement systems.

Representative Adams offered a motion to involuntarily defer action on House Bill No. 1021, to which Representative Guinn objected. The secretary called the roll, and action on House Bill No. 1021 was involuntarily deferred by a vote of 13 yeas and 1 nay. Representatives Terry Landry, Adams, Franklin, Gisclair, Hall, Hill, Howard, Marcelle, Montoucet, Norton, Pierre, Pope, and White voted yea. Representative Guinn voted nay.

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

#### **House Bill No. 1044 by Representative Zeringue**

Representative Zeringue presented House Bill No. 1044, which provides for an exception for products required as part of an integrated coastal protection project to the prohibition on closed specification of products in the construction of public buildings or projects.

Representative Terry Landry offered an amendment to add an exception for closed specifications in proposed law that are required to be part of an integrated coastal protection project which is for the evaluation of new and improved integrated coastal protection technologies. Representative Terry Landry offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 14 yeas and 0 nays. Representatives Terry Landry, Adams, Carpenter, Franklin, Gisclair, Hall, Hill, Howard, Marcelle, Montoucet, Norton, Pierre, Pope, and White voted yea.

Representative Guinn offered a motion to report House Bill No. 1044 with amendments. Without objection, House Bill No. 1044 was reported with amendments by a vote of 15 yeas and 0 nays. Representatives Terry Landry, Adams, Carpenter, Franklin, Gisclair, Guinn, Hall, Hill, Howard, Marcelle, Montoucet, Norton, Pierre, Pope, and White voted yea.

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

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

There was no other business.

#### **V. ANNOUNCEMENTS**

There were no announcements.

#### **VI. ADJOURNMENT**

The meeting was adjourned at 11:06 a.m.

Respectfully submitted,

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

Date adopted: