

House Committee on Administration of Criminal Justice

Minutes of Meeting
2018 Regular Session
April 26, 2018

I. CALL TO ORDER

Representative Sherman Q. Mack, chairman of the House Committee on Administration of Criminal Justice, called the meeting to order at 9:07 a.m. in Room 6, in the state capitol in Baton Rouge, Louisiana.

II. ROLL CALL

MEMBERS PRESENT:

Representative Sherman Q. Mack, chairman
Representative Tony Bacala
Representative John H. Bagneris
Representative Barbara W. Carpenter
Representative Raymond J. Crews
Representative Stephen C. Dwight
Representative Royce Duplessis
Representative Randal L. Gaines
Representative Lowell C. "Chris" Hazel
Representative Valarie Hodges
Representative Frank A. Howard
Representative Edward C. "Ted" James, II
Representative C. Denise Marcelle
Representative Joseph A. Marino, III
Representative Nicholas Muscarello, Jr.
Representative Barbara M. Norton
Representative Steve E. Pylant, vice chairman
Representative John M. Stefanski

MEMBERS ABSENT:

None

STAFF MEMBERS PRESENT:

Kelly C. Fogleman, attorney
Katie LeLeux, attorney

Alicia Spivey, secretary

ADDITIONAL ATTENDEES PRESENT:

Janet Anthony, sergeant at arms
Angela McKnight, sergeant at arms
Jordan Zeringue, clerk

III. OTHER BUSINESS

Norbert Courville, Louisiana State Police Gaming, 7919 Independence Blvd., Baton Rouge, LA 70806, (225)922-2222, presented a request from Louisiana State Police Gaming Enforcement Division for a video poker central computer system upgrade and presented a power point presentation, Exhibit A, which is included in the committee records.

Representative Mack offered a motion to approve the video poker central computer systems upgrade.. Without objection, the motion was adopted by a vote of 11 yeas and 0 nays. Representatives Mack, Duplessis, Hazel, Hodges, Howard, James, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

IV. DISCUSSION OF LEGISLATION

Senate Concurrent Resolution No. 39 by Senator Johns

Senator Johns presented Senate Concurrent Resolution No. 39, which creates and provides for the Child Protection Act Advisory Commission.

Representative Stefanski offered a motion to report Senate Concurrent Resolution No. 39 favorably. Without objection, Senate Concurrent Resolution No. 39 was reported favorably by a vote of 12 yeas and 0 nays. Representatives Mack, Bacala, Duplessis, Hazel, Hodges, Howard, James, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

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.

Senate Bill No. 473 by Senator Johns

Senator Johns presented Senate Bill No. 473, which authorizes Louisiana Property Assistance Agency to make surplus bulletproof vests available for purchase to certain part-time and reserve peace officers under the same requirements as the vests are made available to certain full-time employees.

On behalf of Senator Johns, Representative Hazel offered amendments to:

- (1) Expand the application of proposed law to constables and deputy constables.
- (2) Define constables and deputy constables.

Representative Hazel offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Mack, Bacala, Duplessis, Hazel, Hodges, Howard, James, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

Representative Hazel offered a motion to report Senate Bill No. 473 with amendments. Without objection, Senate Bill No. 473 was reported with amendments by a vote of 13 yeas and 0 nays. Representatives Mack, Bacala, Duplessis, Hazel, Hodges, Howard, James, Marcelle, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

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

Senate Bill No. 54 by Senator Martiny

Senator Martiny presented Senate Bill No. 54, which creates the crime of negligent arson.

H. Butch Browning, State Fire Marshal, 8181 Independence Boulevard, Baton Rouge, LA 70806, (225) 806-0803, spoke for information only on Senate Bill No. 54.

Representative Bacala offered a technical amendment. Representative Bacala offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 12 yeas and 0 nays. Representatives Mack, Bacala, Duplessis, Hazel, Hodges, Howard, James, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

E. Pete Adams, Louisiana District Attorneys Association, 1645 Nicholson Drive, Baton Rouge, LA 70802, (225) 343-0171, spoke for information only on Senate Bill No. 54.

Representative Hazel offered a motion to report Senate Bill No. 54 with amendments. Without objection, Senate Bill No. 54 was reported with amendments by a vote of 16 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Gaines, Hazel, Hodges, Howard, James, Marcelle, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

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.

Senate Bill No. 72 by Senator Martiny

Senator Martiny presented Senate Bill No. 72, which provides relative to the execution of an order for protective custody and examination.

On behalf of Senator Martiny, Representative Mack offered amendments to:

- (1) Change references from "civil immunity" to "limitation of civil liability".
- (2) Provide that the limitation of civil liability does not extend to an elected coroner and his support staff, and the executing law enforcement agency and its officers in instances of gross negligence and willful and wanton misconduct.
- (3) Clarify that the limitation of civil liability does not extend to injuries or damages sustained by a third party physically injured during the execution of a request and order for protective custody.

Representative Mack offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 14 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Gaines, Hazel, Hodges, Howard, James, Marcelle, Marino, Muscarello, and Pylant voted yea.

Representative Hazel offered a motion to report Senate Bill No. 72 with amendments. Without objection, Senate Bill No. 72 was reported with amendments by a vote of 15 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Gaines, Hazel, Hodges, Howard, James, Marcelle, Marino, Muscarello, Norton, and Pylant voted yea.

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

Representative Pylant in the chair.

Senate Bill No. 70 by Senator Mizell

Senator Mizell presented Senate Bill No. 70, which provides relative to permissible warrantless searches of the residences of defendants on probation or parole.

Pete Fremin, Director of Probation and Parole, Department of Corrections and Public Safety, 504 Mayflower Street, Baton Rouge, LA 70802, (225) 342-6608, spoke for information only on Senate Bill No. 70.

E. Pete Adams, Louisiana District Attorneys Association, 1645 Nicholson Drive, Baton Rouge, LA 70802, (225) 342-0171, spoke in support of Senate Bill No. 70.

Representative Mack in the chair.

Representative Mack offered a technical amendment. Representative Mack offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 14 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Gaines, Hodges, Howard, James, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

Will Harrell, VOTE, 1221 Kerlerec Street, New Orleans, LA 70116, (512) 691-7519, spoke in opposition to Senate Bill No. 70.

Representative Pylant offered a motion to report Senate Bill No. 70 with amendments. Without objection, Senate Bill No. 70 was reported with amendments by a vote of 16 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Gaines, Hazel, Hodges, Howard, James, Marcelle, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

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

Senate Bill No. 308 by Senator Mizell

Senator Mizell presented Senate Bill No. 308, which provides relative to the creation of a volunteer and employee criminal history system.

On behalf of Senator Mizell, Representative Mack offered amendments to:

- (1) Make technical corrections to place the definitions in alphabetical order.
- (2) Provide that except in instances of gross negligence or willful and wanton misconduct, the state, any political subdivisions of the state, or an agency, officer, or employee of the state or political subdivision shall not be liable for damages.

Representative Mack offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 16 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Gaines, Hazel, Hodges, Howard, James, Marcelle, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

Representative Mack offered an amendment to delay the effective date of proposed law from August 1, 2018, to January 1, 2019. Representative Mack offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 15 yeas and 0 nays.

Representatives Mack, Carpenter, Crews, Duplessis, Gaines, Hazel, Hodges, Howard, James, Marcelle, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

Adrienne Aucoin, Louisiana State Police, 7979 Independence Boulevard, Suite 307, Baton Rouge, LA 70806, (225) 925-6177, spoke for information only on Senate Bill No. 308.

Lieutenant Lamar Davis, Louisiana State Police, 7919 Independence Boulevard, Baton Rouge, LA 70806, (225) 405-1544, spoke for information only on Senate Bill No. 308.

Representative Pylant offered a motion to report Senate Bill No. 308 with amendments. Without objection, Senate Bill No. 308 was reported with amendments by a vote of 15 yeas and 0 nays. Representatives Mack, Bacala, Crews, Duplessis, Dwight, Hazel, Hodges, Howard, James, Marcelle, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

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

Senate Bill No. 335 by Senator Mizell

Senator Mizell presented Senate Bill No. 335, which provides for penalties for persons convicted of soliciting prostitutes.

Representative Hodges offered a motion to report Senate Bill No. 335 favorably, to which Representative Marino objected. The secretary called the roll, and Senate Bill No. 335 was reported favorably by a vote of 9 yeas, 6 nays, and 1 abstention. Representatives Bacala, Carpenter, Crews, Dwight, Hodges, Howard, Muscarello, Pylant, and Stefanski voted yea. Representatives Duplessis, Gaines, James, Marcelle, Marino, and Norton voted nay. Representative Mack abstained.

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

Senate Bill No. 42 by Senator Appel

Senator Appel presented Senate Bill No. 42, which provides relative to making a false police report that triggers a law enforcement response ("swatting").

Representative Mack offered a technical amendment. Representative Mack offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 14 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Dwight, Gaines, Hazel, Howard, James, Marino, Norton, Pylant, and Stefanski voted yea.

Representative Norton offered a motion to report Senate Bill No. 42 with amendments. Without objection, Senate Bill No. 42 was reported with amendments by a vote of 15 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Dwight, Gaines, Hazel, Howard, James, Marcelle, Marino, Norton, Pylant, and Stefanski 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.

Senate Bill No. 402 by Senator Riser

Senator Riser presented Senate Bill No. 402, which clarifies that both volunteer and paid security guards may serve churches or houses of worship and provides for tactical training requirements for certain concealed handgun permittees.

Nathan Gifford, Louisiana State Director-Team SASS, 16089 Goudeau, Tickfaw, LA 70466, (985) 974-7265, spoke in support of Senate Bill No. 402.

Dr. Will Hall, Louisiana Baptist Office of Public Policy, 1250 MacArthur Drive, Alexandria, LA 71309, (318) 449-4348, spoke in support of Senate Bill No. 402.

Representative Hazel offered a motion to report Senate Bill No. 402 favorably, to which Representative Duplessis objected. The secretary called the roll, and Senate Bill No. 402 was reported favorably by a vote of 9 yeas and 7 nays. Representatives Mack, Bacala, Crews, Dwight, Hazel, Hodges, Howard, Pylant, and Stefanski voted yea. Representatives Carpenter, Duplessis, Gaines, James, Marcelle, Marino, and Norton voted nay.

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

Senate Bill No. 471 by Senator Riser

Senator Riser presented Senate Bill No. 471, which provides relative to the functions of jury commissions in certain parishes.

Representative Mack offered a motion to report Senate Bill No. 471 favorably. Without objection, Senate Bill No. 471 was reported favorably by a vote of 15 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Dwight, Gaines, Hazel, Hodges, Howard, James, Marino, Norton, Pylant, and Stefanski voted yea.

Representative Pylant in the chair.

Senate Bill No. 558 by Senator Barrow

Senator Barrow presented Senate Bill No. 558, which provides relative to incarcerated women.

Representative Julie Emerson spoke in support of Senate Bill No. 558.

Annie Freitas, Operation Restoration, 1639 Lake Avenue, Metairie, LA 70003, (504) 723-1850, spoke in support of Senate Bill No. 558.

On behalf of Senator Barrow, Representative Hazel offered amendments to:

- (1) Remove "employee of a correctional facility or any other person having actual custody of an incarcerated person" from the definition of "custodian".
- (2) Amend the definition of "correctional facility" to mean any jail, prison, penitentiary, juvenile institution, temporary holding center, or detention facility.
- (3) Change the term "correctional officer" to "correctional facility employee" throughout proposed law.
- (4) Remove "body lotion" from the list of items included as healthcare products.
- (5) Provide that proposed law shall be known as the "Dignity for Incarcerated Women Act".
- (6) Make technical amendments.

Representative Hazel offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 15 yeas and 0 nays. Representatives Bacala, Carpenter, Crews, Duplessis, Dwight, Gaines, Hazel, Hodges, Howard, James, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

Karla Garner, Project Restoration, 109 Valley Hill Drive, West Monroe, LA 71291, (337) 303-4853, spoke in support of Senate Bill No. 558.

Representative Hazel offered a motion to report Senate Bill No. 558 with amendments. Without objection, Senate Bill No. 558 was reported with amendments by a vote of 13 yeas and 0 nays. Representatives Bacala, Carpenter, Duplessis, Dwight, Gaines, Hazel, Hodges, Howard, James, Marino, Norton, Pylant, and Stefanski voted yea.

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

Senate Bill No. 317 by Senator Claitor

Senator Claitor presented Senate Bill No. 317, which provides procedure for expulsion of members of the Louisiana Public Defender Board for unexcused absences at board meetings.

On behalf of Senator Claitor, Representative Marino offered an amendment to remove proposed law provision that increases the number of members on the commission from 11 to 13. Representative Marino offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 12 yeas and 0 nays. Representatives Bacala, Carpenter, Duplessis, Dwight, Hazel, Hodges, Howard, Marcelle, Marino, Norton, Pylant, and Stefanski voted yea.

Representative Stefanski offered a motion to report Senate Bill No. 317 with amendments. Without objection, Senate Bill No. 317 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Bacala, Carpenter, Duplessis, Dwight, Hazel, Hodges, Howard, Marcelle, Marino, Norton, Pylant, and Stefanski voted yea.

Senate Bill No. 384 by Senator Claitor

Senator Claitor presented Senate Bill No. 384, which prohibits the commercial use of "mug shots" and other arrest records under certain circumstances.

Larry Murray, Internet Coalition, P. O. Box 44153, Baton Rouge, LA 70804, (225) 381-0127, spoke for information only on Senate Bill No. 384.

Steve Duke, Motion Picture Association of America, P.O. Box 80029, Baton Rouge, LA 70898, (225) 324-6960, spoke in support of Senate Bill No. 384.

Representative Dwight offered an amendment to provide that the prohibition on the publication of certain criminal record information or juvenile record information does not apply to movies, films, or audiovisual works. Representative Dwight offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 10 yeas and 0 nays. Representatives Bacala, Carpenter, Crews, Duplessis, Dwight, Hodges, Howard, Marcelle, Pylant, and Stefanski voted yea.

Representative Mack in the chair.

Representative Mack offered to amend the definition of "publish" in the case of records of juveniles to specify that it includes communication or information made available to another person by any means, including to a publicly available website that charges a fee for the removal of the information. Representative Mack offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 13 yeas and 0 nays. Representatives Mack,

Bacala, Carpenter, Crews, Duplessis, Dwight, Hazel, Hodges, Howard, Marcelle, Marino, Pylant, and Stefanski voted yea.

Representative Marcelle offered a motion to report Senate Bill No. 384 with amendments. Without objection, Senate Bill No. 384 was reported with amendments by a vote of 13 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Dwight, Hazel, Hodges, Howard, Marcelle, Marino, Pylant, and Stefanski voted yea.

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.

Senate Bill No. 69 by Senator Claitor

Senator Claitor presented Senate Bill No. 69, which provides for the in forma pauperis filing of expungements.

Debbie Hudnall, Louisiana Clerks of Court Association, 10202 Jefferson Highway, Building A, Baton Rouge, LA 70809, (225) 293-1162, spoke for information only on Senate Bill No. 69.

Representative Marcelle offered a motion to report Senate Bill No. 69 favorably, to which Representative Hazel objected. The secretary called the roll, and Senate Bill No. 69 was reported favorably by a vote of 12 yeas and 2 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Dwight, Hodges, Marcelle, Marino, Muscarello, Pylant, and Stefanski voted yea. Representatives Hazel and Howard voted nay.

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. 602 by Representative Miguez

Representative Miguez presented House Bill No. 602, which provides relative to the carrying of a concealed handgun at a school.

On behalf of Representative Miguez, Representative Bacala offered an amendment to add that the provisions of proposed law do not authorize a student of the school to carry a concealed handgun into any school, school campus, or school bus unless specifically authorized to do so by law. Representative Bacala offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 14 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Dwight, Hazel, Howard, Marcelle, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

Representative Stefanski offered an amendment to add that proposed law does not limit the authority of the school to prohibit or regulate the carrying of firearms by a person in certain venues and facilities of the school, unless the person is otherwise authorized to do so by law. Representative Stefanski offered a motion to adopt the proposed amendment, to which Representative Norton objected. The secretary called the roll, and the amendment was adopted by a vote of 11 yeas and 5 nays. Representatives Mack, Bacala, Crews, Dwight, Hazel, Hodges, Howard, Marino, Muscarello, Pylant, and Stefanski voted yea. Representatives Carpenter, Duplessis, Gaines, Marcelle, and Norton voted nay.

Nathan Gifford, Louisiana State Director-Team SASS, 16087 Goudeau, Tickfaw, LA 70466, (985) 974-7265, spoke in support of House Bill No. 602.

Erin Luper, NRA, 11250 Waples Mill Road, Fairfax, VA 22030, (703) 943-7150, spoke in support of House Bill No. 602.

Cynthia Posey, Louisiana Federation of Teachers, 9623 Brookline Avenue, Baton Rouge, LA 70809, (225) 603-1969, spoke in opposition to House Bill No. 602.

Sharon Soilean, Moms Demand Action, P. O. Box 219, Watson, LA 70786, (225) 664-9171, spoke in opposition to House Bill No. 602.

Tom Tate, Louisiana Association of Educators, 8322 One Calais Avenue, Baton Rouge, LA 70809, (225) 921-5637, spoke in opposition to House Bill No. 602.

Representative Stefanski offered a motion to report House Bill No. 602 with amendments, to which Representative Marcelle objected. The secretary called the roll, and House Bill No. 602 was reported with amendments by a vote of 9 yeas, 8 nays, and 1 abstention. Representatives Bacala, Crews, Dwight, Hazel, Hodges, Howard, Muscarello, Pylant, and Stefanski voted yea. Representatives Bagneris, Carpenter, Duplessis, Gaines, James, Marcelle, Marino, and Norton voted nay. Representative Mack abstained.

Witness cards submitted by individuals who did not speak are as follows: 4 in support, 12 in opposition, and 1 for information only. Witness cards are included in the committee records.

House Bill No. 274 by Representative Jordan

On behalf of Representative Jordan, Representative Mack offered a motion to voluntarily defer action on House Bill No. 274, which provides for the decriminalization of marijuana possession and distribution. Without objection, action on House Bill No. 274 was voluntarily deferred by a vote of 17 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Dwight, Gaines, Hazel, Hodges, Howard, James, Marcelle, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

House Bill No. 277 by Representative Marcelle

Representative Marcelle offered a motion to voluntarily defer action on House Bill No. 277, which prohibits the sale of assault rifles to any person under the age of twenty-one years. Without objection, action on House Bill No. 277 was voluntarily deferred by a vote of 17 yeas and 0 nays. Representatives Mack, Bacala, Carpenter, Crews, Duplessis, Dwight, Gaines, Hazel, Hodges, Howard, James, Marcelle, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

House Bill No. 611 by Representative James

Representative James offered a motion to voluntarily defer action on House Bill No. 611, which establishes a civil penalty for marijuana possession. Without objection, action on House Bill No. 611 was voluntarily deferred by a vote of 16 yeas and 0 nays. Representatives Mack, Bacala, Bagneris, Carpenter, Duplessis, Dwight, Gaines, Hodges, Howard, James, Marcelle, Marino, Muscarello, Norton, Pylant, and Stefanski voted yea.

House Bill No. 525 by Representative Bagneris

This is a continuation of the discussion on House Bill 525 from a meeting held on April 5, 2018. Please check for the prior action to complete the record of discussion and motions on House Bill No. 525.

Representative Bagneris presented House Bill No. 525, which provides relative to the crime of operating a vehicle while intoxicated.

Representative Bagneris offered amendments to:

- (1) Restore present law relative to a first offense penalty for a DWI.
- (2) Require rather than authorize the court to order that the offender does not operate a motor vehicle during the period of probation, or shorter time set by the court, unless the vehicle is equipped with a functioning ignition interlock device in compliance with present law.
- (3) Remove proposed law relative to any plea agreement reached by the parties for a DWI offense.
- (4) Add changes to present law which have the effect of eliminating the 30-day waiting period for persons who submit to a test and show a BAC of .08 or above and the 90-day waiting period for those persons who refuse the chemical test for intoxication.

- (5) Add that any licensee who fails a chemical test with a BAC of .08 or above or .02 or above if the licensee was under 21 or a person who refuses a chemical test is required to have an ignition interlock device as a condition of their restricted driver's license.
- (6) Increase the time period from 5 years to 10 years within which second and subsequent violations occur for the 365 days of suspension of driving privileges.

Representative Bagneris offered a motion to adopt the proposed amendments, to which Representative Marino objected. The secretary called the roll, and the amendments were adopted by a vote of 7 yeas and 5 nays. Representatives Bacala, Bagneris, Carpenter, Duplessis, Howard, James, and Norton voted yea. Representatives Dwight, Marino, Muscarello, Pylant, and Stefanski voted nay.

Lieutenant Michael Edgar, Louisiana State Police, 7901 Independence Boulevard, Baton Rouge, LA 70806, (225) 925-4573, spoke for information only on House Bill No. 525.

Representative Pylant in the chair.

Representative Bacala offered a motion to report House Bill No. 525 with amendments, to which Representative Muscarello objected. The secretary called the roll, and House Bill No. 525 was reported with amendments by a vote of 6 yeas and 5 nays. Representatives Bacala, Bagneris, Carpenter, Duplessis, Howard, and Norton voted yea. Representatives Dwight, Marino, Muscarello, Pylant, and Stefanski voted nay.

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

House Bill No. 486 by Representative Shadoin

Representative Shadoin presented House Bill No. 486, which provides relative to juvenile court jurisdiction.

On behalf of Representative Shadoin, Representative Pylant offered an amendment to change the date for the implementation of proposed law from 2020 to 2019. Representative Pylant offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 10 yeas and 0 nays. Representatives Bacala, Carpenter, Duplessis, Dwight, Howard, James, Marcelle, Marino, Muscarello, and Pylant voted yea.

Representative Mack in the chair.

Rachel Gassert, The Louisiana Center for Children's Rights, 1100-B Milton Street, New Orleans, LA 70122, (504) 658-6853, spoke in opposition to House Bill No. 486.

Beth Touchet-Morgan, Office of Juvenile Justice, 7919 Independence Boulevard, Baton Rouge, LA 70806, (225) 287-7900, spoke for information only on House Bill No. 486.

Representative Mack offered a motion to report House Bill No. 486 with amendments, to which Representative James objected. The secretary called the roll, and House Bill No. 486 was reported with amendments by a vote of 7 yeas and 5 nays. Representatives Mack, Bacala, Dwight, Hodges, Howard, Pylant, and Stefanski voted yea. Representatives Bagneris, Duplessis, James, Marino, and Muscarello voted nay.

Witness cards submitted by individuals who did not speak are as follows: 5 in support, 8 in opposition, and 1 for information only. Witness cards are included in the committee records.

House Bill No. 630 by Representative Hunter

On behalf of Representative Hunter, Representative Mack offered a motion to voluntarily defer action on House Bill No. 630, which provides relative to the use of debt bondage to coerce a person to provide services or labor. Without objection, action on House Bill No. 630 was voluntarily deferred by a vote of 12 yeas and 0 nays. Representatives Mack, Bacala, Bagneris, Duplessis, Dwight, Hodges, Howard, James, Marino, Muscarello, Pylant, and Stefanski voted yea.

House Bill No. 631 by Representative Hunter

Representative Hunter presented House Bill No. 631, which provides that a recommendation for clemency by the Board of Pardons does not expire upon the expiration of a governor's term in office.

Representative Bacala offered a motion to report House Bill No. 631 favorably. Without objection, House Bill No. 631 was reported favorably by a vote of 12 yeas and 0 nays. Representatives Mack, Bacala, Bagneris, Duplessis, Dwight, Hodges, Howard, James, Marino, Muscarello, Pylant, and Stefanski voted yea.

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

VI. ANNOUNCEMENTS

There were no announcements.

VII. ADJOURNMENT

The meeting was adjourned at 1:43 p.m.

Respectfully submitted,

Chairman Sherman Q. Mack
House Committee on Administration of Criminal Justice

Date adopted: