

House Committee on Civil Law and Procedure

Minutes of Meeting
2018 Regular Session
May 7, 2018

I. CALL TO ORDER

Representative Raymond E. Garofalo, Jr., chairman of the House Committee on Civil Law and Procedure, called the meeting to order at 10:18 a.m. in Room 4, in the state capitol in Baton Rouge, Louisiana.

II. ROLL CALL

MEMBERS PRESENT:

Representative Raymond E. Garofalo, Jr., chairman
Representative Raymond J. Crews
Representative Julie Emerson
Representative Sam L. Jenkins, Jr.
Representative Tanner D. Magee
Representative Gregory A. Miller

MEMBERS ABSENT:

Representative Robby Carter
Representative Gregory Cromer
Representative Randal L. Gaines, vice chairman
Representative Alan Seabaugh

STAFF MEMBERS PRESENT:

Robert A. Singletary, attorney
Annie Smith, attorney
Stephanie Weinman, secretary

ADDITIONAL ATTENDEES PRESENT:

Mytris Jarrell, sergeant at arms
Jordan Zeringue, clerk
Madeleine Murphy, clerk

III. DISCUSSION OF LEGISLATION

Senate Bill No. 405 by Senator Price

Senator Price presented Senate Bill No. 405, which provides for the acquisition of blighted property in certain municipalities.

Representative Garofalo offered an amendment to change the applicable interest rate from the Wall Street Journal prime rate to the judicial interest rate. Representative Garofalo offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, Emerson, Jenkins, Magee, and Gregory Miller voted yea.

Representative Jenkins offered a motion to report Senate Bill No. 405 with amendments. Without objection, Senate Bill No. 405 was reported with amendments by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, Emerson, Jenkins, Magee, and Gregory Miller voted yea.

Senate Bill No. 163 by Senator Perry

Senator Perry presented Senate Bill No. 163, a constitutional amendment which extends special assessment for ad valorem tax purposes on homesteads to apply to persons with usufruct when naked ownership is in trust.

Representative Garofalo offered amendments to: (1) amend the ballot language and (2) make a technical amendment. Representative Garofalo offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, Emerson, Jenkins, Magee, and Gregory Miller voted yea.

Representative Garofalo offered a motion to adopt the House Rule 6.8(A) Report to Senate Bill No. 163, which stated that the measure could not be accomplished statutorily and would, therefore, require a constitutional amendment. Without objection, the House Rule 6.8(A) Report to Senate Bill No. 163 was adopted by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, Emerson, Jenkins, Magee, and Gregory Miller voted yea.

Representative Gregory Miller offered a motion to report Senate Bill No. 163 with amendments. Without objection, Senate Bill No. 163 was reported with amendments by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, Emerson, Jenkins, Magee, and Gregory Miller voted yea.

Senate Bill No. 502 by Senator Perry

Senator Perry presented Senate Bill No. 502, which provides relative to prescription for tuition fees.

Representative Magee offered a motion to report Senate Bill No. 502 favorably. Without objection, Senate Bill No. 502 was reported favorably by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, Emerson, Jenkins, Magee, and Gregory Miller 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. 31 by Senator Appel

Senator Appel presented Senate Bill No. 31, a constitutional amendment to provide for disqualification from holding an elective office.

Representative Gregory Miller offered an amendment to the ballot language. Representative Gregory Miller offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, Emerson, Jenkins, Magee, and Gregory Miller voted yea.

Representative Garofalo offered a motion to adopt the House Rule 6.8(A) Report to Senate Bill No. 31, which stated that the measure could not be accomplished statutorily and would, therefore, require a constitutional amendment. Without objection, the House Rule 6.8(A) Report to Senate Bill No. 31 was adopted by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, Emerson, Jenkins, Magee, and Gregory Miller voted yea.

Representative Gregory Miller offered a motion to report Senate Bill No. 31 with amendments. Without objection, Senate Bill No. 31 was reported with amendments by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, Emerson, Jenkins, Magee, and Gregory Miller voted yea.

House Concurrent Resolution No. 86 by Representative Garofalo

Representative Garofalo presented House Concurrent Resolution No. 86, which authorizes and directs the Louisiana State Law Institute to study and make recommendations for legislation to implement notaries public with limited authority.

Representative Crews offered a motion to report House Concurrent Resolution No. 86 favorably. Without objection, House Concurrent Resolution No. 86 was reported favorably by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, Emerson, Jenkins, Magee, and Gregory Miller voted yea.

IV. OTHER BUSINESS

There was no other business.

V. ANNOUNCEMENTS

There were no announcements.

VI. ADJOURNMENT

The meeting was adjourned at 10:52 a.m.

Respectfully submitted,

Chairman Raymond E. Garofalo, Jr.
House Committee on Civil Law and Procedure

Date adopted: