

House Committee on Commerce

Minutes of Meeting
2018 Regular Session
April 16, 2018

I. CALL TO ORDER

Representative Thomas G. Carmody, Jr., chairman of the House Committee on Commerce, called the meeting to order at 10:02 a.m. in Room 1, in the state capitol in Baton Rouge, Louisiana.

II. ROLL CALL

MEMBERS PRESENT:

Representative Thomas G. Carmody, Jr., chairman
Representative John F. "Andy" Anders
Representative Chad Brown
Representative Patrick Connick
Representative Jean-Paul P. Coussan
Representative Cedric B. Glover
Representative Stephanie Hilferty
Representative Paul Hollis, vice chairman
Representative Patrick O. Jefferson
Representative Edmond Jordan
Representative Rodney Lyons
Representative J. Kevin Pearson
Representative Stephen E. Pugh
Representative H. Eugene Reynolds
Representative Robert E. Shadoin
Representative Polly Thomas

MEMBERS ABSENT:

Representative Kenny R. Cox
Representative Christopher J. Leopold

STAFF MEMBERS PRESENT:

Rashida Keith, attorney
Halie Guidry, legislative analyst
Sandy Painting, secretary

ADDITIONAL ATTENDEES PRESENT:

Beverly Vincent, sergeant at arms

Myrtis Jarrell, sergeant at arms

III. DISCUSSION OF LEGISLATION**House Bill No. 843 by Representative Bagneris**

Representative Carmody offered a motion to voluntarily defer action on House Bill No. 843 , which increases limitations on fees relative to the Louisiana State Board of Embalmers and Funeral Directors. Without objection, action on House Bill No. 843 was voluntarily deferred by a vote of 10 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Hilferty, Hollis, Jefferson, Jordan, Pugh, and Thomas voted yea.

Senate Bill No. 412 by Senator White

Representative Carmody offered a motion to voluntarily defer action on Senate Bill No. 412 , which adds "employee" to those individuals authorized to keep a register of motor vehicle sales in salvage pools. Without objection, action on Senate Bill No. 412 was voluntarily deferred by a vote of 10 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Hilferty, Hollis, Jefferson, Jordan, Pugh, and Thomas voted yea.

Senate Bill No. 422 by Senator White

Representative Carmody offered a motion to voluntarily defer action on Senate Bill No. 422 , which provides for the distribution of certain contractor fees to accredited public universities and community colleges school of construction management or construction technology. Without objection, action on Senate Bill No. 422 was voluntarily deferred by a vote of 10 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Hilferty, Hollis, Jefferson, Jordan, Pugh, and Thomas 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. 674 by Representative Norton

Representative Norton presented House Bill No. 674, which provides relative to the documents that an owner who sells a vehicle for scrap must present to the purchaser.

Representative Glover offered amendments to House Bill No. 674, which would add definition of a motor vehicle and require a secondary metal processor or dismantler to electronically submit a

form to the Office of Motor Vehicles 10 days prior to dismantling vehicle or auto hulk. Without objection, the amendments were adopted by a vote of 16 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Glover, Hilferty, Hollis, Jefferson, Jordan, Lyons, Pearson, Pugh, Reynolds, Shadoin, and Thomas voted yea.

Mr. Carroll James Smith, 2702 Amelia, Shreveport, LA 71108, (318) 218-9680, spoke in support of House Bill No. 674.

Ms. Stacie Hoyt, Office of Motor Vehicles, P.O. Box 64886, Baton Rouge, LA 70896, (225) 925-4656, spoke for information only on House Bill No. 674.

Mr. Stephen Quidd, Office of Motor Vehicles, P.O. Box 66614, Baton Rouge, LA 70896, (225) 925-6103, spoke for information only on House Bill No. 674.

Mr. Lenny Kopowski, Louisiana Recyclers Association, (no address provided), (504) 606-8635, spoke in opposition to House Bill No. 674.

Mr. Kevin Cunningham, Southern Recycling, 543 Spanish Town Rd., Baton Rouge, LA 70802, (225) 381-0166, spoke in opposition to House Bill No. 674.

Mr. Steve Duke, Louisiana Recyclers Association, P.O. Box 80029, Baton Rouge, LA 70898, (225) 324-6960, spoke in opposition to House Bill No. 674.

Representative Pugh offered a motion to voluntarily defer action on House Bill No. 674. Without objection, action on House Bill No. 674 was voluntarily deferred by a vote of 15 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Glover, Hilferty, Hollis, Jefferson, Lyons, Pearson, Pugh, Reynolds, Shadoin, and Thomas voted yea.

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

Senate Bill No. 64 by Senator Martiny

On behalf of Senator Martiny, Mr. Colby Cook, Louisiana Public Service Commission, Galvez Bldg., Baton Rouge, LA 70802, (225) 342-4427, presented Senate Bill No. 64, which re-creates the Department of Public Service.

Mr. Brandon Frey, Louisiana Public Service Commission, P.O. Box 91154, Baton Rouge, LA 70821, (225) 342-5163, spoke for information only on Senate Bill No. 64.

Representative Carmody offered a motion to report Senate Bill No. 64 favorably. Without objection, Senate Bill No. 64 was reported favorably by a vote of 12 yeas and 0 nays. Representatives

Carmody, Chad Brown, Connick, Coussan, Glover, Hilferty, Hollis, Jefferson, Lyons, Pugh, Reynolds, and Thomas voted yea.

Senate Bill No. 416 by Senator White

On behalf of Senator White, Mr. Len Riviere, Office of Financial Institutions, 8660 United Plaza Blvd., 2nd Fl., Baton Rouge, LA, (225) 925-6550, presented Senate Bill No. 416, which provides relative to the registration of investment adviser representatives.

Representative Carmody offered technical amendments to Senate Bill No. 416. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Glover, Hollis, Jordan, Lyons, Pugh, Reynolds, and Thomas voted yea.

Representative Pugh offered a motion to report Senate Bill No. 416 with amendments. Without objection, Senate Bill No. 416 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Glover, Hollis, Jordan, Lyons, Pugh, Reynolds, and Thomas voted yea.

There were no other witness cards submitted. Witness cards are included in the committee records.

Senate Bill No. 482 by Senator Riser

On behalf of Senator Riser, Mr. Nick Gautreaux, Heat Pump Association, 209 East St. Victor, Abbeville, LA 70510, (337) 319-0085, presented Senate Bill No. 482, which provides relative to licensed mechanical contractors.

Representative Anders offered amendments to Senate Bill No. 482, which would remove all provisions of proposed law relative to mechanical contractors or persons classified under the heating, air conditioning, ventilation, duct work, and refrigeration subclassification of mechanical contractors with respect to their noninclusion within certain definitions and regulations of the State Plumbing Board; provide exclusions to the definition of gas fitting; add that certain persons or entities are not to be construed gas fitters or master gas fitters under the purview of the State Plumbing Board due solely to their performance; and change effective date. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Glover, Hollis, Jordan, Lyons, Pugh, Reynolds, and Thomas voted yea.

Representative Coussan offered a motion to report Senate Bill No. 482 with amendments. Without objection, Senate Bill No. 482 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Glover, Hollis, Jordan, Lyons, Pugh, Reynolds, and Thomas voted yea.

Witness cards submitted by individuals who did not speak are as follows: 16 in support and 1 for information only. Witness cards are included in the committee records.

House Bill No. 825 by Representative Thomas

Representative Thomas presented House Bill No. 825, which creates the Right to Earn a Living Act.

Representative Carmody offered technical amendments to House Bill No. 825. Without objection, the amendments were adopted by a vote of 15 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Glover, Hilferty, Hollis, Jefferson, Jordan, Lyons, Pugh, Reynolds, Shadoin, and Thomas voted yea.

Representative Pugh offered amendments to House Bill No. 825, which would provide for exceptions, to which Representative Thomas objected. A roll call vote was taken, and the amendments were adopted by a vote of 12 yeas and 3 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Hilferty, Hollis, Jefferson, Lyons, Pugh, Reynolds, and Shadoin voted yea. Representatives Glover, Jordan, and Thomas voted nay.

Mr. Daniel Erspamer, Pelican Institute for Public Policy, 400 Poydras St., Ste. 900, New Orleans, LA 70130, (504) 439-8641, spoke in support of House Bill No. 825.

Ms. Arianna Wilkerson, The Heartland Institute, 3939 N. Wilke Rd., Arlington Heights, IL 60004, (847) 483-4339, spoke in support of House Bill No. 825.

Mr. Jon Riches, Goldwater Institute, 520 E. Loreda Rd., Phoenix, AZ 85804, (600) 462-5000, spoke in support of House Bill No. 825.

Ms. Karen White, Louisiana Municipal Association, 700 N. 10th St., Baton Rouge, LA 70802, (225) 344-5001, spoke for information only on House Bill No. 825.

Representative Hilferty offered a motion to report House Bill No. 825 with amendments, to which Representative Shadoin objected. A roll call vote was taken, and the motion failed to pass by a vote of 4 yeas and 11 nays. Representatives Connick, Coussan, Hilferty, and Thomas voted yea. Representatives Carmody, Anders, Chad Brown, Glover, Hollis, Jefferson, Jordan, Lyons, Pugh, Reynolds, and Shadoin voted nay.

Representative Pugh offered a motion to involuntarily defer action on House Bill No. 825. Without objection, action on House Bill No. 825 was involuntarily deferred by a vote of 15 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Glover, Hilferty, Hollis, Jefferson, Jordan, Lyons, Pugh, Reynolds, Shadoin, and Thomas voted yea.

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

House Bill No. 845 by Representative Lance Harris

Representative Carmody offered a motion to voluntarily defer action on House Bill No. 845 , which provides relative to enforcement of unfair sales of motor fuel. Without objection, action on House Bill No. 845 was voluntarily deferred by a vote of 15 yeas and 0 nays. Representatives Carmody, Anders, Chad Brown, Connick, Coussan, Glover, Hilferty, Hollis, Jefferson, Jordan, Lyons, Pugh, Reynolds, Shadoin, and Thomas voted yea.

Witness cards submitted by individuals who did not speak are as follows: 4 in support and 3 in opposition. Witness cards are included in the committee records.

IV. OTHER BUSINESS

There was no other business.

V. ANNOUNCEMENTS

There were no other announcements.

VI. ADJOURNMENT

The meeting was adjourned at 12:21 p.m.

Respectfully submitted,

Chairman Thomas G. Carmody, Jr.
House Committee on Commerce