

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

Minutes of Meeting  
2018 Regular Session  
March 27, 2018

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

Representative Terry C. Landry, Sr., chairman of the House Committee on Transportation, Highways and Public Works, called the meeting to order at 9:03 a.m. in Room 3, in the state capitol in Baton Rouge, Louisiana.

### **II. ROLL CALL**

#### **MEMBERS PRESENT:**

Representative Terry C. Landry, Sr., vice chairman  
Representative Ken Brass  
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 Frank A. Howard  
Representative H. Bernard LeBas  
Representative Barbara M. Norton  
Representative Vincent J. Pierre  
Representative J. Rogers Pope  
Representative John M. Stefanski  
Representative Malinda B. White  
Representative Mark Wright

#### **MEMBERS ABSENT:**

Representative Dorothy Sue Hill  
Representative C. Denise Marcelle

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

Ashleigh Clare-Kearney, attorney  
Glenn Fleming, attorney

Angelique R. Mozee, secretary

**ADDITIONAL ATTENDEES PRESENT:**

Vivian Hurst, sergeant at arms  
Myrtis Jarrell, sergeant at arms  
Nyla Rivarde, clerk

**III. DISCUSSION OF LEGISLATION**

**House Bill No. 573 by Representative Zeringue**

Representative Zeringue presented House Bill No. 573, which allows political subdivisions to perform integrated coastal projects through outcome-based contracting.

Representative Pope offered amendments to:

- (1) Lower the estimated maximum threshold to prohibit outcome-based performance contracts for any integrated coastal protection projects from \$250 million dollars to \$25 million dollars; and
- (2) Decrease the contract term threshold to prohibit outcome-based performance contracts for any integrated coastal protection projects from a contract term of 25 years to a contract term of 7 years.

Representative Pope offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 14 yeas and 0 nays. Representatives Terry Landry, Brass, Carpenter, Gisclair, Guinn, Hall, Howard, LeBas, Norton, Pierre, Pope, Stefanski, White, and Wright voted yea.

Representative Gisclair offered a motion to report House Bill No. 573 with amendments. Without objection, House Bill No. 573 was reported with amendments by a vote of 15 yeas and 0 nays. Representatives Terry Landry, Brass, Terry Brown, Carpenter, Gisclair, Guinn, Hall, Howard, LeBas, Norton, Pierre, Pope, Stefanski, White, and Wright voted yea.

Mr. John Walters, Associated Builders and Contractors, 19251 Highland Rd., Baton Rouge, LA 70809, (no telephone number provided), spoke in opposition to House Bill No. 573.

Mr. Derrell D. Cohoon, Capitol Partners for Associated Builders and Contractors, 714 N. 5<sup>th</sup> St., Baton Rouge, LA 70802, (225) 921-6233, spoke in opposition to House Bill No. 573.

Mr. Cory Kief, North Lafourche Levee, 3862 Hwy.1, Raceland, LA 70394, (985) 696-3252, spoke in support of House Bill No. 573.

Mr. Dwayne Bourgeois, North Lafourche Levee District, 3862 Hwy.1, Raceland, LA 70394, (985) 228-0052, spoke in support of House Bill No. 573.

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

**House Bill No. 648 by Representative Leger**

Representative Leger presented House Bill No. 648, which provides relative to procurement of port-related container cranes and replacement parts.

Representative Terry Landry offered amendments to:

- (1) Make technical changes;
- (2) Change the term "container" to "specialized" throughout the bill;
- (3) Define "specialized crane" as a container crane, bulk unloader, spiral conveyor, or other cargo handling equipment used primarily in the operation of a port facility; and
- (4) Make the bill effective upon signature of the governor.

Representative Terry Landry offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 15 yeas and 0 nays. Representatives Terry Landry, Brass, Terry Brown, Carpenter, Gisclair, Guinn, Hall, Howard, LeBas, Norton, Pierre, Pope, Stefanski, White, and Wright voted yea.

Representative Guinn offered a motion to report House Bill No. 648 with amendments. Without objection, House Bill No. 648 was reported with amendments by a vote of 15 yeas and 0 nays. Representatives Terry Landry, Brass, Terry Brown, Franklin, Gisclair, Guinn, Hall, Howard, LeBas, Norton, Pierre, Pope, Stefanski, White, and Wright voted yea.

Witness cards submitted by individuals who did not speak are as follows: 7 in support. Witness cards are included in the committee records.

**House bill No. 646 by Representative Terry Landry**

Representative Terry Landry announced that action on House Bill No. 646, which provides relative to certificates of destruction issued for water damaged motor vehicles, was voluntarily deferred.

**House Bill No. 659 by Representative Havard**

Representative Havard presented House Bill No. 659, which provides relative to rules and regulations governing towing companies.

Representative Terry Landry offered amendments to:

- (1) Make technical changes;
- (2) Delete the provision that modify normal business hours for all towing companies and maintain present law;
- (3) Delete the provision that provides for the promulgation of rules;
- (4) Clarify that if a for billing invoice has been signed by the property owner or his representative prior to the towing of the motor vehicles, the vehicle shall not be required to be tagged for removal; and
- (5) Clarify the application of proposed law that it shall apply to those tow truck companies engage in the nonconsensual tow of a motor vehicles according to present law.

Representative Terry Landry offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 13 yeas and 0 nays. Representatives Terry Landry, Brass, Terry Brown, Franklin, Gisclair, Guinn, Hall, Howard, Pierre, Pope, Stefanski, White, and Wright voted yea.

Representative Stefanski offered a motion to voluntarily defer action on House Bill No. 659. Without objection, action on House Bill No. 659 was voluntarily deferred by a vote of 12 yeas and 0 nays. Representatives Terry Landry, Brass, Terry Brown, Franklin, Gisclair, Guinn, Hall, Howard, Norton, Pope, Stefanski, and Wright voted yea.

Captain Greg Graphia, Louisiana State Police, 7919 Independence Blvd., Baton Rouge, LA 70806, (225) 925-4236, spoke for information only on House Bill No. 659.

Mr. Larry Bankston, Rudy Smith Services, 8708 Jefferson Hwy., Baton Rouge, LA 70806, (225) 766-3800, spoke for information only on House Bill No. 659.

Lieutenant Roland Mathews, State Police Towing and Recovery, 7919 Independence Blvd., Baton Rouge, LA 70806, (no telephone number provided), spoke for information only on House Bill No. 659.

Witness cards submitted by individuals who did not speak are as follows: 31 in opposition. Witness cards are included in the committee records.

**IV. OTHER BUSINESS**

There was no other business.

**V. ANNOUNCEMENTS**

Representative Terry Landry announced that the next meeting will start at 1:00 p.m.

**VI. ADJOURNMENT**

Representative Stefanski offered a motion to adjourn. Without objection, the motion passed by a vote of 12 yeas and 0 nays. Representatives Terry Landry, Brass, Terry Brown, Franklin, Gisclair, Guinn, Hall, Howard, Norton, Pope, Stefanski, and Wright voted yea.

The meeting was adjourned at 10:22 a.m.

Respectfully submitted,

Chairman Terry C. Landry, Sr.  
House Committee on Transportation, Highways and Public Works

Date approved: \_\_\_\_\_