

House Committee on Administration of Criminal Justice

Minutes of Meeting
2019 Regular Session
April 24, 2019

I. CALL TO ORDER

Representative Sherman Q. Mack, chairman of the House Committee on Administration of Criminal Justice, called the meeting to order at 9:02 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 Royce Duplessis
Representative Stephen C. Dwight
Representative Randal L. Gaines
Representative Valarie Hodges
Representative Frank A. Howard
Representative Edward C. "Ted" James, II
Representative C. Denise Marcelle
Representative Joseph A. Marino, III
Representative Stuart Alan Moss
Representative Nicholas Muscarello, Jr.
Representative Barbara M. Norton
Representative Steve E. Pylant, vice chairman

MEMBERS ABSENT:

None

STAFF MEMBERS PRESENT:

Kelly C. Fogleman, attorney
Katie LeLeux, attorney
Natalie Schexnaydre, secretary

ADDITIONAL ATTENDEES PRESENT:

Janet Anthony, sergeant at arms
Madison Ramsey, clerk
Danny Leming, sergeant at arms
Sadie Becnel, attorney

III. DISCUSSION OF LEGISLATION**House Bill No. 544 by Representative Barras**

Representative Barras presented House Bill No. 544, which provides with respect to the land-based casino operating contract.

Representative Leger spoke in support of House Bill No. 544.

David J. Satz, Harrah's New Orleans/Caesars, 8 Andover Drive, North Caldwell, NJ, 07006, (973) 645-4813, spoke in support of House Bill No. 544, and provided a handout, Exhibit A, which is included in the committee records.

Representative Barras provided a handout, Exhibit B, which is included in the committee records.

On behalf of the author, Representative Mack offered an amendment to, with respect to room taxes on discounted and complimentary rooms, remove the limitation that the casino operator pay only the portion of room taxes dedicated to local tourism funds. Representative Mack offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 12 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Dwight, Hodges, Howard, Marcelle, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Representative Marcelle offered a motion to report House Bill No. 544 with amendments. Without objection, House Bill No. 544 was reported with amendments by a vote of 13 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Dwight, Hodges, Howard, James, Marcelle, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Witness cards submitted by individuals who did not speak are as follows: 9 in support. Witness cards are included in the committee records.

House Bill No. 551 by Representative Jackson

Representative Jackson presented House Bill No. 551, which provides relative to the amount the Department of Public Safety and Corrections pays for the housing of state inmates in a parish jail or institution.

Michael Ranatza, Executive Director, Louisiana Sheriffs' Association, 1175 Nicholson Drive, Baton Rouge, LA, 70802, (225) 343-8402, spoke in support of House Bill No. 551.

Sheriff Craig Webre, President, Louisiana Sheriffs' Association, 208 Canal Boulevard, Thibodaux, LA, 70301, (985) 438-9481, spoke in support of House Bill No. 551.

Will Harrell, Voice of the Experienced, New Orleans, LA, (504) 571-9599, spoke in opposition to House Bill No. 551.

Thomas Bickham, 504 Mayflower, Baton Rouge, LA, 70802, no number provided, spoke for information only on House Bill No. 551.

Representative Norton offered a motion to report House Bill No. 551 favorably. Without objection, House Bill No. 551 was reported favorably by a vote of 12 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Dwight, Hodges, Howard, Marcelle, Marino, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Witness cards submitted by individuals who did not speak are as follows: 2 in support and 3 in opposition. Witness cards are included in the committee records.

House Bill No. 548 by Representative Cox

Representative Cox presented House Bill No. 548, which requires the Bureau of Criminal Identification and Information to release certain criminal history record information to the Department of Children and Family Services.

Candice S. LeBlanc, DCFS, 627 North 4th Street, Baton Rouge, LA, 70802, spoke for information only on House Bill No. 548.

Representative Mack offered amendments to:

- (1) Provide for the request of criminal history record information of certain persons who own, operate, or manage a therapeutic group home or who are employees, contractors, volunteers, or interns of a therapeutic group home.

- (2) Provide relative to the procedures and costs to obtain the criminal background check.
- (3) Provide relative to the confidentiality and use of the criminal history.

Representative Mack offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 8 yeas, 0 nays, and 1 abstention. Representatives Carpenter, Dwight, Howard, Marcelle, Marino, Moss, Muscarello, and Norton voted yea. Representative Mack abstained.

Representative Mack offered amendments to provide relative to the request of criminal history records checks of certain individuals employed or contracted by a Child Care Institution and to provide an effective date of October 1, 2019. Representative Mack offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 8 yeas, 0 nays, and 1 abstention. Representatives Carpenter, Dwight, Howard, Marcelle, Marino, Moss, Muscarello, and Norton voted yea. Representative Mack abstained.

Representative Norton offered a motion to report House Bill No. 548 with amendments. Without objection, House Bill No. 548 was reported with amendments by a vote of 8 yeas, 0 nays, and 1 abstention. Representatives Carpenter, Dwight, Howard, Marcelle, Marino, Moss, Muscarello, and Norton voted yea. Representative Mack abstained.

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

House Bill No. 74 by Representative Terry Landry

Representative Terry Landry presented House Bill No. 74, which provides relative to computer-related crimes committed against the state.

Major Sarah W. Anderson, Louisiana Cybersecurity Commission, 6400 St. Claude, New Orleans, LA, 70117, spoke in support of House Bill No. 74.

Devin R. King, Louisiana State Police, 1001 Capitol Access Road, Baton Rouge, LA, 70802, (225) 925-6006, spoke for information only on House Bill No. 74.

Representative Norton offered a motion to report House Bill No. 74 favorably. Without objection, House Bill No. 74 was reported favorably by a vote of 13 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Dwight, Howard, James, Marcelle, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

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

House Bill No. 7 by Representative Dwight

Representative Dwight presented House Bill No. 7, which creates the crime of communication interference.

Major Sarah W. Anderson, Louisiana Cybersecurity Commission, 6400 St. Claude, New Orleans, LA, 70117, spoke in support of House Bill No. 7.

Representative Dwight offered an amendment to add an exception to the crime for certain entities regulated by the federal government or federal agencies and for certain entities regulated by the La. Public Service Commission or the city council of New Orleans. Representative Dwight offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 14 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Dwight, Hodges, Howard, James, Marcelle, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Representative Howard offered a motion to report House Bill No. 7 with amendments. Without objection, House Bill No. 7 was reported with amendments by a vote of 14 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Dwight, Hodges, Howard, James, Marcelle, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Witness cards submitted by individuals who did not speak are as follows: 7 in support and 1 for information only. Witness cards are included in the committee records.

House Bill No. 99 by Representative Falconer

Representative Falconer presented House Bill No. 99, which provides relative to background checks for certain head coaches of youth athletes.

John Krueger, 2420 Marge Street, Alexandria, LA, 71301, (318) 394-0143, spoke in support of House Bill No. 99.

Daniel Covey, 81385 Bright Penny Road, Bush, LA, 70431, spoke in support of House Bill No. 99.

Representative Mack offered an amendment to remove the requirement that a parent or legal guardian request the criminal history record information from the coach. Representative Mack offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 14 yeas, 0 nays, and 1 abstention. Representatives Bagneris, Carpenter, Crews, Duplessis, Dwight, Hodges, Howard, James, Marcelle, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Vanessa Spinazola, Justice and Accountability Center of Louisiana, 4035 Washington Avenue, Suite 203, New Orleans, LA, 70125, (504) 322 4050, spoke in opposition to House Bill No. 99.

Representative Norton offered a motion to report House Bill No. 99 with amendments. Without objection, House Bill No. 99 was reported with amendments by a vote of 10 yeas, 0 nays, and 1 abstention. Representatives Bagneris, Duplessis, Dwight, Hodges, Howard, Marcelle, Marino, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

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

House Bill No. 36 by Representative Stefanski

Representative Stefanski presented House Bill No. 36, which provides relative to temporary restraining orders and protective orders in domestic abuse cases.

Tracy Andrus, Heather's Law, 104 Johnson Street, Marshall, TX, 75670, (903) 422-2762, spoke in support of House Bill No. 36.

On behalf of the author, Representative Mack offered amendments to:

- (1) Change the proposed law provision regarding the required notice given to the petitioner to provide that the granting of a temporary restraining order or protective order does not automatically file criminal charges.
- (2) Provide that proposed law shall be referred to as "Heather's Law".

Representative Mack offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 8 yeas, 0 nays, and 1 abstention. Representatives Bagneris, Dwight, Hodges, Howard, Marino, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Representative Mack offered a motion to report House Bill No. 36 with amendments. Without objection, House Bill No. 36 was reported with amendments by a vote of 8 yeas, 0 nays, and 1 abstention. Representatives Bagneris, Dwight, Hodges, Howard, Marino, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Witness cards submitted by individuals who did not speak are as follows: 10 in support. Witness cards are included in the committee records.

House Bill No. 111 by Representative Stefanski

Representative Stefanski presented House Bill No. 111, which provides relative to the crime of disarming of a peace officer.

Representative Mack offered a motion to report House Bill No. 111 favorably. Without objection, House Bill No. 111 was reported favorably by a vote of 8 yeas, 0 nays, and 1 abstention. Representatives Bagneris, Dwight, Hodges, Howard, Marino, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

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

House Bill No. 25 by Representative McMahan

Representative McMahan presented House Bill No. 25, which provides a universal definition of "serious bodily injury" for purposes of Title 14 of the Louisiana Revised Statutes.

E. Pete Adams, Louisiana District Attorneys Association, 1645 Nicholson Drive, Baton Rouge, LA, 70802, (225) 343-0171, spoke in support of House Bill No. 25.

Representative Mack offered an amendment to provide that the universal definition of "serious bodily injury", as provided in proposed law, applies to the present law crime of battery of a school or recreational athletic contest official. Representative Mack offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 9 yeas, 0 nays, and 1 abstention. Representatives Bagneris, Duplessis, Dwight, Hodges, Howard, James, Marino, Norton, and Pylant voted yea. Representative Mack abstained.

Representative Norton offered a motion to report House Bill No. 25 with amendments. Without objection, House Bill No. 25 was reported with amendments by a vote of 9 yeas, 0 nays, and 1 abstention. Representatives Bagneris, Duplessis, Dwight, Hodges, Howard, James, Marino, Norton, and Pylant voted yea. Representative Mack abstained.

Witness cards submitted by individuals who did not speak are as follows: 9 in support, 1 in opposition, and 1 for information only. Witness cards are included in the committee records.

House Bill No. 255 by Representative Magee

Representative Magee presented House Bill No. 255, which provides relative to the payment of fines, fees, costs, restitution, and other monetary obligations related to an offender's conviction.

On behalf of the author, Representative Dwight offered amendments, in the form of a substitute bill. Representative Dwight offered a motion to adopt the proposed substitute bill. Without objection, the amendments were adopted by a vote of 8 yeas, 0 nays, and 1 abstention. Representatives Carpenter, Duplessis, Dwight, Howard, James, Marino, Norton, and Pylant voted yea. Representative Mack abstained.

Judge Bob Morrison, Louisiana District Judges Association, P.O. Box 788, Amite, LA, 70422, (985) 748-9445, spoke for information only on House Bill No. 255.

Representative Mack offered an amendment to the substitute bill to require the defendant to file a motion to show he is financially unable to pay the fine in felony and misdemeanor cases. Representative Mack offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 8 yeas, 0 nays, and 1 abstention. Representatives Carpenter, Duplessis, Dwight, Howard, James, Marino, Norton, and Pylant voted yea. Representative Mack abstained.

Tyeaisha Worthy, Stand with Dignity, 217 N. Prieur Street, New Orleans, LA, 70112, (504) 635-9416, spoke in opposition to House Bill No. 255.

Chene Marshall, Stand with Dignity, 217 N. Prieur Street, New Orleans, LA, 70112, (504) 812-9463, spoke in opposition to House Bill No. 255.

Alfred Marshall, Stand with Dignity, 217 N. Prieur Street, New Orleans, LA, 70112, (504) 655-6089, spoke in opposition to House Bill No. 255.

Vanessa Spinazola, Justice and Accountability Center of Louisiana, 4035 Washington Avenue, Suite 203, New Orleans, LA, 70125, (504) 322 4050, spoke in opposition to House Bill No. 255.

Mary-Patricia Wray, Louisianans for Prison Alternatives, 430 Europe Street, Baton Rouge, LA, 70802, (225) 395-9961, spoke in opposition to House Bill No. 255.

Peter Robins-Brown, Power Coalition for Equality and Justice, 1016 Arabella Street, New Orleans, LA, 70115, (504) 256-8196, spoke in opposition to House Bill No. 255.

Will Harrell, Voice of the Experienced, New Orleans, LA, (504) 571-9599, spoke in opposition to House Bill No. 255.

Representative Mack offered a motion to report House Bill No. 255 by substitute, to which Representative Norton objected. The secretary called the roll, and House Bill No. 255 was reported by substitute by a vote of 9 yeas and 7 nays. Representatives Mack, Bacala, Crews, Dwight, Hodges, Howard, Marino, Moss, and Muscarello voted yea. Representatives Bagneris, Carpenter, Duplessis, James, Marcelle, Norton, and Pylant voted nay.

Witness cards submitted by individuals who did not speak are as follows: 9 in support, 16 in opposition, and 3 for information only. Witness cards are included in the committee records.

House Bill No. 184 by Representative Henry

Representative Henry presented House Bill No. 184, which provides relative to offenses committed at school or recreation athletic contests.

Representative Mack offered a motion to report House Bill No. 184 favorably. Without objection, House Bill No. 184 was reported favorably by a vote of 11 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Duplessis, Dwight, Hodges, Howard, Marino, Moss, Muscarello, and Pylant voted yea. Representative Mack abstained.

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

House Bill No. 356 by Representative Henry

Representative Henry presented House Bill No. 356, which provides relative to visitation of inmates with serious bodily injuries at certain healthcare facilities.

Mercedes Montagnes, Promise of Justice, 1024 Elysian Fields, New Orleans, LA, 70115, (504) 529-5955, spoke in opposition to House Bill No. 356.

Representative Mack offered a motion to report House Bill No. 356 favorably. Without objection, House Bill No. 356 was reported favorably by a vote of 10 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Duplessis, Hodges, Howard, Marcelle, Marino, Muscarello, and Pylant voted yea. Representative Mack abstained.

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

House Bill No. 131 by Representative Coussan

Representative Coussan presented House Bill No. 131, which provides relative to interviewing crime victims and family members.

Kenneth Hebert, 15th Judicial District Attorney's Office, 800 S. Buchanan, 6th Floor, Lafayette, LA, 70505, (337) 232-5170, spoke in support of House Bill No. 131.

On behalf of the author, Representative Mack offered amendments to:

- (1) Remove the requirement that the proposed law notification given to the victim or victim's family member be in writing.
- (2) Provide that the required notification of the attorney's representation of the defendant and the required advisement of the right of the victim or victim's family member to refuse an interview does not apply when the victim initiates the communication.

Representative Mack offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 9 yeas, 0 nays, and 1 abstention. Representatives Bagneris, Carpenter, Duplessis, Dwight, Hodges, Howard, Marino, Muscarello, and Pylant voted yeas. Representative Mack abstained.

Representative Pylant in the chair.

Claire Howington, 16th Judicial District Attorney's Office, 300 Iberia Street, Suite 200, New Iberia, LA, 70560, (337) 369-4420, spoke in support of House Bill No. 131.

Representative Mack in the chair.

Robert Odinet, 15th Judicial District Attorney's Office, 800 S. Buchanan, 6th Floor, Lafayette, LA, 70505, (337) 232-5170, spoke in support of House Bill No. 131.

Nancy Michel, Jefferson Parish District Attorney's Office, 200 Derbigny Street, Gretna, LA, 70053, (504) 368-1020, spoke in support of House Bill No. 131.

James T. Dixon, Jr., Louisiana Public Defender Board, 301 Main Street, Suite 700, Baton Rouge, LA, 70825, (225) 219-9305, spoke for information only on House Bill No. 131.

Alaina Boothe, Louisiana Association of Criminal Defense Lawyers, 222 St. Louis Street, Suite 707, Baton Rouge, LA, 70802, (504) 914-6865, spoke in opposition to House Bill No. 131.

Chris Branum, 4th Judicial District, Public Defenders Office, 714 St. John Street, Monroe, LA, 71201, (318) 322-6643, spoke in opposition to House Bill No. 131 and provided a handout, Exhibit C, which is included in the committee records.

Ariel Test, Louisiana Center for Children's Rights, 1100 B. Milton Street, New Orleans, LA, 70122, (504) 658-6868, spoke in opposition to House Bill No. 131.

Meghan Garvey, Louisiana Association of Criminal Defense Lawyers, P.O. Box #82531, Baton Rouge, LA, 70810, (504) 343-7175, spoke in opposition to House Bill No. 131.

Lindsay Blouin, Louisiana Association of Criminal Defense Lawyers, 222 St. Louis Street, Baton Rouge, LA, 70820, (504) 975-1329, spoke in opposition to House Bill No. 131.

Representative James offered a motion to involuntarily defer action on House Bill No. 131, to which Representative Bacala objected. The secretary called the roll, and the motion failed to pass by a vote of 7 yeas and 8 nays. Representatives Bagneris, Carpenter, Duplessis, James, Marcelle, Marino, and Norton voted yea. Representatives Mack, Bacala, Crews, Dwight, Hodges, Howard, Muscarello, and Pylant voted nay.

Representative Bacala offered a motion to report House Bill No. 131 with amendments, to which Representative Duplessis objected. The secretary called the roll, and House Bill No. 131 was reported with amendments by a vote of 8 yeas and 7 nays. Representatives Mack, Bacala, Crews, Dwight, Hodges, Howard, Muscarello, and Pylant voted yea. Representatives Bagneris, Carpenter, Duplessis, James, Marcelle, Marino, and Norton voted nay.

Witness cards submitted by individuals who did not speak are as follows: 9 in support and 19 in opposition. Witness cards are included in the committee records.

House Bill No. 11 by Representative Bacala

Representative Bacala presented House Bill No. 11, which provides relative to the taking into custody of a seventeen-year-old who commits a misdemeanor-grade delinquent act.

On behalf of the author, Representative Mack offered amendments to:

- (1) Amend present law and proposed law to provide that the written promise of the child to appear in court and the written promise of a parent to bring the child to court shall be upon notice issued by the court.
- (2) Provide that the authority of a peace officer to release the child upon the issuance of a summons or upon the child's written promise to appear in court applies when the person taken into custody is 17 years of age or older.

Representative Mack offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Gaines, Hodges, Marcelle, Marino, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Representative Marino offered a motion to report House Bill No. 11 with amendments. Without objection, House Bill No. 11 was reported with amendments by a vote of 13 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Dwight, Gaines, Hodges, Howard, Marcelle, Marino, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Witness cards submitted by individuals who did not speak are as follows: 6 in support, 1 in opposition, and 2 for information only. Witness cards are included in the committee records.

House Bill No. 9 by Representative Marino

Representative Marino presented House Bill No. 9, which provides relative to costs of expungement of a record.

Representative Marino offered an amendment to amend the present law definition of "records" to include records of an arrest based on a warrant or attachment for failure to appear in court for the same offense or offenses for which the person seeks an expungement. Representative Marino offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 13 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Dwight, Gaines, Hodges, Howard, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Representative Moss offered a motion to report House Bill No. 9 with amendments. Without objection, House Bill No. 9 was reported with amendments by a vote of 13 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Dwight, Gaines, Hodges, Howard, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Witness cards submitted by individuals who did not speak are as follows: 18 in support and 2 for information only. Witness cards are included in the committee records.

House Bill No. 85 by Representative Billiot

On behalf of Representative Billiot, Representative Marino presented House Bill No. 85, which provides relative to criteria for making awards to crime victims.

Darren Allemand, Jefferson Parish District Attorney's Office, 200 Derbigny Street, Gretna, LA, 70053, (504) 368-1020, spoke in support of House Bill No. 85.

Nancy Michel, Jefferson Parish District Attorney's Office, 200 Derbigny Street, Gretna, LA, 70053, (504) 368-1020, spoke in support of House Bill No. 85.

Representative Mack offered an amendment to remove the proposed law exception to the prohibition on denial or reduction of awards for reparations that applies when the facts on which the claimant's conviction is based are substantially related to the crime or facts giving rise to the claimant's claim for reparations. Representative Mack offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 13 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Dwight, Gaines, Hodges, Howard, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Representative Norton offered a motion to report House Bill No. 85 with amendments. Without objection, House Bill No. 85 was reported with amendments by a vote of 13 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Dwight, Gaines, Hodges, Howard, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Witness cards submitted by individuals who did not speak are as follows: 34 in support and 1 for information only. Witness cards are included in the committee records.

House Bill No. 241 by Representative Mike Johnson

On behalf of Representative Mike Johnson, Representative Marino presented House Bill No. 241, which provides relative to certain crimes and delinquency provisions when the offender is under the age of eighteen.

Representative Mack offered an amendment to remove from proposed law changes to the present law provision regarding the transfer of adjudicated juvenile delinquents. Representative Mack offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 14 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Duplessis, Dwight, Gaines, Hodges, Howard, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Representative Mack offered a motion to report House Bill No. 241 with amendments. Without objection, House Bill No. 241 was reported with amendments by a vote of 14 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Duplessis, Dwight, Gaines, Hodges, Howard, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

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. 397 by Representative Bagneris

Representative Bagneris presented House Bill No. 397, which provides relative to the suspension of a driver's license of a defendant who is financially unable to pay a criminal fine.

Peter Robins-Brown, Power Coalition for Equality and Justice, 1016 Arabella Street, New Orleans, LA, 70115, (504) 256-8196, spoke in support of House Bill No. 397.

E. Pete Adams, Louisiana District Attorneys Association, 1645 Nicholson Drive, Baton Rouge, LA, 70802, (225) 343-0171, spoke in opposition to House Bill No. 397.

Representative Norton offered a motion to report House Bill No. 397 favorably. Without objection, House Bill No. 397 was reported favorably by a vote of 15 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Duplessis, Dwight, Gaines, Hodges, Howard, James, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Witness cards submitted by individuals who did not speak are as follows: 18 in support, 5 in opposition, and 2 for information only. Witness cards are included in the committee records.

House Bill No. 499 by Representative Abramson

On behalf of Representative Abramson, Representative Dwight presented House Bill No. 499, which provides with respect to interference with the custody of a child.

Laura Brown, 1451 Madrid Street, New Orleans, LA, 70122, (504) 232-2290, spoke in support of House Bill No. 499.

Representative Bacala offered a motion to report House Bill No. 499 favorably. Without objection, House Bill No. 499 was reported favorably by a vote of 13 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Duplessis, Dwight, Gaines, Hodges, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

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

House Bill No. 180 by Representative Bagley

Representative Bagley presented House Bill No. 180, which creates the crime of interfering with emergency communication.

Mariah Wineski, Louisiana Coalition Against Domestic Violence, P.O. Box 77308, Baton Rouge, LA, 70879, (225) 752-1296, spoke in support of House Bill No. 180.

Representative Norton offered a motion to report House Bill No. 180 favorably. Without objection, House Bill No. 180 was reported favorably by a vote of 12 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Duplessis, Dwight, Gaines, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

Witness cards submitted by individuals who did not speak are as follows: 4 in support and 2 for information only. Witness cards are included in the committee records.

House Bill No. 71 by Representative Mack

Representative Mack offered a motion to voluntarily defer action on House Bill No. 71, which provides relative to the accreditation bodies for laboratories used in certain post-conviction relief proceedings. Without objection, action on House Bill No. 71 was voluntarily deferred by a vote of 12 yeas, 0 nays, and 1 abstention. Representatives Bacala, Bagneris, Carpenter, Crews, Duplessis, Dwight, Gaines, Marino, Moss, Muscarello, Norton, and Pylant voted yea. Representative Mack abstained.

IV. OTHER BUSINESS

There was no other business.

V. ANNOUNCEMENTS

There were no announcements.

VI. ADJOURNMENT

The meeting was adjourned at 3:00 p.m.

Respectfully submitted,

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

Date adopted: