

House Committee on Civil Law and Procedure

Minutes of Meeting
2019 Regular Session
April 22, 2019

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 9:06 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 Mary DuBuisson
Representative Randal L. Gaines, vice chairman
Representative Sam L. Jenkins, Jr.
Representative Michael T. Johnson
Representative Alan Seabaugh
Representative Walt Leger, III, ex officio

MEMBERS ABSENT:

Representative Robby Carter
Representative Tanner D. Magee

STAFF MEMBERS PRESENT:

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

ADDITIONAL ATTENDEES PRESENT:

Myrtis Jarrell, sergeant at arms
Madeleine Murphy, clerk
Madison Ramsey, clerk

III. DISCUSSION OF LEGISLATION

House Bill No. 417 by Representative Hill

Representative Hill presented House Bill No. 417, which provides relative to payments to a minor from a judgment or settlement.

Candice LeBlanc, Department of Children and Family Services, no address provided, (225) 342-1125, spoke for information only on House Bill No. 417.

Chefia Thibodeaux, Department of Children and Family Services, 627 N. 4th St., Baton Rouge, LA 70802, (225) 342-5461, spoke for information only on House Bill No. 417.

Representative Jenkins offered a motion to report House Bill No. 417 favorably. Without objection, House Bill No. 417 was reported favorably by a vote of 5 yeas and 0 nays. Representatives Garofalo, Crews, DuBuisson, Jenkins, and Mike Johnson voted yea.

House Bill No. 44 by Representative Bagley

Representative Bagley presented House Bill No. 44, which provides for ex officio notaries public with certain limited authority for the DeSoto Parish Police Jury.

Representative Garofalo offered a motion to report House Bill No. 44 favorably. Without objection, House Bill No. 44 was reported favorably by a vote of 5 yeas and 0 nays. Representatives Garofalo, Crews, DuBuisson, Jenkins, and Mike Johnson 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.

House Bill No. 254 by Representative Leger

Representative Leger presented House Bill No. 254, which provides relative to an award of custody to a person other than a parent.

On behalf of Representative Leger, Representative Jenkins offered an amendment to add that a considered decree shall not include a consent decree that is reviewed by the court and remains unmodified after a final judgment. Representative Jenkins offered a motion to adopt the proposed amendment. Without objection, the amendments were adopted by a vote of 5 yeas and 0 nays. Representatives Garofalo, Crews, DuBuisson, Jenkins, and Mike Johnson voted yea.

Representative Jenkins offered a motion to report House Bill No. 254 with amendments. Without objection, House Bill No. 254 was reported with amendments by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, DuBuisson, Jenkins, Mike Johnson, and Seabaugh voted yea.

House Bill No. 213 by Representative Huval

Representative Huval presented House Bill No. 213, which provides relative to expedited jury trials.

Jeff Albright, Independent Insurance Agents, 18153 E. Petroleum Dr., Baton Rouge, LA 70809, (225) 975-7171, spoke in support of House Bill No. 213.

J. Cullens, Louisiana Association for Justice, 12345 Perkins Rd., Bldg. 1, Baton Rouge, LA 70810, (225) 324-9248, spoke in opposition to House Bill No. 213.

Judge Bob Morrison, Louisiana District Judges Association, P.O. Box 785, Amite, LA 70422, (985) 748-9495, spoke for information only on House Bill No. 213.

Representative Garofalo offered an amendment to make technical changes. Representative Garofalo offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, DuBuisson, Jenkins, Mike Johnson, and Seabaugh voted yea.

Representative Crews offered a motion to report House Bill No. 213 with amendments. Without objection, House Bill No. 213 was reported with amendments by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, DuBuisson, Jenkins, Mike Johnson, and Seabaugh 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.

House Bill No. 363 by Representative Marino

On behalf of the author, Representative Garofalo offered a motion to voluntarily defer action on House Bill No. 363, which provides relative to the payment of child support during incarceration. Without objection, action on House Bill No. 363 was voluntarily deferred by a vote of 5 yeas and 0 nays. Representatives Garofalo, Crews, Jenkins, Mike Johnson, and Seabaugh voted yea.

House Bill No. 468 by Representative Henry

On behalf of the author, Representative Garofalo offered a motion to voluntarily defer action on House Bill No. 468, which provides relative to the Private Works Act. Without objection, action on House Bill No. 468 was voluntarily deferred by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, DuBuisson, Jenkins, Mike Johnson, and Seabaugh voted yea.

House Bill No. 134 by Representative Jenkins

Representative Jenkins presented House Bill No. 134, which provides relative to qualifications to be appointed a notary public.

Joe Salter, Secretary of State, P.O. 94125, Baton Rouge, LA 70804, (225) 922-2880, spoke for information only on House Bill No. 134.

Representative Jenkins offered a motion to report House Bill No. 134 favorably. Without objection, House Bill No. 134 was reported favorably by a vote of 6 yeas and 0 nays. Representatives Garofalo, Crews, DuBuisson, Jenkins, Mike Johnson, and Seabaugh 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.

House Bill No. 214 by Representative Jenkins

Representative Jenkins presented House Bill No. 214, which provides for the computation of time allowed to seek review of decisions by the Department of Environmental Quality.

Elliott Vega, Louisiana Department of Environmental Quality, P.O. Box 4313, Baton Rouge, LA 70821, (225) 219-3180, spoke for information only on House Bill No. 214.

Representative Jenkins offered a motion to report House Bill No. 214 favorably. Without objection, House Bill No. 214 was reported favorably by a vote of 7 yeas and 0 nays. Representatives Garofalo, Crews, DuBuisson, Gaines, Jenkins, Mike Johnson, and Seabaugh 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. 192 by Representative Armes

On behalf of the author, Representative Garofalo offered a motion to voluntarily defer action on House Bill No. 192, which provides for grandparent visitation rights under certain circumstances. Without objection, action on House Bill No. 192 was voluntarily deferred by a vote of 7 yeas and 0 nays. Representatives Garofalo, Crews, DuBuisson, Gaines, Jenkins, Mike Johnson, and Seabaugh voted yea.

IV. OTHER BUSINESS

There was no other business.

V. ANNOUNCEMENTS

There were no announcements.

VI. ADJOURNMENT

The meeting was adjourned at 10:15 a.m.

Respectfully submitted,

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

Date adopted: