

House Committee on Transportation, Highways and Public Works

Minutes of Meeting
2019 Regular Session
May 6, 2019

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 9:07 a.m. in Room 3, in the state capitol in Baton Rouge, Louisiana.

II. ROLL CALL

MEMBERS PRESENT:

Representative Terry C. Landry, Sr., chairman
Representative Roy Daryl Adams
Representative Kendrick "Ken" Brass
Representative Terry R. Brown
Representative Barbara W. Carpenter
Representative Stephen F. Carter, vice chairman
Representative A B Franklin
Representative Jerry Gisclair
Representative John E. Guinn
Representative Dorothy Sue Hill
Representative Frank A. Howard
Representative Ed Larvadain III
Representative H. Bernard LeBas
Representative C. Denise Marcelle
Representative Vincent J. Pierre
Representative J. Rogers Pope
Representative Malinda B. White
Representative Mark Wright

MEMBERS ABSENT:

Representative Barbara M. Norton

STAFF MEMBERS PRESENT:

Ashleigh Clare-Kearney, attorney
Glenn Fleming, attorney

Angelique R. Mozee, secretary

ADDITIONAL ATTENDEES PRESENT:

Vivien Hurst, sergeant at arms

Fay Talbot, sergeant at arms

LaKisha Carmese, clerk

III. DISCUSSION OF LEGISLATION

Representative Steve Carter offered a motion to impose the 3 minute rule. Without objection, the motion passed by a vote of 14 yeas and 0 nays. Representatives Terry Landry, Adams, Brass, Terry Brown, Steve Carter, Gisclair, Hill, Howard, Larvadain, Marcelle, Pierre, Pope, White, and Wright voted yea.

House Bill No. 314 by Representative Billiot

Representative Billiot presented House Bill No. 314, which requires the inspection of a motor vehicle's headlamps during motor vehicle inspections.

Representative Terry Brown offered a motion to report House Bill No. 314 favorably. Without objection, House Bill No. 314 was reported favorably by a vote of 15 yeas and 0 nays. Representatives Terry Landry, Adams, Brass, Terry Brown, Steve Carter, Gisclair, Guinn, Hill, Howard, Larvadain, Marcelle, Pierre, Pope, White, and Wright voted yea.

House Concurrent Resolution No. 47 by Representative Edmonds

Representative Edmonds presented House Concurrent Resolution No. 47, which urges and requests the Louisiana State Law Institute to study a possible change or increase in penalties for drivers who injure or kill pedestrians or cyclists.

Ms. Denise Amoroso, 12336 Lake Sherwood Avenue, Baton Rouge, LA, no zip code provided, (225) 229-9972, spoke in support of House Concurrent Resolution No. 47.

Representative Pope offered a motion to report House Concurrent Resolution No. 47 favorably. Without objection, House Concurrent Resolution No. 47 was reported favorably by a vote of 16 yeas and 0 nays. Representatives Terry Landry, Adams, Brass, Terry Brown, Steve Carter, Gisclair, Guinn, Hill, Howard, Larvadain, LeBas, Marcelle, Pierre, Pope, White, and Wright voted yea.

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. 570 by Representative Garofalo

Representative Garofalo presented House Bill No. 570, which provides relative to the Southeast Louisiana Flood Protection Authorities.

Representative Terry Landry offered a motion to voluntarily defer action on House Bill No. 570. Without objection, action on House Bill No. 570 was voluntarily deferred by a vote of 15 yeas and 0 nays. Representatives Terry Landry, Brass, Terry Brown, Carpenter, Steve Carter, Gisclair, Guinn, Hill, Howard, Larvadain, LeBas, Pierre, Pope, White, and Wright voted yea.

House Bill No. 581 by Representative Garofalo

Representative Garofalo presented House Bill No. 581, which authorizes flood protection authority spending across various levee districts.

Representative Terry Landry offered an amendment to add another option for payment for a drainage project under the jurisdiction of multiple levee districts by allowing the payments to be proportionate to the volumetric flows contributed to the drainage protection project by each levee district's jurisdiction. Representative Terry Landry offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 17 yeas and 0 nays. Representatives Terry Landry, Adams, Brass, Terry Brown, Carpenter, Steve Carter, Gisclair, Guinn, Hill, Howard, Larvadain, LeBas, Marcelle, Pierre, Pope, White, and Wright voted yea.

Mr. David A. Peterson, Coastal Protection Restoration Authority, 150 Terrace Avenue, Baton Rouge, LA 70802, (225) 382-6505, spoke for information only on House Bill No. 581.

Mr. Windell Curole, South Lafourche Levee District, P.O. Box 426, Galliano, LA, no zip code provided. (925) 852-2084, spoke in support of House Bill No. 581.

Mr. Roy Arrigo, 6724 Bellaire Drive, no city/state provided, (504) 432-4404, spoke in opposition to House Bill No. 581.

Ms. Carol Byram, Orleans Parish, 5310 Bellaire Drive, New Orleans, LA, no zip code provided, telephone number illegible, spoke in opposition to House Bill No. 581.

Mr. Bob Romero, 6500 Beauregard Avenue, New Orleans, LA, no zip code provided, (337) 781-1554, spoke in opposition to House Bill No. 581.

Ms. Wilma Heaton, Southeast Louisiana Flood Protection Authority - East, 6920 Franklin Avenue, no city/state provided, (504) 914-4330, spoke for information only on House Bill No. 581.

Vice Chairman Steve Carter in the chair.

Mr. Derek Boese, Southeast Louisiana Flood Protection Authority - East, Lakefront Airport, no city/state provided, (504) 919-5879, spoke for information only on House Bill No. 581.

Chairman Terry Landry in the chair.

Mr. Scott Kirkpatrick, Association of Levee Boards of Louisiana, 8440 Jefferson, Baton Rouge, LA 70809, (225) 929-7033, spoke for information only on House Bill No. 581.

Representative Gisclair offered a motion to report House Bill No. 581 with amendments. Without objection, House Bill No. 581 was reported with amendments by a vote of 16 yeas and 0 nays. Representatives Terry Landry, Adams, Brass, Terry Brown, Carpenter, Steve Carter, Franklin, Gisclair, Guinn, Hill, Howard, Larvadain, LeBas, Marcelle, Pierre, and Pope voted yea.

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

House Bill No. 380 by Representative Chaney

Representative Chaney presented House Bill No. 380, which authorizes a fee increase for the issuance and renewal of certain identification cards.

Ms. Paige Hargrove, Louisiana Emergency Response Network, 14141 Airline Highway, Baton Rouge, LA 70817, spoke for information only on House Bill No. 380 and provided a handout, Exhibit A, which is included in the committee records.

Dr. Jimmy Guidry, Louisiana Department of Health and Hospitals, Bienville Building, Baton Rouge, LA, no zip code provided, (225) 342-3417, spoke for information only on House Bill No. 380.

Ms. Karen Wyble, Louisiana Emergency Response Network Board, 14141 Airline Highway, Baton Rouge, LA, 70817, (337) 654-2659, spoke in support on House Bill No. 380.

Ms. Staci Hoyt, office of motor vehicles, 7979 Independence, Baton Rouge, LA 70896, (225) 925-7917, spoke for information only on House Bill No. 380.

Mr. Karen St. Germain, office of motor vehicles, 7979 Independence, Baton Rouge, LA 70896, (225) 925-6161, spoke for information only on House Bill No. 380.

Representative Pope offered a motion to report House Bill No. 380 favorably. Without objection, House Bill No. 380 was reported favorably by a vote of 14 yeas and 0 nays. Representatives Terry Landry, Adams, Terry Brown, Carpenter, Steve Carter, Franklin, Guinn, Hill, Howard, Larvadain, LeBas, Marcelle, Pierre, and Pope voted yea.

Witness cards submitted by individuals who did not speak are as follows: 3 in support, and 1 for information only. Witness cards are included in the committee records.

Representative Franklin acknowledged Reverend Samuel C. Tolbert, Jr., as President of the National Baptist Association and Vice Chairman of the Southern University Board of Supervisors Executive Committee to the committee.

House Bill No. 350 by Representative Carpenter

Representative Carpenter presented House Bill No. 350, which provides relative to the surety bond required for third-party testers administering driving skills tests for Class "A", "B", or "C" driver's licenses.

Vice Chairman Steve Carter in the chair.

Ms. Staci Hoyt, office of motor vehicles, 7979 Independence, Baton Rouge, LA 70896, (225) 925-7917, spoke for information only on House Bill No. 350.

Representative Pierre offered a motion to report House Bill No. 350 favorably. Without objection, House Bill No. 350 was reported favorably by a vote of 11 yeas and 0 nays. Representatives Steve Carter, Adams, Brass, Terry Brown, Carpenter, Guinn, Hill, Howard, Larvadain, Pierre, and Pope voted yea.

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

Chairman Terry Landry in the chair.

The committee stood at ease at 10:41 a.m. The committee reconvened at 11:08 a.m.

House Bill No. 558 by Representative Hodges

Representative Hodges presented House Bill No. 558, which provides relative to the Statewide Flood Control Program.

Representative Terry Landry offered amendments to:

- (1) Add a member of the Levee Boards of Louisiana.
- (2) Require the commission to develop numerical watershed models on watershed basins for evaluation tools for proposed flood projects.

- (3) Require the commission to begin to develop and execute mitigation projects as each basin is completed.

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, Adams, Brass, Terry Brown, Steve Carter, Gisclair, Guinn, Hill, Howard, Larvadain, LeBas, Pierre, and Wright voted yea.

Mr. Pat Forbes, Watershed Initiatives, 2361 Cherokee Street, Baton Rouge, LA, no zip code/telephone number provided, spoke for information only on House Bill No. 558.

Representative Steve Carter offered a motion to voluntarily defer action on House Bill No. 558. Without objection, action on House Bill No. 558 was voluntarily deferred by a vote of 15 yeas and 0 nays. Representatives Terry Landry, Adams, Brass, Terry Brown, Carpenter, Steve Carter, Gisclair, Guinn, Hill, Howard, Larvadain, Marcelle, Pierre, White, and Wright 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. 290 by Representative Pugh

Representative Pugh presented House Bill No. 290, which provides relative to shippers of hazardous material.

Representative Terry Landry offered amendments to:

- (1) Make technical changes.
- (2) Exempt a shipper of any hazardous material, substance, or waste as a responsible party to any discharge or disposal during transport if the discharge or disposal resulted from circumstances or conditions beyond his control.
- (3) Add railway as an entity that may receive and transport hazardous materials, substances, or waste and add rail as a mode of transportation that may be used to transport hazardous materials, substances, or waste.

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, Adams, Brass, Terry Brown, Carpenter, Franklin, Guinn, Hill, Howard, Larvadain, Pierre, White, and Wright voted yea.

Representative Carpenter offered a motion to report House Bill No. 290 with amendments. Without objection, House Bill No. 290 was reported with amendments by a vote of 15 yeas and 0 nays. Representatives Terry Landry, Adams, Brass, Terry Brown, Carpenter, Franklin, Gisclair, Hill, Howard, Larvadain, LeBas, Marcelle, Pierre, White, and Wright voted yea.

Witness cards submitted by individuals who did not speak are as follows: 1 in support, 4 for information only, and 5 in opposition. Witness cards are included in the committee records.

Chairman Terry Landry announced that lunch is being provided in the ante room.

Vice Chairman Steve Carter in the chair.

House Bill No. 455 by Representative Terry Landry

Representative Terry Landry presented House Bill No. 455, which provides relative to autonomous commercial motor vehicles.

Representative Steve Carter offered amendments to:

- (1) Name the Dept. of Transportation and Development as the sole and exclusive agency with jurisdiction over autonomous vehicles instead of the Dept. of Public Safety and Corrections, office of motor vehicles.
- (2) Delete the provision that authorizes the Dept. of Public Safety and Corrections, office of motor vehicles, to promulgate rules and regulations establishing procedures for the application process.
- (3) Delete the requirements relative to manufacturers of autonomous commercial motor vehicles.
- (4) Require the operator of an autonomous commercial motor vehicle to submit proof of insurance and a statement certifying compliance with certain federal and state motor vehicle and traffic laws to the Dept. of Transportation and Development prior to operating the autonomous commercial motor vehicle.
- (5) Clarify that state dealer franchise laws will apply to the provisions of proposed law.
- (6) Clarify that the owner or operator, or any person on behalf of the owner or operator, of an autonomous commercial motor vehicle is required to comply with the provisions of present law relative to contacting the appropriate law enforcement agency and furnishing all relevant information following an accident or incident involving the autonomous commercial motor vehicle.

(7) Make technical changes.

Representative Steve Carter offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 17 yeas and 0 nays. Representatives Terry Landry, Adams, Brass, Terry Brown, Carpenter, Steve Carter, Franklin, Gisclair, Guinn, Hill, Howard, Larvadain, LeBas, Marcelle, Pierre, White, and Wright voted yea.

Mr. Kameron Simmons, Starsky Robotics, 1620 Folsom Street, San Francisco, CA 94103, (435) 720-1712, spoke for information only on House Bill No. 455. He narrated a PowerPoint presentation and provided a handout, Exhibit B, which is included in the committee records.

Representative Larvadain offered an amendment. After discussion, Representative Larvadain withdrew the amendment.

Mr. Robert E. Kleinpeter, Louisiana Association for Justice, 442 Europe Street, Baton Rouge, LA, no zip code provided, (225) 383-5554, spoke in opposition to House Bill No. 455.

Representative Pierre offered a motion to report House Bill No. 455 with amendments, to which Representative Franklin objected. The secretary called the roll, and House Bill No. 455 was reported with amendments by a vote of 14 yeas and 2 nays. Representatives Terry Landry, Adams, Brass, Terry Brown, Carpenter, Steve Carter, Gisclair, Howard, Larvadain, LeBas, Marcelle, Pierre, White, and Wright voted yea. Representatives Franklin and Hill voted nay.

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.

IV. OTHER BUSINESS

There was no other business.

V. ANNOUNCEMENTS

There were no announcements.

VI. ADJOURNMENT

Representative Terry Landry offered a motion to adjourn. Without objection, the motion passed by a vote of 16 yeas and 0 nays. Representatives Terry Landry, Adams, Brass, Terry Brown, Carpenter, Steve Carter, Franklin, Gisclair, Hill, Howard, Larvadain, LeBas, Marcelle, Pierre, White, and Wright voted yea.

The meeting was adjourned at 1:02 p.m.

Respectfully submitted,

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

Date adopted: