

House Committee on Civil Law and Procedure

Minutes of Meeting
2020 Regular Session
March 16, 2020

I. CALL TO ORDER

Representative Gregory A. Miller, chairman of the House Committee on Civil Law and Procedure, called the meeting to order at 10:01 a.m. in Room 4, in the state capitol in Baton Rouge, Louisiana.

II. ROLL CALL

MEMBERS PRESENT:

Representative Gregory A. Miller, chairman
Representative Beryl A. Amedée
Representative Wilford Dan Carter, Sr.
Representative Phillip R. DeVillier
Representative Michael Charles Echols
Representative Lawrence "Larry" Frieman
Representative Sam L. Jenkins, Jr.
Representative Michael T. Johnson, vice chairman
Representative Mandie Landry
Representative Richard James Nelson
Representative Thomas A. Pressly
Representative Alan Seabaugh

MEMBERS ABSENT:

Representative Robby Carter
Representative Julie Emerson
Representative Cedric B. Glover
Representative Valarie Hodges
Representative Patrick O. Jefferson
Representative Nicholas Muscarello, Jr.

STAFF MEMBERS PRESENT:

Annie Smith, attorney
Amy Pirtle, attorney
Margaret "Maggie" O'Roark, committee administrative assistant

III. DISCUSSION OF LEGISLATION

House Bill No. 594 by Representative Seabaugh

Representative Seabaugh presented House Bill No. 594, which provides relative to partitions for private sales.

Robert L. Rieger, Jr., representing Louisiana Land Title Association, 450 Laurel Street, Suite 1900, Baton Rouge, LA 70801, (225) 336-5200, spoke in support of House Bill No. 594.

Katie Belanger, Louisiana Land Title Association, 433 Metairie Road, Suite 525, Metairie, LA 70003, (504) 582-2170, spoke in support of House Bill No. 594.

Representative Gregory Miller offered technical amendments to House Bill No. 594. Representative Gregory Miller offered a motion to adopt the technical amendments to House Bill No. 594. Without objection, the technical amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Gregory Miller, Amedee, Wilford Carter, DeVillier, Echols, Frieman, Jenkins, Mike Johnson, Landry, Nelson, Pressly, and Seabaugh voted yea.

Representative Seabaugh offered a motion to report House Bill No. 594 with amendments. Without objection, House Bill No. 594 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Gregory Miller, Amedee, Wilford Carter, DeVillier, Echols, Frieman, Jenkins, Mike Johnson, Landry, Nelson, Pressly, and Seabaugh voted yea.

House Bill No. 255 by Representative Landry

Representative Landry offered a motion to voluntarily defer action on House Bill No. 255, which provides relative to certain exemptions from seizure during bankruptcy. Without objection, action on House Bill No. 255 was voluntarily deferred by a vote of 12 yeas and 0 nays. Representatives Gregory Miller, Amedee, Wilford Carter, DeVillier, Echols, Frieman, Jenkins, Mike Johnson, Landry, Nelson, Pressly, and Seabaugh voted yea.

House Bill No. 340 by Representative Landry

Representative Landry offered a motion to voluntarily defer action on House Bill No. 340, which provides relative to the liberative prescription of actions on loans for payment of certain costs of postsecondary education. Without objection, action on House Bill No. 340 was voluntarily deferred by a vote of 12 yeas and 0 nays. Representatives Gregory Miller, Amedee, Wilford Carter, DeVillier, Echols, Frieman, Jenkins, Mike Johnson, Landry, Nelson, Pressly, and Seabaugh voted yea.

House Bill No. 342 by Representative Freeman

On behalf of Representative Freeman, Representative Gregory Miller offered a motion to voluntarily defer action on House Bill No. 342, which provides relative to sexual assault victims and certain residential lease agreements. Without objection, action on House Bill No. 342 was voluntarily deferred by a vote of 12 yeas and 0 nays. Representatives Gregory Miller, Amedee, Wilford Carter, DeVillier, Echols, Frieman, Jenkins, Mike Johnson, Landry, Nelson, Pressly, and Seabaugh voted yea.

House Bill No. 615 by Representative Seabaugh

Representative Seabaugh offered a motion to voluntarily defer action on House Bill No. 615, which provides relative to donors or prospective donors of an organ or tissue. Without objection, action on House Bill No. 615 was voluntarily deferred by a vote of 12 yeas and 0 nays. Representatives Gregory Miller, Amedee, Wilford Carter, DeVillier, Echols, Frieman, Jenkins, Mike Johnson, Landry, Nelson, Pressly, and Seabaugh voted yea.

Vice Chair Mike Johnson in the chair.

House Bill No. 123 by Representative Gregory Miller

Representative Gregory Miller presented House Bill No. 123, which provides relative to the allocation of receipts and expense to income and principal.

Ronald J. Scalise, Jr., Louisiana State Law Institute, 1 East Campus Drive, Baton Rouge, LA 70807, no telephone number provided, spoke for informational purposes only on House Bill No. 123.

Representative Gregory Miller offered technical amendments to House Bill No. 123. Representative Gregory Miller offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Gregory Miller, Amedee, Wilford Carter, DeVillier, Echols, Frieman, Jenkins, Mike Johnson, Landry, Nelson, Pressly, and Seabaugh voted yea.

Representative Gregory Miller offered a motion to report House Bill No. 123 with amendments. Without objection, House Bill No. 123 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Gregory Miller, Amedee, Wilford Carter, DeVillier, Echols, Frieman, Jenkins, Mike Johnson, Landry, Nelson, Pressly, and Seabaugh voted yea.

House Bill No. 125 by Representative Gregory Miller

Representative Gregory Miller presented House Bill No. 125, which provides for the continuous revision of succession law.

Ronald J. Scalise, Jr., Louisiana State Law Institute, 1 East Campus Drive, Baton Rouge, LA 70803, no telephone number provided, spoke for informational purposes only on House Bill No. 125.

Representative Gregory Miller offered technical amendments to House Bill No. 125. Representative Gregory Miller offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Gregory Miller, Amedee, Wilford Carter, DeVillier, Echols, Frieman, Jenkins, Mike Johnson, Landry, Nelson, Pressly, and Seabaugh voted yea.

Representative Gregory Miller offered a motion to report House Bill No. 125 with amendments. Without objection, House Bill No. 125 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Gregory Miller, Amedee, Wilford Carter, DeVillier, Echols, Frieman, Jenkins, Mike Johnson, Landry, Nelson, Pressly, and Seabaugh voted yea.

Chairman Gregory Miller back in the chair.

House Bill No. 361 by Representative Davis

On behalf of Representative Davis, Representative Gregory Miller offered a motion to voluntarily defer action on House Bill No. 361, which provides relative to supported decisionmaking agreements as a less restrictive means to interdiction. Without objection, action on House Bill No. 361 was voluntarily deferred by a vote of 12 yeas and 0 nays. Representatives Gregory Miller, Amedee, Wilford Carter, DeVillier, Echols, Frieman, Jenkins, Mike Johnson, Landry, Nelson, Pressly, 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 10:38 a.m.

Respectfully submitted,

Chairman Gregory A. Miller
House Committee on Civil Law and Procedure