

ROLL CALL AND RECORD VOTE**Committee:** Administration of Criminal Justice**Location:** Room 6**Date/Time:** 05/07/19 9:00 a.m.

Staff: Kelly C. Fogleman, Attorney
 Katie LeLeux, Attorney
 Natalie Schexnaydre, Secretary
 Madeleine Murphy, Clerk
 Kennedy Lejeune, Clerk
 Janet Anthony, Sergeant at Arms
 Sadie Becnel, Attorney

Roll Call: 15**Number of Members:** 17**Quorum:** 9**Convened:** 09:09 AM**At Ease:** 01:25 PM**Convened:** 01:28 PM**Adjourned:** 01:29 PM

Mack, Sherman Q.	Present	
Bacala, Tony	Present	
Bagneris, John H.	Present	
Carpenter, Barbara		Absent
Crews, Raymond J.	Present	
Duplessis, Royce	Present	
Dwight, Stephen	Present	
Gaines, Randal L.	Present	
Hodges, Valarie		Absent
Howard, Frank A.	Present	
James, Edward C. "Ted"	Present	
Marcelle, C. Denise	Present	
Marino, Joseph	Present	
Moss, Stuart	Present	
Muscarello, Nicholas	Present	
Norton, Barbara M.	Present	
Pylant, Steve E.	Present	

HB37 by MARCELLE

Provides parole eligibility for offenders who serve as mentors in the Dept. of Public Safety and Corrections' inmate rehabilitation and workforce development

Motion made by: Gaines, Randal L.**Motion:** Favorably**Vote:** 7-6**Vote Date:** 5/7/2019 12:33:41 PM**Objection by:** Crews, Raymond J.

Bacala, Tony	Nay
Bagneris, John H.	Yea
Crews, Raymond J.	Nay
Duplessis, Royce	Yea
Dwight, Stephen	Nay
Gaines, Randal L.	Yea
Howard, Frank A.	Nay
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Nay
Norton, Barbara M.	Yea
Pylant, Steve E.	Nay

HB37 by MARCELLE**Final Action:** Reported favorably. (7-6)

HB45 by TALBOT

Provides for fines associated with selling tobacco, alternative nicotine, or vapor products to persons under the age of 18

Motion made by: Mack, Sherman Q.

Motion: Defer Voluntary

Vote: 11-0-1

Vote Date: 5/7/2019 1:27:48 PM

Mack, Sherman Q.	Abstain
Bacala, Tony	Yea
Crews, Raymond J.	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

HB45 by TALBOT

Final Action: Defer Voluntary. (11-0-1)

HB71 by MACK

Provides relative to the accreditation bodies for laboratories used in certain post-conviction relief proceedings

Motion made by: Mack, Sherman Q.

Motion: Defer Voluntary

Vote: 11-0-1

Vote Date: 5/7/2019 1:25:01 PM

Mack, Sherman Q.	Abstain
Bacala, Tony	Yea
Crews, Raymond J.	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

HB71 by MACK

Final Action: Defer Voluntary. (11-0-1)

HB140 by HODGES

Creates the crime of terrorizing of a judge or law enforcement officer

Motion made by: Mack, Sherman Q.

Motion: Defer Voluntary

Vote: 11-0-1

Vote Date: 5/7/2019 1:24:31 PM

Mack, Sherman Q.	Abstain
Bacala, Tony	Yea
Crews, Raymond J.	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

HB140 by HODGES

Final Action: Defer Voluntary. (11-0-1)

HB158 by M.WHITE

Provides relative to the detention or release of juveniles

Amendment: HCAHB158 2697 2028**Motion made by:** Marcelle, C. Denise**AMD Motion:** Adopt**Vote:** 11-0**Vote Date:** 5/7/2019 9:17:03 AM

Bacala, Tony	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

Motion made by: Marcelle, C. Denise**Motion:** With Amendments**Vote:** 9-0**Vote Date:** 5/7/2019 9:48:12 AM

Bagneris, John H.	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

HB158 by M.WHITE**Final Action:** Reported with amendments. (9-0)**HB224 by DUPLESSIS**

Authorizes law enforcement officers to issue a citation in lieu of arrest for persons with a suspended, revoked, or canceled driver's license

Motion made by: Marcelle, C. Denise**Motion:** Favorably**Vote:** 9-0**Vote Date:** 5/7/2019 11:05:13 AM

Bacala, Tony	Yea
Bagneris, John H.	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Howard, Frank A.	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea

HB224 by DUPLESSIS**Final Action:** Reported favorably. (9-0)

HB226 by J.HARRIS

Provides relative to testimony by experts

Amendment: HCAHB226 3356 2096**Motion made by:** Gaines, Randal L.**AMD Motion:** Adopt**Vote:** 10-0**Vote Date:** 5/7/2019 9:51:54 AM

Bacala, Tony	Yea
Bagneris, John H.	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

Motion made by: Gaines, Randal L.**Motion:** With Amendments**Vote:** 7-6**Vote Date:** 5/7/2019 10:43:35 AM**Objection by:** Bacala, Tony

Bacala, Tony	Nay
Bagneris, John H.	Yea
Crews, Raymond J.	Nay
Duplessis, Royce	Yea
Dwight, Stephen	Nay
Gaines, Randal L.	Yea
Howard, Frank A.	Nay
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Nay
Norton, Barbara M.	Yea
Pylant, Steve E.	Nay

HB226 by J.HARRIS**Final Action:** Reported with amendments. (7-6)**HB268 by NORTON**

Provides relative to the time periods within which to institute prosecution for sex offenses

Motion made by: Norton, Barbara M.**Motion:** Defer Voluntary**Vote:** 9-0-1**Vote Date:** 5/7/2019 1:29:40 PM

Mack, Sherman Q.	Abstain
Bacala, Tony	Yea
Crews, Raymond J.	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Norton, Barbara M.	Yea
Pylant, Steve E.	Yea

HB268 by NORTON**Final Action:** Defer Voluntary. (9-0-1)

HB275 by DUPLESSIS

Provides relative to post-conviction DNA testing

Amendment: HCAHB275 3356 1439**Motion made by:** Duplessis, Royce**AMD Motion:** Adopt**Vote:** 9-0**Vote Date:** 5/7/2019 11:07:44 AM

Bacala, Tony	Yea
Bagneris, John H.	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Howard, Frank A.	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea

Motion made by: Crews, Raymond J.**Motion:** With Amendments**Vote:** 9-0**Vote Date:** 5/7/2019 11:13:35 AM

Bacala, Tony	Yea
Bagneris, John H.	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea

HB275 by DUPLESSIS**Final Action:** Reported with amendments. (9-0)**HB306 by JEFFERSON**

Provides relative to continued custody hearings

Amendment: HCAHB306 2697 2085**Motion made by:** Bacala, Tony**AMD Motion:** Adopt**Vote:** 10-0**Vote Date:** 5/7/2019 11:47:13 AM

Bacala, Tony	Yea
Bagneris, John H.	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
Marcelle, C. Denise	Yea
Moss, Stuart	Yea
Muscarello, Nicholas	Yea

Motion made by: Duplessis, Royce**Motion:** With Amendments**Vote:** 10-0**Vote Date:** 5/7/2019 11:48:46 AM

Bacala, Tony	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Moss, Stuart	Yea
Muscarello, Nicholas	Yea

HB306 by JEFFERSON**Final Action:** Reported with amendments. (10-0)

HB327 by JAMES

Prohibits the disclosure of certain information by law enforcement officers or employees of a law enforcement agency

Motion made by: James, Edward C. "Ted"**Motion:** Defer Voluntary**Vote:** 10-0**Vote Date:** 5/7/2019 10:45:35 AM

Bacala, Tony	Yea
Bagneris, John H.	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Howard, Frank A.	Yea
James, Edward C. "Ted"	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea
Norton, Barbara M.	Yea

HB327 by JAMES**Final Action:** Defer Voluntary. (10-0)**HB386 by HILFERTY**

Provides relative to the release of a child taken into custody for commission of a delinquent act

Motion made by: Marcelle, C. Denise**Motion:** Defer Voluntary**Vote:** 9-0**Vote Date:** 5/7/2019 11:00:04 AM

Bacala, Tony	Yea
Bagneris, John H.	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea

HB386 by HILFERTY**Final Action:** Defer Voluntary. (9-0)**HB398 by HORTON**

Provides relative to the transfer of slot machine proceeds received for thoroughbred race purses

Motion made by: Bacala, Tony**Motion:** Defer Voluntary**Vote:** 10-0**Vote Date:** 5/7/2019 11:44:38 AM

Bacala, Tony	Yea
Bagneris, John H.	Yea
Crews, Raymond J.	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea
Muscarello, Nicholas	Yea

HB398 by HORTON**Final Action:** Defer Voluntary. (10-0)

HB459 by TALBOT

Provides relative to fantasy sports contests

Amendment: HCAHB459 3356 1082**Motion made by:** Dwight, Stephen**AMD Motion:** Adopt**Vote:** 11-0**Vote Date:** 5/7/2019 1:14:23 PM

Mack, Sherman Q.	Yea
Bacala, Tony	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

Amendment: A Marcelle**Motion made by:** Marcelle, C. Denise**AMD Motion:** Adopt**Vote:** 7-3**Vote Date:** 5/7/2019 1:21:09 PM**Objection by:** Dwight, Stephen

Mack, Sherman Q.	Yea
Bacala, Tony	Yea
Crews, Raymond J.	Yea
Dwight, Stephen	Nay
Gaines, Randal L.	Yea
Howard, Frank A.	Nay
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Nay

Motion made by: Mack, Sherman Q.**Motion:** With Amendments**Vote:** 10-1-1**Vote Date:** 5/7/2019 1:23:34 PM

Mack, Sherman Q.	Abstain
Bacala, Tony	Yea
Crews, Raymond J.	Nay
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

HB459 by TALBOT**Final Action:** Reported with amendments. (10-1-1)**HB477 by DUBUISSON**

Provides relative to jury trials

Motion made by: Howard, Frank A.**Motion:** Favorably**Vote:** 10-0**Vote Date:** 5/7/2019 11:16:35 AM

Bacala, Tony	Yea
Bagneris, John H.	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea

HB477 by DUBUISSON**Final Action:** Reported favorably. (10-0)**HB489 by DUBUISSON**

Provides relative to hearsay

Motion made by: Crews, Raymond J.**Motion:** Favorably**Vote:** 7-3**Vote Date:** 5/7/2019 11:36:11 AM**Objection by:** Bagneris, John H.

Bacala, Tony	Yea
Bagneris, John H.	Nay
Crews, Raymond J.	Yea
Duplessis, Royce	Nay
Dwight, Stephen	Yea
Howard, Frank A.	Yea
Marcelle, C. Denise	Nay
Marino, Joseph	Yea
Moss, Stuart	Yea
Muscarello, Nicholas	Yea

HB489 by DUBUISSON**Final Action:** Reported favorably. (7-3)**HB518 by GAINES**

Provides relative to the sentencing of habitual offenders

Amendment: HCAHB518 2697 2181**Motion made by:** Gaines, Randal L.**AMD Motion:** Adopt**Vote:** 11-0**Vote Date:** 5/7/2019 1:02:27 PM

Mack, Sherman Q.	Yea
Bacala, Tony	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

Amendment: A Gaines**Motion made by:** Gaines, Randal L.**AMD Motion:** Adopt**Vote:** 11-0**Vote Date:** 5/7/2019 1:08:31 PM

Mack, Sherman Q.	Yea
Bacala, Tony	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

HB518 by GAINES

Provides relative to the sentencing of habitual offenders

Motion made by: Marcelle, C. Denise**Motion:** With Amendments**Vote:** 11-0**Vote Date:** 5/7/2019 1:10:20 PM

Mack, Sherman Q.	Yea
Bacala, Tony	Yea
Crews, Raymond J.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

HB518 by GAINES**Final Action:** Reported with amendments. (11-0)**HB540 by BAGNERIS**

Provides relative to parole violations

Motion made by: James, Edward C. "Ted"**Motion:** Favorably**Vote:** 5-5**Vote Date:** 5/7/2019 12:41:23 PM**Objection by:** Muscarello, Nicholas

Bacala, Tony	Nay
Bagneris, John H.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Nay
Gaines, Randal L.	Yea
Howard, Frank A.	Nay
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Muscarello, Nicholas	Nay
Pylant, Steve E.	Nay

Motion made by: Marcelle, C. Denise**Motion:** Defer Voluntary**Vote:** 10-0**Vote Date:** 5/7/2019 12:41:42 PM

Bacala, Tony	Yea
Bagneris, John H.	Yea
Duplessis, Royce	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

HB540 by BAGNERIS**Final Action:** Defer Voluntary. (10-0)

HB541 by COX

Provides relative to the Post-Conviction Veterans Mentor Program

Motion made by: Mack, Sherman Q.

Motion: Defer Voluntary

Vote: 11-0-1

Vote Date: 5/7/2019 1:24:47 PM

Mack, Sherman Q.	Abstain
Bacala, Tony	Yea
Crews, Raymond J.	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
James, Edward C. "Ted"	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Moss, Stuart	Yea
Muscarello, Nicholas	Yea
Pylant, Steve E.	Yea

HB541 by COX

Final Action: Defer Voluntary. (11-0-1)

HB577 by NORTON

Amends the crime of threatening a public official to apply to law enforcement officers and threats made through social media

Motion made by: Norton, Barbara M.

Motion: Defer Voluntary

Vote: 9-0-1

Vote Date: 5/7/2019 1:30:17 PM

Mack, Sherman Q.	Abstain
Bacala, Tony	Yea
Crews, Raymond J.	Yea
Dwight, Stephen	Yea
Gaines, Randal L.	Yea
Howard, Frank A.	Yea
Marcelle, C. Denise	Yea
Marino, Joseph	Yea
Norton, Barbara M.	Yea
Pylant, Steve E.	Yea

HB577 by NORTON

Final Action: Defer Voluntary. (9-0-1)
