

## House Committee on Administration of Criminal Justice

Minutes of Meeting  
2016 Regular Session  
May 3, 2016

### **I. CALL TO ORDER**

Representative Sherman Q. Mack, chairman of the House Committee on Administration of Criminal Justice, called the meeting to order at 9:36 a.m. in Room 6, in the state capitol in Baton Rouge, Louisiana. The secretary called the roll.

### **II. ROLL CALL**

#### **MEMBERS PRESENT:**

Representative Sherman Q. Mack, chairman  
Representative Bryan Adams  
Representative Tony Bacala  
Representative Barbara W. Carpenter  
Representative Lowell C. "Chris" Hazel  
Representative Valarie Hodges  
Representative Frank A. Howard  
Representative Edward C. "Ted" James II  
Representative Terry C. Landry, Sr.  
Representative Joseph P. Lopinto III  
Representative C. Denise Marcelle  
Representative Barbara M. Norton  
Representative Steve E. Pylant, vice chairman

#### **MEMBERS ABSENT:**

Representative John H. Bagneris  
Representative Stephen C. Dwight  
Representative Randal L. Gaines

#### **STAFF MEMBERS PRESENT:**

Lori Hutson, secretary  
A. Gregory Riley, attorney  
Kelly C. Fogleman, attorney

**ADDITIONAL ATTENDEES PRESENT:**

Janet Anthony, sergeant at arms  
Myrtis Jarrell, sergeant at arms  
Victoria Langston, clerk

**III. DISCUSSION OF LEGISLATION****House Bill No. 780 by Representative Moreno**

On behalf of the author, Representative Mack offered a motion to voluntarily defer action on House Bill No. 780, which provides relative to the transfer of firearms by a person prohibited from possessing firearms. Without objection, action on House Bill No. 780 was voluntarily deferred by a vote of 10 yeas and 0 nays. Representatives Mack, Adams, Bacala, Carpenter, Hodges, James, Terry Landry, Marcelle, Norton, and Pylant voted yea.

**House Bill No. 962 by Representative Smith**

On behalf of the author, Representative Mack offered a motion to voluntarily defer action on House Bill No. 962, which provides relative to a registry of persons convicted of certain domestic violence offenses. Without objection, action on House Bill No. 962 was voluntarily deferred by a vote of 10 yeas and 0 nays. Representatives Mack, Adams, Bacala, Carpenter, Hodges, James, Terry Landry, Marcelle, Norton, and Pylant voted yea.

**House Bill No. 912 by Representative Magee**

On behalf of the author, Representative Mack offered a motion to voluntarily defer action on House Bill No. 912, which provides with respect to funding of representation in capital offense cases. Without objection, action on House Bill No. 912 was voluntarily deferred by a vote of 10 yeas and 0 nays. Representatives Mack, Adams, Bacala, Carpenter, Hodges, James, Terry Landry, Marcelle, Norton, and Pylant voted yea.

**House Bill No. 959 by Representative Bagneris**

On behalf of the author, Representative Terry Landry offered a motion to voluntarily defer action on House Bill No. 959, which provides with respect to preemption of state law. Without objection, action on House Bill No. 959 was voluntarily deferred by a vote of 10 yeas and 0 nays. Representatives Mack, Adams, Bacala, Carpenter, Hodges, James, Terry Landry, Marcelle, Norton, and Pylant voted yea.

**House Bill No. 176 by Representative Hodges**

*This is a continuation of the discussion on House Bill No. 176 from a meeting held on April 27, 2016. Please check for the prior action to complete the record of discussion and motions on House Bill No. 176.*

Representative Mack offered a motion to reconsider House Bill No. 176, to which Representative James objected. Representative James withdrew the objection to reconsider House Bill No. 176. Without objection, House Bill No. 176 was reconsidered by a vote of 12 yeas and 0 nays. Representatives Mack, Adams, Bacala, Carpenter, Hazel, Hodges, Howard, James, Terry Landry, Lopinto, Marcelle, and Norton voted yea.

Representative Mack offered a motion to reconsider the amendment to waive the \$25 fee for protective orders. Representative Mack offered a motion to reconsider the amendments. Without objection, the amendments were reconsidered by a vote of 12 yeas and 0 nays. Representatives Mack, Adams, Bacala, Carpenter, Hodges, Howard, James, Terry Landry, Lopinto, Marcelle, Norton, and Pylant voted yea.

Representative Bacala offered a motion to withdraw the amendment to waive the \$25 fee for protective orders. Without objection, the amendment was withdrawn by a vote of 12 yeas and 0 nays. Representatives Mack, Adams, Bacala, Carpenter, Hazel, Hodges, Howard, James, Terry Landry, Lopinto, Marcelle, and Norton voted yea.

Representative Hodges presented House Bill No. 176 in the form of a substitute bill, which provides with respect to temporary concealed carry permits for certain victims of domestic violence.

Gordon Hutchinson Louisiana Shooting Association, 9745 Sullivan Rd., Baton Rouge, LA 70818, (225)335-1571, spoke in support of House Bill No. 176.

Wade Duty, Louisiana Shooting Association, P.O. Box 3841, Baton Rouge, LA 70821, (225)344-0037, spoke in support of House Bill No. 176.

Michael Barnett, Louisiana Sheriffs' Association, 1175 Nicholson Dr., Baton Rouge, LA 70802, (225)343-8402, spoke in support of House Bill No. 176.

Representative Terry Landry offered an amendment to change the language from may to shall regarding the adoption of department rules. Representative Terry Landry offered a motion to adopt the proposed amendment. Without objection, the amendment was adopted by a vote of 10 yeas and 0 nays. Representatives Mack, Adams, Bacala, Carpenter, Hazel, Hodges, James, Terry Landry, Marcelle, and Norton voted yea.

Representative Norton offered a motion to report House Bill No. 176 by substitute. Without objection, House Bill No. 176 was reported by substitute by a vote of 12 yeas and 0 nays. Representatives Mack, Adams, Bacala, Carpenter, Hazel, Hodges, Howard, James, Terry Landry, Lopinto, Marcelle, and Norton voted yea.

Witness cards submitted by individuals who did not speak are as follows: 15 in support, 9 in opposition, and 1 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**

The meeting was adjourned at 10:22 a.m.

Respectfully submitted,

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