

## House Committee on Commerce

Minutes of Meeting  
2019 Regular Session  
April 16, 2019

### I. CALL TO ORDER

Representative Thomas G. Carmody, Jr., chairman of the House Committee on Commerce, called the meeting to order at 9:33 a.m. in Room 1, in the state capitol in Baton Rouge, Louisiana.

### II. ROLL CALL

#### MEMBERS PRESENT:

Representative Thomas G. Carmody, Jr., chairman  
Representative Chad Brown  
Representative Patrick Connick  
Representative Jean-Paul P. Coussan  
Representative Kenny R. Cox  
Representative Stephanie Hilferty  
Representative Paul Hollis, vice chairman  
Representative Patrick O. Jefferson  
Representative Edmond Jordan  
Representative Christopher J. Leopold  
Representative Rodney Lyons  
Representative Wayne McMahan  
Representative Stuart Alan Moss  
Representative J. Kevin Pearson  
Representative Stephen E. Pugh  
Representative Polly Thomas  
Representative Christopher Turner

#### MEMBERS ABSENT:

Representative John F. "Andy" Anders  
Representative Cedric B. Glover

#### STAFF MEMBERS PRESENT:

Sandy Painting, secretary  
Shana Veade, attorney  
Halie Guidry, legislative analyst

**ADDITIONAL ATTENDEES PRESENT:**

Beverly Vincent, sergeant at arms

Ben Smith, clerk

**III. DISCUSSION OF LEGISLATION****House Bill No. 78 by Representative Carmody**

Representative Carmody presented House Bill No. 78, which provides for the remission of a contractor's license renewal fee for the benefit of public construction education programs.

Representative Chad Brown offered a motion to voluntarily defer action on House Bill No. 78. Without objection, action on House Bill No. 78 was voluntarily deferred by a vote of 13 yeas and 0 nays. Representatives Carmody, Chad Brown, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, McMahan, Pearson, Pugh, Thomas, and Turner voted yea.

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

**House Bill No. 300 by Representative Carmody**

Representative Carmody presented House Bill No. 300, which provides with respect to fees paid to the Public Service Commission by motor carriers.

Representative Carmody offered a motion to voluntarily defer action on House Bill No. 300. Without objection, action on House Bill No. 300 was voluntarily deferred by a vote of 13 yeas and 0 nays. Representatives Carmody, Chad Brown, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, McMahan, Pearson, Pugh, Thomas, and Turner voted yea.

There were no witness cards submitted for House Bill No. 300.

**House Bill No. 155 by Representative Berthelot**

Representative Berthelot presented House Bill No. 155, which provides with respect to fire department identification numbers and the submission of fire reports.

Mr. Butch Browning, State Fire Marshal, 8181 Independence Blvd., Baton Rouge, LA 70806, (225) 806-0803, spoke for information only.

Representative Pugh offered a motion to report House Bill No. 155 favorably. Without objection, House Bill No. 155 was reported favorably by a vote of 15 yeas and 0 nays. Representatives

Carmody, Chad Brown, Connick, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, Leopold, McMahan, Pearson, Pugh, Thomas, and Turner 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. 464 by Representative Berthelot**

Representative Berthelot presented House Bill No. 464, which provides relative to inflatable amusement devices, amusement attractions, and amusement rides.

Representative Carmody offered technical amendments to House Bill No. 464, to which there was no objection. The amendments were adopted by a vote of 15 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, Leopold, McMahan, Pearson, Pugh, Thomas, and Turner voted yea.

Mr. Butch Browning, State Fire Marshal, 8181 Independence Blvd., Baton Rouge, LA 70806, (225) 806-0803, spoke for information only.

Representative Carmody offered a motion to report House Bill No. 464 with amendments. Without objection, House Bill No. 464 was reported with amendments by a vote of 16 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, Leopold, Lyons, McMahan, Pearson, Pugh, Thomas, and Turner 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. 172 by Representative Pierre**

Representative Pierre presented House Bill No. 172, which provides relative to the training, registration, and certification of fire-resistant material applicators.

Mr. Butch Browning, State Fire Marshal, 8181 Independence Blvd., Baton Rouge, LA 70806, (225) 806-0803, spoke for information only.

Representative Cox offered a motion to report House Bill No. 172 favorably. Without objection, House Bill No. 172 was reported favorably by a vote of 16 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, Leopold, Lyons, McMahan, Pearson, Pugh, Thomas, and Turner voted yea.

Witness cards submitted by individuals who did not speak are as follows: 4 in support. Witness cards are included in the committee records.

**House Bill No. 305 by Representative Falconer**

Representative Falconer presented House Bill No. 305, which provides relative to telemarketing to elder persons and persons with disabilities.

Mr. Chris Styron, Louisiana Department of Justice, 1885 N. Third St., Baton Rouge, LA 70802, spoke for information only.

Mr. Harold Bartholomew, Jr., ADA, 701 N. Columbia St., Covington, LA, (985) 809-8383, spoke in favor of House Bill No. 305.

Representative Pugh offered a motion to report House Bill No. 305 favorably. Without objection, House Bill No. 305 was reported favorably by a vote of 17 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, Leopold, Lyons, McMahan, Moss, Pearson, Pugh, Thomas, and Turner voted yea.

Witness cards are included in the committee records.

**House Bill No. 391 by Representative Foil**

Representative Foil presented House Bill No. 391, which provides for the certification of veteran-owned businesses.

Representative Cox offered amendments to House Bill No. 391, which would reorganize legislative findings and intent to commend veterans for their tremendous sacrifice, recognize the need for a program to aid in the reassimilation into civilian life, and encourage veterans to start businesses; create The Veterans First Business Initiative; and encourage cooperation between economic development organizations to promote and recognize businesses as veteran-owned and to facilitate interactions between veteran-owned businesses and veterans seeking employment. Representative Cox offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 17 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, Leopold, Lyons, McMahan, Moss, Pearson, Pugh, Thomas, and Turner voted yea.

Mr. Justin Ferguson, 25780 Hwy. 1032, Denham Springs, LA 70726, (225) 353-2627, spoke in support of House Bill No. 391.

Representative Cox offered a motion to report House Bill No. 391 with amendments. Without objection, House Bill No. 391 was reported with amendments by a vote of 17 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, Leopold, Lyons, McMahan, Moss, Pearson, Pugh, Thomas, and Turner voted yea.

Witness cards submitted by individuals who did not speak are as follows: 2 in support and 3 for information only. Witness cards are included in the committee records.

**House Bill No. 297 by Representative Howard**

On behalf of Representative Howard, Representative Foil presented House Bill No. 297, which provides relative to the secretary of state's office.

Representative Carmody offered amendments to House Bill No. 297, which would add to online filing methods. Representative Carmody offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 17 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, Leopold, Lyons, McMahan, Moss, Pearson, Pugh, Thomas, and Turner voted yea.

Mr. Steve Hawkland, Secretary of State, 8585 Archives Ave., Baton Rouge, LA 70809, (225) 922-1189, spoke for information only.

Representative Pugh offered a motion to report House Bill No. 297 with amendments. Without objection, House Bill No. 297 was reported with amendments by a vote of 17 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, Leopold, Lyons, McMahan, Moss, Pearson, Pugh, Thomas, and Turner 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. 102 by Representative Jones**

On behalf of Representative Jones, Representative Marino presented House Bill No. 102, which provides relative to the disposition of the remains of a homicide victim.

Representative Carmody offered amendments to House Bill No. 102, which would limit the homicides for which a person is prohibited from controlling the remains of a decedent to first degree murder, second degree murder, and manslaughter; would remove the provision that would prohibit a person from controlling the disposition of remains if he committed another crime that caused the decedent's death; and would provide that no person shall have the right to cremate a decedent when a warrant or judicial determination of probable cause for first degree murder, second degree murder, or manslaughter has been issued for his arrest for the death of the decedent. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Carmody, Chad Brown, Cox, Hilferty, Hollis, Jordan, Leopold, Lyons, McMahan, Moss, Pugh, and Thomas voted yea.

Representative Pugh offered a motion to report House Bill No. 102 with amendments. Without objection, House Bill No. 102 was reported with amendments by a vote of 12 yeas and 0 nays.

Representatives Carmody, Chad Brown, Cox, Hilferty, Hollis, Jordan, Leopold, Lyons, McMahan, Moss, Pugh, and Thomas voted yea.

Witness cards submitted by individuals who did not speak are as follows: 8 in support. Witness cards are included in the committee records.

#### **House Bill No. 322 by Representative Turner**

Representative Carmody offered a motion to voluntarily defer action on House Bill No. 322, which provides for the inspection and investigation of premises by a fire prevention bureau. Without objection, action on House Bill No. 322 was voluntarily deferred by a vote of 13 yeas and 0 nays. Representatives Carmody, Chad Brown, Coussan, Cox, Hilferty, Hollis, Jordan, Leopold, Lyons, McMahan, Moss, Pugh, and Thomas voted yea.

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

#### **House Bill No. 458 by Representative Howard**

Representative Carmody offered a motion to voluntarily defer action on House Bill No. 458, which requires the Louisiana Used Motor Vehicle Commission to add golf carts as a type of business that a person may select when applying for a used dealer license. Without objection, action on House Bill No. 458 was voluntarily deferred by a vote of 13 yeas and 0 nays. Representatives Carmody, Chad Brown, Coussan, Cox, Hilferty, Hollis, Jordan, Leopold, Lyons, McMahan, Moss, Pugh, and Thomas voted yea.

There were no witness cards submitted for House Bill No. 458.

#### **House Bill No. 273 by Representative Carmody**

Representative Carmody presented House Bill No. 273, which provides relevant updates and technical corrections to statutes relative to contractors.

Representative Hollis offered amendments to House Bill No. 273, which would remove a four-hour instruction requirement in Louisiana's "Unfair Trade Practices and Consumer Protection Law" for applicants for a license to perform mold remediation. There was no objection and the amendments were adopted by a vote of 14 yeas and 0 nays. Representatives Carmody, Chad Brown, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, Leopold, Lyons, McMahan, Moss, Pugh, and Thomas voted yea.

Mr. Michael McDuff, Louisiana Contractors Licensing Board, 2525 Quail Dr., Baton Rouge, LA 70808, (225) 763-3983, spoke for information only.

Mr. Larry Bankston, attorney for the Louisiana Contractors Licensing Board, 8708 Jefferson Hwy., Baton Rouge, LA 70809, (225) 766-3800, spoke for information only.

Representative Pugh offered a motion to report House Bill No. 273 with amendments. Without objection, House Bill No. 273 was reported with amendments by a vote of 16 yeas and 0 nays. Representatives Carmody, Chad Brown, Connick, Coussan, Cox, Hilferty, Hollis, Jefferson, Jordan, Leopold, Lyons, McMahan, Moss, Pearson, Pugh, and Thomas 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.

#### **IV. OTHER BUSINESS**

There was no other business.

#### **V. ANNOUNCEMENTS**

There were no announcements.

#### **VI. ADJOURNMENT**

The meeting was adjourned at 11:28 a.m.

Respectfully submitted,

Chairman Thomas G. Carmody, Jr.  
House Committee on Commerce