ROLL CALL AND RECORD VOTE

Committee: Administration of Criminal Justice

Location: Room 6 Staff: Kelly C. Fogleman, Attorney

Alicia Spivey, Secretary Date/Time: 04/04/18 9:00 a.m. Michelle D. Fontenot, Director Jordan Zeringue, Clerk

Desiree Cotton, Clerk

Angela McKnight, Sergeant at Arms Myrtis Jarrell, Sergeant at Arms

Roll Call: Convened: 09:03 AM 17 02:13 PM Adjourned:

Number of Members: 18 Quorum: 10

Mack, Sherman Q. Present Bacala, Tony Present Present Bagneris, John H. Carpenter, Barbara Present Crews, Raymond J. Present Dwight, Stephen Present Gaines, Randal L.

Absent

Hazel, Lowell C. "Chris" Present Hodges, Valarie Present Howard, Frank A. Present James, Edward C. "Ted" Present Landry, Terry Present Marcelle, Denise Present Marino, Joseph Present Muscarello, Nicholas Present Norton, Barbara M. Present Pylant, Steve E. Present Stefanski, John M. Present

HB44 by TERRY BROWN

Provides an exception to the crime of illegal carrying of weapons for clerks of court and tax assessors

Motion made by: Mack, Sherman Q. Motion: **Defer Voluntary**

Vote: 13-0 Mack, Sherman Q. Yea Yea Bacala, Tony Vote Date: 4/4/2018 2:12:11 PM

Bagneris, John H. Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Pylant, Steve E. Yea

HB44 by TERRY BROWN

Final Action: Defer Voluntary. (13-0)

Nay

HB79 by MACK

Creates the crime of abuse of persons with infirmities through electronic means and provides for criminal penalties and exceptions

Amendment: HCAHB79 2697 2153

Motion made by: Mack, Sherman Q.

AMD Motion: Adopt
Vote: 13-0

Vote Date:4/4/2018 9:10:48 AMCarpenter, Barbara
Crews, Raymond J.Yea

Dwight, Stephen Yea Hodges, Valarie Yea Howard, Frank A. Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea Stefanski, John M. Yea

Mack, Sherman Q.

Motion made by: Marcelle, Denise

Motion: With Amendments

4/4/2018 9:15:25 AM

Vote:15-0Mack, Sherman Q.YeaWate Pate4/4/2049 2.45 25 AMBacala, TonyYea

Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea

Pylant, Steve E. Yea Stefanski, John M. Yea

HB79 by MACK

Vote Date:

Final Action: Reported with amendments. (15-0)

HB88 by MACK

Creates the crime of government benefits fraud

Amendment: a-james

Motion made by: James, Edward C. "Ted"

AMD Motion: Adopt
Vote: 6-11

Vote Date:4/4/2018 9:44:48 AMBacala, Tony Bagneris, John H.Nay YeaObjection by:Mack, Sherman Q.Carpenter, BarbaraYea

Crews, Raymond J. Nay
Dwight, Stephen Nay
Hazel, Lowell C. "Chris" Nay
Hodges, Valarie Nay
Howard, Frank A. Nay
James, Edward C. "Ted" Yea
Landry, Terry Yea

Landry, Terry
Marcelle, Denise
Marino, Joseph
Muscarello, Nicholas
Norton, Barbara M.
Pylant, Steve E.
Nay
Stefanski, John M.
Nyea

Mack, Sherman Q.

Yea

HB88 by MACK

Creates the crime of government benefits fraud

Amendment: a-marino

Motion made by: Marino, Joseph

AMD Motion: Adopt **Vote:** 17-0

Vote Date:4/4/2018 9:53:36 AMBacala, Tony
Bagneris, John H.Yea

Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Yea

Mack, Sherman Q.

Mack, Sherman Q.

Norton, Barbara M. Yea
Pylant, Steve E. Yea
Stefanski, John M. Yea

Motion made by: Hodges, Valarie

Motion: With Amendments

Vote: 10-6

Vote Date:4/4/2018 10:08:45 AMBacala, Tony
Bagneris, John H.Nay

Objection by: Marcelle, Denise Carpenter, Barbara Nay Crews, Raymond J. Yea

Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea James, Edward C. "Ted" Nay Landry, Terry Nay Marcelle, Denise Nay Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Nay Pylant, Steve E. Yea Stefanski, John M. Yea

HB88 by MACK

Final Action: Reported with amendments. (10-6)

HB111 by MACK

Provides relative to the payment of restitution to the victim of a crime

Motion made by: Marcelle, Denise

Motion: Favorably

Vote:12-0Mack, Sherman Q.YeaVote Date:4/4/2018 10:12:50 AMBagneris, John H.Yea

Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea

Pylant, Steve E. Yea

HB111 by MACK

Final Action: Reported favorably. (12-0)

HB167 by MACK

Provides relative to the disbursement of funds to district offices from the La. Public Defender Fund

Amendment: HCAHB167 2697 1599 Motion made by: Mack, Sherman Q.

AMD Motion: Adopt Vote: 13-0

Mack, Sherman Q. Yea Bagneris, John H. Yea Vote Date: 4/4/2018 10:17:21 AM Crews, Raymond J.

Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea Landry, Terry Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea Stefanski, John M. Yea

Motion made by: Howard, Frank A.

Motion: With Amendments

Vote: 13-0 Mack, Sherman Q. Yea Bagneris, John H. Yea Vote Date: 4/4/2018 10:18:07 AM

Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea Landry, Terry Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea Stefanski, John M. Yea

Motion made by: Marino, Joseph

Motion: Reconsider motion to report with amendments

Vote: 13-0 Mack, Sherman Q. Yea Yea Bagneris, John H. Vote Date: 4/4/2018 10:26:10 AM

Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea Stefanski, John M. Yea

Motion made by: Crews, Raymond J.

Motion: Reconsider motion to adopt amendments

Vote: Mack, Sherman Q. Nay Bacala, Tony Nay Vote Date: 4/4/2018 10:51:04 AM Bagneris, John H. Yea Carpenter, Barbara Yea Objection by: Mack, Sherman Q.

Crews, Raymond J. Yea Dwight, Stephen Nay Hazel, Lowell C. "Chris" Nay Hodges, Valarie Nay Howard, Frank A. Nay James, Edward C. "Ted" Yea

Landry, Terry Yea Marino, Joseph Yea Muscarello, Nicholas Nay Norton, Barbara M. Yea Pylant, Steve E. Nay Stefanski, John M. Nay

HB167 by MACK

Provides relative to the disbursement of funds to district offices from the La. Public Defender Fund

Motion made by: Stefanski, John M.

Motion: With Amendments

Vote:16-0Mack, Sherman Q.YeaVote Peter4/4/2048 40:54:48 AMBagneris, John H.Yea

Vote Date: 4/4/2018 10:54:18 AM Carpenter, Barbara Yea

Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Howard, Frank A. Yea Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea Stefanski, John M. Yea

HB167 by MACK

Final Action: Reported with amendments. (16-0)

HB200 by WRIGHT

Repeals the prohibition on the manufacture, ownership, possession, custody, or use of certain knives and similar instruments

Motion made by: Mack, Sherman Q.

Motion: Defer Voluntary

Vote:13-0Mack, Sherman Q.YeaVote Date:4/4/2018 2:12:23 PMBacala, TonyYea

Bagneris, John H. Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Pylant, Steve E. Yea

HB200 by WRIGHT

Final Action: Defer Voluntary. (13-0)

HB212 by JACKSON

Creates the crimes of theft of livestock and theft of timber

Motion made by: Howard, Frank A.

Motion: Favorably

Vote: 16-0 Mack, Sherman Q. Yea Bagneris, John H. Yea

Vote Date: 4/4/2018 11:30:59 AM Carpenter, Barbara Yea Crews, Raymond J. Yea

Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Howard, Frank A. Yea Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea Stefanski, John M.

HB212 by JACKSON

Final Action: Reported favorably. (16-0)

HB240 by STAGNI

Vote:

Provides relative to the crime of illegally supplying a felon with a firearm

Motion made by: Mack, Sherman Q.

Motion: Favorably

15-0 Mack, Sherman Q. Yea Bacala, Tony Yea Vote Date: 4/4/2018 2:02:57 PM

Bagneris, John H. Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Howard, Frank A. Yea Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marino, Joseph Yea

Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea

HB240 by STAGNI

Final Action: Reported favorably. (15-0)

HB261 by MARINO

Provides relative to the use of telecommunications devices as a form of harassment

Amendment: a-crews

Motion made by: Crews, Raymond J.

AMD Motion: Adopt

Vote: 14-0 Mack, Sherman Q. Yea Bacala, Tony Yea Vote Date: 4/4/2018 2:10:03 PM

Bagneris, John H. Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea

Hazel, Lowell C. "Chris" Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E.

Yea

Motion made by: Hazel, Lowell C. "Chris"

4/4/2018 2:11:56 PM

Motion: With Amendments

Vote: 13-0 Mack, Sherman Q. Yea Bacala, Tony Yea

> Bagneris, John H. Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea

Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Pylant, Steve E. Yea

HB261 by MARINO

Vote Date:

Final Action: Reported with amendments. (13-0)

HB271 by GAROFALO

Provides for the carrying of a concealed handgun on school property by certain teachers or administrators

a-mack **Amendment:**

Motion made by: Mack, Sherman Q.

AMD Motion: Adopt 8-7

Vote: Mack, Sherman Q. Yea Bagneris, John H. Nay Vote Date: 4/4/2018 11:37:37 AM Carpenter, Barbara Nay

Crews, Raymond J. Yea Objection by: Landry, Terry

Dwight, Stephen Yea Hazel, Lowell C. "Chris" Nay Howard, Frank A. Nay James, Edward C. "Ted" Yea Landry, Terry Nay Marcelle, Denise Nay Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Nay Pylant, Steve E. Yea

Yea

Stefanski, John M.

HB271 by GAROFALO

Provides for the carrying of a concealed handgun on school property by certain teachers or administrators

Motion made by: Pylant, Steve E. **Motion:** With Amendments

Vote:

Yea Bacala, Tony **Vote Date:** 4/4/2018 1:41:31 PM Bagneris, John H. Nay Nay James, Edward C. "Ted" Carpenter, Barbara Objection by:

Crews, Raymond J. Yea Dwight, Stephen Nay Hazel, Lowell C. "Chris" Nay Hodges, Valarie Yea Howard, Frank A. Yea James, Edward C. "Ted" Nay Landry, Terry Nay Marcelle, Denise Nay Marino, Joseph Nay Muscarello, Nicholas Yea Norton, Barbara M. Nay

Mack, Sherman Q.

Pylant, Steve E. Yea Stefanski, John M. Yea

HB271 by GAROFALO

HB307 by THOMAS

Provides for the rights of certain crime victims

Amendment: A-Marino

Motion made by: Marino, Joseph

AMD Motion: Adopt 15-0 Vote:

Bacala, Tony Yea Vote Date: 4/4/2018 1:45:38 PM Bagneris, John H. Yea

> Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea Stefanski, John M.

Yea

Yea

Yea

Mack, Sherman Q.

Motion made by: Pylant, Steve E.

Motion: With Amendments

Vote: 15-0 Mack, Sherman Q. Yea Bacala, Tony Yea 4/4/2018 1:45:59 PM **Vote Date:**

Bagneris, John H. Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea

Stefanski, John M.

HB307 by THOMAS

Final Action: Reported with amendments. (15-0)

HB357 by MARCELLE

Prohibits a person convicted of a hate crime from possessing a firearm or carrying a concealed weapon

Motion made by: Mack, Sherman Q.

Motion: Defer Voluntary

Vote:13-0Mack, Sherman Q.YeaVote Peter4/4/2048 2:42:26 PMBacala, TonyYea

 Vote Date:
 4/4/2018 2:12:36 PM
 Bagneris, John H.
 Yea

Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Pylant, Steve E. Yea

HB357 by MARCELLE

Final Action: Defer Voluntary. (13-0)

HB389 by G.CARTER

Increases penalties for the crime of sexual assault of persons with infirmities and provides enhanced penalties under certain circumstances

Motion made by: Mack, Sherman Q.

Motion: Defer Voluntary

 Vote:
 14-0
 Mack, Sherman Q.
 Yea

 Vote Date:
 4/4/2018 2:12:53 PM
 Bacala, Tony
 Yea

Bagneris, John H. Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Pylant, Steve E. Yea

HB389 by G.CARTER

Final Action: Defer Voluntary. (14-0)

HB440 by HODGES

Expands DPS&C's substance abuse probation program to include treatment for mental health issues

Amendment: HCAHB440 2697 1190

Motion made by: Hodges, Valarie

AMD Motion: Adopt

Vote:15-0Mack, Sherman Q.YeaVote Date:4/4/2018 1:50:43 PMBacala, TonyYea

Bagneris, John H. Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marino, Joseph Yea Muscarello, Nicholas Yea

Norton, Barbara M. Yea Pylant, Steve E. Yea

HB440 by HODGES

Expands DPS&C's substance abuse probation program to include treatment for mental health issues

Motion made by: Norton, Barbara M.

Motion: With Amendments

Vote:15-0Mack, Sherman Q.YeaWate Pate4/4/2010 4 50 45 PMBacala, TonyYea

Vote Date:4/4/2018 1:53:45 PMBacala, TonyYeaBagneris, John H.Yea

Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea

Pylant, Steve E.

HB440 by HODGES

Final Action: Reported with amendments. (15-0)

HB448 by G.CARTER

Provides for the seizure of firearms of persons who pose a risk of imminent personal injury to self or others

Motion made by: Mack, Sherman Q.

Motion: Defer Voluntary

Vote:14-0Mack, Sherman Q.YeaVote Date:4/4/2018 2:13:05 PMBacala, TonyYea

Bagneris, John H. Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Pylant, Steve E. Yea

HB448 by G.CARTER

Final Action: Defer Voluntary. (14-0)

HB495 by HAZEL

Provides relative to concealed carry of firearms for qualified retired law enforcement officers

Motion made by: Norton, Barbara M.

Motion: Favorably

Vote:15-0Mack, Sherman Q.YeaVote Date:4/4/2018 2:00:42 PMBacala, TonyYea

Bagneris, John H. Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea

Yea

Pylant, Steve E.

HB495 by HAZEL

Final Action: Reported favorably. (15-0)

HB543 by EMERSON

Provides relative to concealed carry of firearms for qualified retired law enforcement officers

Motion made by: Mack, Sherman Q.

Motion: Defer Voluntary

Vote: 15-0 Mack, Sherman Q. Yea

Vote Date:4/4/2018 11:15:36 AMBagneris, John H.YeaCarpenter, BarbaraYea

Crews, Raymond J. Yea Dwight, Stephen Yea Hodges, Valarie Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea Stefanski, John M. Yea

HB543 by EMERSON

Final Action: Defer Voluntary. (15-0)

HB702 by BOUIE

Adds former members of the legislature to the list of persons who are excepted from the crime of illegal carrying of weapons

Motion made by: Mack, Sherman Q.
Motion: Defer Voluntary

 Vote:
 17-0
 Mack, Sherman Q.
 Yea

 Vote Date:
 4/4/2018 1:43:47 PM
 Bacala, Tony
 Yea

Bagneris, John H. Yea Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea

Yea

Stefanski, John M.

HB702 by BOUIE

Final Action: Defer Voluntary. (17-0)

HB726 by BOUIE

Provides relative to the membership of the Juvenile Justice Reform Act Implementation Commission

Motion made by: Mack, Sherman Q.

Motion: Favorably

Vote:17-0Mack, Sherman Q.YeaVote Pate:4/4/2048 4:43:40 PMBacala, TonyYea

Vote Date: 4/4/2018 1:43:19 PM Bagneris, John H. Yea

Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hazel, Lowell C. "Chris" Yea Hodges, Valarie Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea

Pylant, Steve E. Yea Stefanski, John M. Yea

HB726 by BOUIE

Final Action: Reported favorably. (17-0)

HB836 by EMERSON

Provides relative to concealed carry on college campuses

Motion made by: Mack, Sherman Q.

Motion: Defer Voluntary

Vote:15-0Mack, Sherman Q.YeaVote Date:4/4/2018 11:13:18 AMBagneris, John H.Yea

Carpenter, Barbara Yea Crews, Raymond J. Yea Dwight, Stephen Yea Hodges, Valarie Yea Howard, Frank A. Yea James, Edward C. "Ted" Yea Landry, Terry Yea Marcelle, Denise Yea Marino, Joseph Yea Muscarello, Nicholas Yea Norton, Barbara M. Yea Pylant, Steve E. Yea

Yea

Stefanski, John M.

HB836 by EMERSON

Final Action: Defer Voluntary. (15-0)