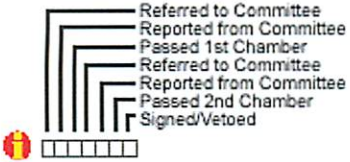


THE CAPITOL GROUP

LSBA 2013 FINAL REPORT WITH BAR POSITION

06-19-2013 - 10:40:00



[HB 293](#)

[Foil, Franklin\(R\)](#)

Allows certain certified records to be used as evidence.

Specific Remarks: This bill is opposed because it is not necessary and has not been reviewed by the Louisiana Law Institute.

OPPOSE

Lobbyist Larry Murray reports: FAILED. While amended in both the House and Senate committees to address most of our concerns, the author ultimately returned the bill to the calendar at the request of the LSBA and passed instead HCR 174 requesting a Law Institute study of this issue.

Last Action: 5-28-13 S Returned to the calendar - subject to call

[HB 381](#)

[Bishop, Wesley\(D\)](#)

Provides relative to the Louisiana Governmental Claims Act.

Companions: [HB 1077](#) (Refiled from 38R Session)

Specific Remarks: This bill is opposed because it creates a de facto immunity, which is opposed generally by the LSBA as per policy of the House of Delegates.

OPPOSE

Lobbyist Larry Murray reports: FAILED. The author did not move this bill.

Last Action: 4-22-13 H Committee Hearing Cancelled House Civil

HB 402	Seabaugh, Alan(R)	<p>Law</p> <p>Provides relative to employment discrimination.</p> <p>Specific Remarks: This bill interferes with judicial discretion.</p> <p>OPPOSE</p> <p><i>Lobbyist Larry Murray reports: FAILED. The author did not move this bill.</i></p> <p>Last Action: 3-28-13 H Referred to House Committee on House Labor and Industrial Relations</p>
HB 408	Foil, Franklin(R)	<p>Revises the business corporation laws.</p> <p>Specific Remarks: The bill directly affects the practice of law, and would bring Louisiana in line with other states.</p> <p>SUPPORT</p> <p><i>Lobbyist Larry Murray reports: FAILED. The length of the bill and the substantial fiscal impact associated with its implementation resulted in a request from the Senate leadership that the bill be delayed a year.</i></p> <p>Last Action: 5-28-13 S Recommitted Senate Finance</p>
HB 424	Lopinto, Joseph(R) Martiny(R)	<p>Provides relative to operating a vehicle while intoxicated as relates to third offense DWI.</p> <p>Specific Remarks: This bill gives to judges the needed discretion to determine sentence and addresses access to justice issue, as per House of Delegates policy.</p> <p>SUPPORT</p> <p><i>Lobbyist Larry Murray reports: AMENDED AND PASSED.</i></p> <p>Last Action: 6- 7-13 S Enrolled</p>
HB 469	Adams, Bryan(R) Walsworth(R)	<p>Provides with respect to immunity from liability for volunteer firemen.</p> <p>Specific Remarks: This bill was originally opposed. Due to amendment, the basis for the opposition has been removed. The LSBA now takes NO POSITION on this bill (5/13/13).</p> <p>OPPOSE -Subsequently moved to "NO POSITION"</p> <p><i>Lobbyist Larry Murray reports: AMENDED AND PASSED. Working with the author, the bill was substantially amended to address LSBA concerns and the LSBA moved to "No Position."</i></p> <p>Last Action: 8- 1-13 G Effective (Act: 196)</p>
HB 472	Morris, Jay(R) Kostelka(R)	<p>Provides relative to class actions.</p>

Specific Remarks: This bill was originally opposed. Due to amendment, the basis for the opposition has been removed. The LSBA now takes NO POSITION on this bill (4/26/13).

OPPOSE -Subsequently moved to "NO POSITION"

Lobbyist Larry Murray reports: AMENDED AND PASSED. Working with the author, the bill was substantially amended to address LSBA concerns and the LSBA moved to "No Position."

Last Action: 8- 1-13 G Effective (Act: 254)

[HB 475](#)

[Mack, Sherman\(R\)](#)

Provides relative to civil actions against firearm manufacturers.

Specific Remarks: This bill is opposed because of House of Delegates policy opposing the creation of special rules favoring subclasses or parties.

OPPOSE

Lobbyist Larry Murray reports: FAILED. The author did not move this bill.

Last Action: 4- 9-13 H Committee Hearing Cancelled House Civil Law

[HB 481](#)

[Garofalo, Ray\(R\)](#)

Provides disclosure procedures for asbestos and silica claims.

Specific Remarks: This bill is opposed because of House of Delegates policy opposing the creation of special rules favoring subclasses or parties.

OPPOSE

Lobbyist Larry Murray reports: FAILED. The author did not move this bill.

Last Action: 3-29-13 H Referred to House Committee on House Civil Law

[HB 515](#)

[Thierry, Ledricka\(D\)](#)

Constitutional amendment authorizing a State Tax Court.

Specific Remarks: The creation of tax courts is opposed because questions remain regarding the appointment of tax court judges and because the judicial council was not consulted.

OPPOSE

Lobbyist Larry Murray reports: FAILED. The author did not move this bill.

Last Action: 5- 2-13 H Voluntarily Deferred in Committee House Judiciary

[HB 567](#)

[Ponti, Erich\(R\)](#)

Provides relative to debt relief services.

Specific Remarks: This bill creates opportunities for the unauthorized practice of law.

OPPOSE

Lobbyist Larry Murray reports: FAILED. The LSBA played a significant role in the defeat of this legislation (18-70) on the House Floor.

Last Action: 5- 8-13 H Failed to pass (Vote: Y: 18/N: 70)

[HB 585](#)

[Thierry, Ledricka\(D\)](#)

Establishes a Tax Court for adjudication of tax matters.

Specific Remarks: The creation of tax courts is opposed because questions remain regarding the appointment of tax court judges and because the judicial council was not consulted.

OPPOSE

Lobbyist Larry Murray reports: FAILED. The author did not move this bill.

Last Action: 5- 2-13 H Voluntarily Deferred in Committee House Judiciary

[HB 588](#)

[Abramson, Neil\(D\)](#)
[Murray\(D\)](#)

Provides relative to extending liberative prescriptive periods.

Specific Remarks: This bill would affect positively the practice of law and would allow more time for settlement.

SUPPORT

Lobbyist Larry Murray reports: AMENDED AND PASSED.

Last Action: 8- 1-13 G Effective (Act: 88)

[HB 589](#)

[Abramson, Neil\(D\)](#)
[LaFleur\(D\)](#)

Provides a comprehensive revision of the Code of Civil Procedure.

Specific Remarks: This bill affects the practice of law and is opposed because it causes unnecessary sweeping changes.

OPPOSE

Lobbyist Larry Murray reports: AMENDED AND PASSED. Working with the author, the bill was substantially amended to address LSBA concerns.

Last Action: 6- 7-13 S Enrolled

[HB 691](#)

[Fannin, Jim\(D\)](#)
[Alario\(R\)](#)

Appropriates funds for the expenses of the Louisiana Judiciary for Fiscal Year 2013-2014.

Companions: [HB 1058](#) (Refiled from 38R Session)

Specific Remarks: The LSBA supports this bill because it supports an adequately funded judiciary.

SUPPORT

Lobbyist Larry Murray reports: PASSED.

Last Action: 6- 6-13 H Enrolled

[SB 27](#)

[Broome\(D\)](#)
[Bishop, Wesley\(D\)](#)

Provides for the Louisiana Home Protection Act.

Specific Remarks: This bill was originally opposed# Following significant amendments, the LSBA now takes NO POSITION on this bill (5/14/13).

OPPOSE - Subsequently moved to "NO POSITION"

Lobbyist Larry Murray reports: AMENDED AND PASSED. Working with the author, this bill was substantially amended to address LSBA concerns and the LSBA moved to "No Position."

Last Action: 8- 1-13 G Effective (Act: 339)

[SB 108](#)

[Perry\(R\)](#)

Provides relative to an offender convicted of first degree murder with life sentence.

Specific Remarks: Legislature should not be involved in the administration of visitation and privileges in a prison facility.

OPPOSE

Lobbyist Larry Murray reports: FAILED. This bill failed its initial committee hearing.

Last Action: 5-14-13 S Voluntarily Deferred in Committee Senate Judiciary (C)

[SB 112](#)

[Gallot\(D\)](#)

Provides procedure for expungement of certain criminal records.

Specific Remarks: This bill is supported because of its beneficial effect on access to justice.

SUPPORT

Lobbyist Larry Murray reports: FAILED. The author did not move this bill.

Last Action: 4-30-13 S Not Heard in Committee Senate Judiciary (C)

[SB 166](#)

[Claitor\(R\)](#)

Provides relative to consumer litigation loans.

Specific Remarks: This bill is supported because of the positive effects upon the practice of law.

SUPPORT

Larry Murray reports: FAILED. Despite significant efforts by the LSBA in support of this bill, it ultimately failed in the House committee.

General Remarks: SUPPORT -

Last Action: 5-13-13 H Involuntarily Deferred House Commerce

[SB 188](#)

[Martiny\(R\)](#)
[Lopinto, Joseph\(R\)](#)

Provides for salaries of judges as recommended by the Judicial Compensation Commission.

Specific Remarks: The LSBA supports this bill because it supports an adequately funded judiciary.

SUPPORT

Lobbyist Larry Murray reports: PASSED. Increases are as follows: Supreme Court Justices (5.5%) Appellate Judges (3.7%); District Judges (4%); then 2.1% in each of the following four years.

Last Action: 6- 4-13 S Enrolled

[SB 198](#)

[White\(R\)](#)
[St. Germain, Karen\(D\)](#)

Consolidates the functions of the Louisiana Emergency Response Network and the Bureau of Emergency Medical Services into the Louisiana Emergency Medical Services and Response Network. Became SB 262.

Companions: [SB 262](#) (Substitute)

Specific Remarks: This bill was originally opposed. The LSBA now takes NO POSITION on this bill (5/13/13).

OPPOSE - Subsequently moved to "NO POSITION"

Lobbyist Larry Murray reports: This bill was AMENDED and became [SB 262](#) (see below).

Last Action: 5-13-13 S Set on the Senate Orders

[SB 230](#)

[Riser\(R\)](#)

Creates the Tax Court to replace the Louisiana Board of Tax Appeals and expands its jurisdiction to local tax matters.

Specific Remarks: The creation of tax courts is opposed because questions remain regarding the appointment of tax court judges and because the judicial council was not consulted.

OPPOSE

Lobbyist Larry Murray reports: FAILED. The author did not move this bill.

Last Action: 3-29-13 S Referred to Senate Committee on Senate Revenue and Fiscal Affairs

[SB 262](#)

[White\(R\)](#)
[St. Germain, Karen\(D\)](#)

Provides for the Louisiana Board of Emergency Medical Services. Substitute for SB 198.

Companions: [SB 198](#) (Substitute)

Specific Remarks: **OPPOSE - Subsequently moved to "NO POSITION"**

Lobbyist Larry Murray reports: FAILED.

Last Action: 5-29-13 H Voluntarily Deferred in Committee House Health and Welfare

	All	Track
Total Bills:	23	0

- End of Report -

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