

2015 Regular Session

HOUSE BILL NO. 26

BY REPRESENTATIVE MILLER

PROPERTY/SUBSTANDARD: Provides with respect to powers of the governing authority of St. Charles Parish relative to grass cutting

1 AN ACT

2 To amend and reenact R.S. 33:1236.26(A), relative to the governing authorities of the
3 parishes of St. Charles and St. John the Baptist; to provide with respect to
4 notification to property owners of violations of grass cutting ordinances; and to
5 provide for related matters.

6 Notice of intention to introduce this Act has been published
7 as provided by Article III, Section 13 of the Constitution of
8 Louisiana.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 33:1236.26(A) is hereby amended and reenacted to read as follows:

11 §1236.26. Powers of the governing authorities of Pointe Coupee Parish, St. Charles
12 Parish, and St. Landry Parish; nuisance ordinance regarding grass and
13 obnoxious weeds; notice required

14 A. The governing authorities of the parishes of Pointe Coupee, St. Charles,
15 and St. Landry may amend ordinances to compel property owners to cut grass and
16 obnoxious weeds on their property without the notice required in R.S.
17 33:1236(21)(a)(i) if the property owner liable has been notified pursuant to ~~said~~ that
18 Item at any time during the immediately preceding twelve months and has failed to
19 do the work himself after an opportunity to do so.

20 * * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 Section 2. R.S. 33:1236.26(A) is hereby amended and reenacted to read as follows:

2 §1236.26. Powers of the governing authorities of Pointe Coupee Parish, St. John the

3 Baptist Parish, and St. Landry Parish; nuisance ordinance regarding grass and

4 obnoxious weeds; notice required

5 A. The governing authorities of the parishes of Pointe Coupee, St. John the

6 Baptist, and St. Landry may amend ordinances to compel property owners to cut

7 grass and obnoxious weeds on their property without the notice required in R.S.

8 33:1236(21)(a)(i) if the property owner liable has been notified pursuant to ~~said that~~ that

9 Item at any time during the immediately preceding twelve months and has failed to

10 do the work himself after an opportunity to do so.

11 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 26 Reengrossed

2015 Regular Session

Miller

Abstract: Provides with respect to powers of the governing authorities of the parishes of St. Charles and St. John the Baptist with respect to grass cutting.

Present law authorizes parish governing authorities to require property owners to cut grass on their property. Authorizes the parishes to have such work done and charge the property owner for the work if the property owner does not cut the grass himself. Requires the parish governing authority to serve a registered or certified letter as notification to property owners each time before cutting or removing obnoxious weeds growing on the property.

Present law authorizes the governing authorities of the parishes of Point Coupee and St. Landry to amend local ordinances to require that only one yearly notice be sent to compel property owners to cut grass on their property. Proposed law adds the governing authorities of St. Charles and St. John the Baptist to parishes so authorized; otherwise retains present law.

Present law requires that prior to authorizing the grass cutting, the governing authorities shall file and record an affidavit, signed by the parish president. Such affidavit shall include the following:

1. A description of the property.
2. A photograph of the property identifying the unsafe conditions.
3. A statement that the property owner liable has within the past 12 months failed to do such work after notification and an opportunity to do so.

Proposed law retains present law and makes it applicable to St. Charles Parish and St. John the Baptist Parish.

(Amends R.S. 33:1236.26(A))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Add St. John the Baptist Parish to list of parishes to which present law is applicable.