

Regular Session, 2014

HOUSE BILL NO. 392

BY REPRESENTATIVE SCHEXNAYDER

ADMINISTRATION DIVISION: Requires the state to provide free assistance to local law enforcement agencies for the transfer of surplus equipment and supplies through the Department of Defense Excess Property Program (1033 Program)

1 AN ACT

2 To enact R.S. 39:330.4, relative to property control; to require the state to provide free  
3 assistance to local law enforcement agencies for the transfer of surplus equipment  
4 and supplies from the Department of Defense through the Department of Defense  
5 Excess Property Program; to prohibit the state from charging local law enforcement  
6 agencies for state costs for such program; to require the Louisiana Federal Property  
7 Assistance Agency to cease imposing or collecting service charges for property  
8 requisitioned through such program; to provide for an effective date; and to provide  
9 for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 39:330.4 is hereby enacted to read as follows:

12 §330.4. Transfer of excess military property to local law enforcement agencies

13 The state, through a designated state coordinator of the federal Law  
14 Enforcement Support Office (LESO) 1033 Program, shall provide free assistance to  
15 local law enforcement agencies for the transfer of surplus equipment and supplies  
16 from the United States Department of Defense through the Department of Defense  
17 Excess Property Program (1033 Program). The state shall not charge local law  
18 enforcement agencies for the state's cost to support such program or the state's cost  
19 to maintain federal compliance. The Louisiana Federal Property Assistance Agency  
20 shall cease imposing or collecting any service charges for property requisitioned  
21 through such program.

1           Section 2. This Act shall become effective upon signature by the governor or, if not  
2 signed by the governor, upon expiration of the time for bills to become law without signature  
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
5 effective on the day following such approval.

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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)]

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Schexnayder

HB No. 392

**Abstract:** Requires the state to provide free assistance to local law enforcement agencies acquiring surplus property through the Dept. of Defense Excess Property Program (1033 Program). Requires the La. Federal Property Assistance Agency to cease imposing or collecting service charges for property requisitioned through the program.

Present federal law authorizes the U.S. Secretary of Defense to provide surplus equipment and supplies to state and local law enforcement agencies. The 1033 Program requires local law enforcement agencies to apply for such equipment through a state point of contact. In Louisiana, the state point of contact is the division of administration, Federal Property Assistance Agency.

Proposed law requires the state, through a designated state coordinator of the federal Law Enforcement Support Office (LESO) 1033 Program, to provide free assistance to local law enforcement agencies for the transfer of surplus equipment and supplies from the U.S. Dept. of Defense through the Dept. of Defense Excess Property Program (1033 Program).

Proposed law prohibits the state from charging law enforcement agencies for the state's cost to support the program or the state's cost to maintain federal compliance. Further requires that the La. Federal Property Assistance Agency cease imposing or collecting service charges for property requisitioned through the program.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 39:330.4)