

Regular Session, 2014

HOUSE BILL NO. 458

BY REPRESENTATIVES ADAMS, BILLIOT, LEOPOLD, AND LORUSSO AND
SENATORS APPEL, MARTINY, PETERSON, AND GARY SMITH

HOMELAND SECURITY: Provides relative to the powers of a parish president during a
declared local disaster or emergency

1 AN ACT

2 To enact R.S. 29:727(J), relative to emergency powers of the parish president; to authorize
3 the recovery of certain costs and damages from a responsible party during a declared
4 parish emergency; to provide for an effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 29:727(J) is hereby enacted to read as follows:

7 §727. Powers of the parish president; penalties for violations

8 * * *

9 J. If a parish president or chief executive officer of a municipality has
10 declared a local disaster or emergency pursuant to Subsection D of this Section,
11 actual costs and expenses resulting from the expenditure of resources or personnel
12 to protect the health, safety, and welfare of citizens may be recovered from the
13 responsible party, even if there is no actual damage sustained by the parish or
14 municipality.

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

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)]

Adams

HB No. 458

Abstract: Authorizes a parish president to recover certain costs and damages expended during a declared parish emergency.

Proposed law authorizes a parish president to recover actual costs and expenses from the responsible party, which results from the expenditure of resources or personnel during a declared local disaster or emergency even if there is no actual damage sustained by the parish or municipality.

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

(Adds R.S. 29:727(J))