

2020 Regular Session

HOUSE BILL NO. 520

BY REPRESENTATIVES DEVILLIER, AMEDEE, BACALA, BEAULLIEU, BISHOP, BUTLER, CARRIER, COUSSAN, CREWS, ECHOLS, EDMONDS, EMERSON, GOUDEAU, HARRIS, HORTON, HUVAL, MACK, MCCORMICK, MCFARLAND, MIGUEZ, ROMERO, AND WRIGHT

COASTAL RESOURCES: Provides relative to the authority to bring enforcement actions under the Louisiana Coastal Zone Management Program

1 AN ACT

2 To amend and reenact R.S. 49:214.36(D) and (E), relative to the Louisiana Coastal Zone
3 Management Program; to provide for the authority to bring enforcement actions; and
4 to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 49:214.36(D) and (E) are hereby amended and reenacted to read as
7 follows:

8 §214.36. Enforcement; injunction; penalties and fines

9 * * *

10 D. The authority to bring an action to impose civil liability or assess
11 damages shall be as follows:

12 (1) Uses of state concern. The secretary, or the attorney general, ~~an~~
13 ~~appropriate district attorney, or a local government with an approved program~~ may
14 bring such injunctive, declaratory, or other actions as are necessary to ensure that no
15 uses of state concern as defined by R.S. 49:214.25(A)(1) are made of the coastal
16 zone for which a coastal use permit has not been issued when required or which are
17 not in accordance with the terms and conditions of a coastal use permit.

the attorney general, an appropriate district attorney, or a local government with an approved coastal program to bring actions to ensure compliance with the permitting program under the La. Coastal Zone Management Program. Limits the district attorney and local government to "uses of local concern" only within their own jurisdiction.

(Amends R.S. 49:214.36(D) and (E))