

2018 Regular Session

HOUSE BILL NO. 782

BY REPRESENTATIVE MCFARLAND

AGRICULTURE/FOREST DEPT: Provides relative to prohibitions and limitations on forest activities and the transportation of harvested timber

1 AN ACT

2 To amend and reenact R.S. 3:3621(B)(2) and to enact R.S. 3:3621(B)(3), relative to
3 restrictions on forest activities; to expand the rights of certain property owners to
4 harvest on bona fide timberland; to provide for compensation to property owners; to
5 prohibit governing authorities from mandating the use of liability bonds and
6 certificates of insurance for the transportation of harvested timber; and to provide for
7 related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 3:3621(B)(2) is hereby amended and reenacted and R.S.
10 3:3621(B)(3) is hereby enacted to read as follows:

11 §3621. Citation; legislative findings; purpose

12 * * *

13 B.

14 * * *

15 (2) The legislature further finds that the purpose of this Part is to allow
16 owners of property classified as forest land or bona fide timberland, as defined in
17 R.S. 47:2302(D), to conduct activities relating to forest production or harvesting or
18 if a governmental entity prohibits or severely limits such activities, to compensate
19 the owners for their losses at fair market value.

1 (3) No liability bond or certificate of insurance shall be required on any road
2 by any entity for transporting harvested timber from a forest or log storage site to a
3 primary processing facility.

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 782 Original

2018 Regular Session

McFarland

Abstract: Requires governmental entities to compensate property owners at fair market value for restricting certain forest activities. Prohibits the use of liability bonds and certificates of insurance by any entity for the transportation of harvested timber.

Present law authorizes owners of forest land to conduct forest production activities.

Proposed law expands present law to include bona fide timberland and forest harvesting.

Present law requires governmental entities to compensate property owners for their losses when the entity prohibits or severely limits forest production.

Proposed law requires the compensation to be at fair market value.

Proposed law prohibits governmental entities from requiring liability bonds or certificates of insurance for the transportation of harvested timber.

(Amends R.S. 3:3621(B)(2); Adds R.S. 3:3621(B)(3))