

Regular Session, 2010

HOUSE BILL NO. 13

BY REPRESENTATIVE HOFFMANN

HIGHWAYS: Provides relative to the installation of speed bumps by municipal and parish governing authorities

1 AN ACT

2 To amend and reenact R.S. 32:41(A)(13) and to enact R.S. 32:41(A)(14), relative to local
3 governmental subdivision authority over traffic control on nonstate maintained
4 roadways; to authorize local governmental subdivisions to install speed bumps on
5 such roadways; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:41(A)(13) is hereby amended and reenacted and R.S.
8 32:41(A)(14) is hereby enacted to read as follows:

9 SUBPART B. POWERS OF LOCAL AUTHORITIES

10 §41. Power of local municipal authorities

11 A. Except as otherwise provided by law, this Chapter shall not be deemed
12 to prevent local municipal authorities, with respect to highways other than state
13 maintained highways within their corporate limits, from adopting ordinances:

14 * * *

15 (13) Directing the installation of speed bumps.

16 (14) Creating additional regulations controlling traffic upon nonstate
17 maintained highways within their corporate limits under their general police power
18 so long as such regulations do not modify, or conflict with, the provisions of this
19 Chapter or regulations of the department and the commissioner adopted pursuant
20 hereto.

21 * * *

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)]

Hoffmann

HB No. 13

Abstract: Expressly authorizes parishes and municipalities to install speed bumps on all public, nonstate maintained roadways within their jurisdictions.

Present law defines "highway" as "every way or place of whatever nature publicly maintained and open to the use of the public for the purpose of vehicular travel...[the term is] synonymous with the word 'street'".

With respect to nonstate maintained highways within their jurisdictions, present law authorizes municipalities to adopt ordinances relative to specific traffic control and regulation activities. These include:

- (1) Establishing speed limits and speed zones.
- (2) Restricting access on limited access highways.
- (3) Creating additional regulations controlling traffic within their boundaries under their general police power.

Present law further grants parishes the same power to adopt ordinances relative to traffic control and regulation activities which is granted to municipalities.

Proposed law retains present law.

Proposed law expressly authorizes municipalities (and thereby indirectly authorizes parishes) to adopt ordinances installing speed bumps on any nonstate maintained roadway within its jurisdiction.

(Amends R.S. 32:41(A)(13); Adds R.S. 32:41(A)(14))