

Regular Session, 2010

HOUSE BILL NO. 941

BY REPRESENTATIVE MILLS

PARISHES: Provides relative to the authority of municipal or parish governments to purchase, install, maintain, and replace culverts

1 AN ACT

2 To enact R.S. 33:4883, relative to the authority of local governmental subdivisions to install
3 culverts; to provide authority for parishes and municipalities to install culverts in
4 certain circumstances; to provide for adoption of ordinances relative to such
5 installations; to provide for content of such ordinances; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 33:4883 is hereby enacted to read as follows:

9 §4883. Culverts; municipal and parish governments

10 The governing authority of a local governmental subdivision may purchase,
11 install, maintain, or replace culverts within any drain, ditch, or canal within its
12 jurisdiction if the governing authority deems such action to be beneficial to the
13 public at large, even if the installation of such culverts may result in a benefit to a
14 private landowner. The governing authority may adopt ordinances regulating the
15 installation of culverts, which may include a requirement that a private person
16 wishing to have a culvert installed within a drain, ditch, or canal affecting his
17 property contract with the governing authority to provide such construction services.

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)]

Mills

HB No. 941

Abstract: Authorizes parish and city governments to install culverts if it determines such installation is in the best interest of the public at large.

Proposed law authorizes parish and city governments to purchase, install, maintain, or replace culverts within their territory if the parish or city deems such action to be beneficial to the public at large, even if the instillation of such culverts may result in a benefit to a private landowner.

Present constitution prohibits the state and its political subdivisions from donating any thing of value.

Proposed law further authorizes such parish and city governments to adopt ordinances regulating the instillation of such culverts. Such regulations may include a requirement that a private person wishing to have a culvert installed within a drain, ditch, or canal affecting his property must contract with the governing authority to provide such construction services.

(Adds R.S. 33:4883)