

SENATE BILL NO. 46

BY SENATORS FESI, CLOUD AND HODGES AND REPRESENTATIVES AMEDEE, BAYHAM, BRYANT, COATES, CREWS, DICKERSON, EDMONSTON, EGAN, HORTON, MCCORMICK, OWEN AND SCHAMERHORN

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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AN ACT

To enact R.S. 30:2057(A)(3) and to repeal Chapter 25 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:2201 through 2208, relative to the intentional release of substances into the atmosphere to affect weather or temperature; to provide for prohibitions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 30:2057(A)(3) is hereby enacted to read as follows:

§2057. Prohibitions; exceptions

A. No person shall:

* * *

(3) Intentionally inject, release, apply, or disperse, by any means, a chemical, chemical compound, substance, or apparatus into the atmosphere within the borders of this state for the express purpose of affecting the temperature, weather, climate, or intensity of sunlight. The provisions of this Paragraph shall not apply to the injection, release, or dispersal under one thousand feet above ground level of fire retardant or fire suppressant substances for purposes of extinguishing or suppressing fire, or to the aerial application under one thousand feet above ground level of seeds, fertilizers, or pesticides for agriculture or forestry purposes.

(a) Any person who observes an activity which may be conducted in violation of this Subsection may report the observed activity to the department.

(b) The department shall establish procedures for the intake of reports made pursuant to this Subsection, which shall allow for electronic submittal. The department may adopt any rules as necessary to implement this Subsection.

