The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, 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)]

DIGEST

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Present law (R.S. 25:742) provides that the regulatory powers conferred by it on an historic preservation district commission, created under its authority, are to apply to all private property, in the area controlled by it, including all buildings, structures, areas, sites, and their adjuncts and appurtenances, insofar as they constitute part of the entirety or tout ensemble of the historic section.

Proposed law retains present law but changes its applicability from private property to all property.

Present law provides that any governmental agency of the state or local government, other than the governing body, having a responsibility for any building, structure, area, site, public way and their adjuncts and appurtenances within the historic preservation site are to seek the advice of the historic district commission prior to the initiation of any substantive change, modification, renovation, restoration or construction.

Proposed law retains present law and limits the requirement to seek advice from the historic district from substantive changes, modifications, renovations, restorations, or construction activity to only new construction projects in the locally designated historic district.

Proposed law provides that, except for state infrastructure projects, a state or local governmental agency shall not commence a new construction project within a locally designated historic district or at a locally designated landmark unless a certificate of appropriateness has been issued by the historic district commission with jurisdiction, unless such requirement is waived by the commission.

Proposed law provides that an historic preservation district commission is authorized to institute a civil cause of action, including for injunctive relief, to enforce the provisions of proposed law.

Effective August 1, 2026.

(Amends R.S. 25:742)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Education to the original bill

1. Changes requirement to obtain advice from renovations and restoration to new construction.

2. Excepts state infrastructure.

3. Requires that new construction obtain a Certificate of Appropriateness, unless waived by the commission.

4. Makes technical changes.