

RÉSUMÉ DIGEST

ACT 366 (SB 214)

2026 Regular Session

Hensgens

Existing law provides relative to the powers and duties of political subdivisions created for the purpose of water conservation, including those with authority to establish, construct, operate, and maintain freshwater systems.

New law provides that, notwithstanding any other provision of law to the contrary, no political subdivision created pursuant to the Chapter and authorized to establish, construct, operate, and maintain freshwater systems, nor any officer, employee, or agent thereof, shall be liable for damage caused by or resulting from any act or omission in reducing or ceasing pumping operations or operating water control structures for the purpose of lowering water levels pursuant to an operational plan implemented in preparation for a weather event forecasted by the National Weather Service or GOHSEP.

New law provides that the limitation of liability does not apply to acts or omissions constituting gross negligence or willful or wanton misconduct.

New law limits applicability to a political subdivision whose territorial jurisdiction encompasses four parishes, at least one of which has a population of not less than 145,000 and not more than 350,000 persons according to the most recent federal decennial census.

Effective August 1, 2026.

(Amends the heading of Part I of Ch. 13 of Title 38 of the La. Revised Statutes of 1950; adds R.S. 38:2502)