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## DIGEST

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HB 81 Engrossed

2026 Regular Session

Boyer

**Abstract:** Permits the removal of a neighbor's branches and roots that extend beyond the property line in certain circumstances.

Present law (C.C. Art. 688) authorizes a landowner to demand removal of branches and roots extending into his property, at the expense of the neighbor, if it affects the enjoyment of the property.

Proposed law authorizes the trimming of the branches or roots, at the landowner's own expense, by a licensed arborist following arboricultural standards if the landowner sends a 30-day written notification via certified mail after the neighbor does not trim the branches or roots of his trees, bushes, or plants.

Proposed law requires a written notification that includes the date, demand for removal, the name and credentials of the licensed arborist who is to perform the removal, the proposed date of the removal, and a statement providing that if the neighbor does not remove the branches or roots, the landowner will proceed with removal after 30 days from the delivery of the written notification.

Proposed law also requires that the licensed arborist has general liability insurance and workers' compensation insurance.

Proposed law requires a landowner who removes the branches or roots in violation of proposed law to be liable for any damages to the neighbor's trees, bushes, or plants caused by the removal.

(Adds C.C. Art. 688.1)

### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Civil Law and Procedure to the original bill:

1. Permit only a licenced arborist with general liability insurance and workers' compensation insurance to perform the trimming of the branches or roots.
2. Add to the required information in a written notification to include the name and credentials of the licensed arborist and the proposed date of the removal.
3. Make technical changes.