

RÉSUMÉ DIGEST

ACT 123 (SB 129)

2019 Regular Session

Colomb

Prior law prohibited persons from standing on a public roadway to solicit rides, employment, or business from occupants of vehicles.

Prior law provided an exception allowing members of professional firefighters associations, or other nonprofit organizations to solicit contributions, as members of that association, on behalf of bona fide charitable organizations if granted permission to solicit by the municipal or parish governing authority.

New law retains prior law and adds police officers and other public safety officers to pedestrians who shall not be prohibited by prior law or any other provision of state law from standing on a public roadway for the purpose of soliciting contributions on behalf of bona fide charitable or civic organizations in daylight hours provided the following conditions are satisfied:

- (1) The charitable or civic organization complies with applicable local government regulations. A local municipal or parish authority may enact or enforce regulations that restrict, but shall not prohibit, the activity described in new law.
- (2) The charitable or civic organization maintains at least five hundred thousand dollars in liability insurance.
- (3) The person is 18 years of age or older.
- (4) The person is wearing high-visibility safety apparel that meets current American standards promulgated by the International Safety Equipment Association.
- (5) The portion of the roadway upon which the solicitation occurs is not a work zone and is within an intersection where traffic control devices are present.

New law limits liability for damages of a local municipal or parish authority with jurisdiction over a roadway upon which solicitation occurs as described in new law.

New law authorizes assessment of a civil penalty on a person who violates the provisions of new law.

New law defines "charitable or civic organization" as a nonprofit organization that is qualified under Section 501(c)(3) or 501(c)(4) of the Internal Revenue Code, 26 U.S.C. 501, or a veteran's organization that has tax-exempt status under the Internal Revenue Code.

New law requires a local municipal or parish authority that has enacted or is enforcing regulations that are prohibited under new law to bring those regulations into compliance with new law no later than 60 days following its effective date.

New law adds that it shall be known as the Rivers Lacrouts Charitable Solicitation Act.

Effective August 1, 2019.

(Amends R.S. 32:218)