

2021 Regular Session

HOUSE BILL NO. 109

BY REPRESENTATIVE MUSCARELLO

PARISHES: Provides for administrative adjudication procedures in Tangipahoa Parish

1 AN ACT

2 To enact R.S. 13:2575.8, relative to ordinance violations in Tangipahoa Parish; to provide
3 for administrative adjudications; to provide for definitions; to provide for violations
4 subject to administrative adjudication procedures; and to provide for related matters.

5 Notice of intention to introduce this Act has been published
6 as provided by Article III, Section 13 of the Constitution of
7 Louisiana.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 13:2575.8 is hereby enacted to read as follows:

10 §2575.8. Additional administrative adjudication procedures in Tangipahoa Parish

11 A. As applied in Tangipahoa Parish, the term "housing violation" as used in
12 this Chapter shall also encompass building codes, zoning, vegetation, and nuisance
13 ordinances.

14 B. In Tangipahoa Parish, the procedures for administrative adjudication
15 provided in this Chapter may also be used in matters involving licensing and permits
16 and any other ordinance violations that may be determined by the parish governing
17 authority.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, 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)]

HB 109 Original

2021 Regular Session

Muscarello

Abstract: Provides for administrative adjudication of certain ordinance violations in Tangipahoa Parish.

Present law (R.S. 13:2575) authorizes municipalities and parishes to prescribe civil fines for violations of certain types of ordinances, including housing ordinances. Present law defines the term "housing violation" as only those conditions in privately owned structures which are determined to constitute a threat or danger to the public health, safety, or welfare or to the environment or a historic district. Present law further provides that in municipalities with a population of 70,000 or more, and in other specified parishes and municipalities, the term shall also encompass building codes, zoning, vegetation, and nuisance ordinances.

Proposed law (R.S. 13:2575.8) provides that in Tangipahoa Parish the administrative adjudication hearing procedure authorized in present law may also be used for certain other Tangipahoa ordinance violations, including building codes, zoning, vegetation, and nuisance ordinances.

Present law authorizes municipalities and parishes to adopt ordinances establishing an administrative adjudication procedure for holding hearings related to present law violations. Additionally authorizes certain parishes and municipalities to use administrative adjudication procedures in matters involving licensing, permits, and other ordinance violations that may be determined by the respective parish or municipal governing authority.

Proposed law further authorizes present law administrative adjudication hearing procedures to be used in licensing, permits, or any ordinance violations as determined by the parish governing authority.

(Adds R.S. 13:2575.8)