
DIGEST

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HB 355 Original

2022 Regular Session

Charles Owen

Abstract: Preempts municipalities and other political subdivisions from adopting regulations that would have the effect of prohibiting siting, development, or redevelopment of fuel retailers or necessary related transportation infrastructure for providing fuel to fuel retailers.

Proposed law provides for the definitions of "fuel retailer" and "related transportation infrastructure" as used in proposed law.

Proposed law prohibits the governing authority of a municipality or other political subdivision from adopting any ordinance which, expressly or in effect, prohibits a fuel retailer or related transportation infrastructure necessary to supply a fuel retailer with fuel from being sited, developed, or redeveloped within the entirety of the governing authority's jurisdictional boundaries.

Proposed law further prohibits the governing authority of a municipality or other political subdivision from mandating the kind of fueling infrastructure which may be installed or invested in by a fuel retailer.

Proposed law authorizes the governing authority of a municipality or other political subdivision to adopt any ordinance or other regulation relating fuel retailers or related transportation infrastructure, if such ordinance or other regulation does not effectively prohibit fuel retailers or related transportation infrastructure from being sited, developed, or redeveloped within a zoning land use classification provided the infrastructure is similar to the zone's other allowable uses.

(Adds R.S. 33:32)