2023 Regular Session

HOUSE BILL NO. 4

BY REPRESENTATIVE BACALA

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

TRESPASS: Provides relative to the crime of criminal trespass on running waters of the state

1	AN ACT
2	To amend and reenact R.S. 14:63(B)(3) and (C)(3), relative to trespass; to provide relative
3	to the crime of trespass; to provide that the crime of trespass does not apply to
4	persons operating a watercraft on running waters of the state; and to provide for
5	related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 14:63(B)(3) and (C)(3) are hereby amended and reenacted to read
8	as follows:
9	§63. Criminal trespass
10	* * *
11	В.
12	* * *
13	(3) The provisions of Paragraph (1) of this Subsection shall not apply to any
14	person operating an unmanned aircraft system in compliance with federal law or
15	Federal Aviation Administration regulations or authorization or to any person
16	operating a watercraft on running waters of the state in accordance with Civil Code
17	<u>Article 450, 452, 455, or 456</u> .
18	C.
19	* * *

Page 1 of 2

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	(3) The provisions of Paragraph (1) of this Subsection shall not apply to any
2	person operating an unmanned aircraft system in compliance with federal law or
3	Federal Aviation Administration regulations or authorization or to any person
4	operating a watercraft on running waters of the state in accordance with Civil Code
5	<u>Article 450, 452, 455, or 456</u> .
6	* * *

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)]

2023 Regular Session	Bacala
2	2023 Regular Session

Abstract: Provides that the crime of criminal trespass does not apply to any person operating a watercraft on running waters of the state.

<u>Present law</u> prohibits any person from entering upon, or remaining in or upon, immovable or movable property owned by another without express, legal, or implied authorization.

<u>Present law</u> further provides that such prohibition shall not apply to any person operating an unmanned aircraft system in compliance with federal law or Federal Aviation Administration regulations or authorization.

<u>Proposed law</u> retains <u>present law</u> and further provides that the <u>present law</u> prohibition shall also not apply to any person operating a watercraft on running waters of the state in accordance with <u>present law</u> (C.C. Art. 450, 452, 455, or 456).

(Amends R.S. 14:63(B)(3) and (C)(3))