

2023 Regular Session

HOUSE BILL NO. 138

BY REPRESENTATIVE CHARLES OWEN

MUNICIPAL/ORDINANCES: Provides relative to administrative adjudication of certain ordinance violations in the city of DeRidder

1 AN ACT

2 To enact R.S. 13:2575.10, relative to the city of DeRidder; to provide relative to
3 administrative adjudication of certain ordinance violations; to provide definitions for
4 certain violations; to provide relative to the types of violations subject to
5 administrative adjudication procedures; and to provide for related matters.

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

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 13:2575.10 is hereby enacted to read as follows:

11 §2575.10. Additional administrative adjudication procedures; city of DeRidder

12 A. As applied in the city of DeRidder, the term "housing violation" as used
13 in this Chapter shall also encompass building codes, zoning, vegetation, and nuisance
14 ordinances, and ordinances that provide for the regulation of sewerage and drainage
15 systems.

16 B. In the city of DeRidder, the procedures for administrative adjudication
17 provided in this Chapter may also be used in matters involving licensing and permits
18 and any other ordinance violations as determined by the governing authority of the
19 city of DeRidder.

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 138 Engrossed

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Abstract: Provides for administrative adjudication of certain ordinance violations in the city of DeRidder.

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 retains present law and additionally provides that in the city of DeRidder the term "housing violation" shall also encompass building codes, zoning, vegetation, and nuisance ordinances, and ordinances that provide for the regulation of sewerage and drainage systems.

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 retains present law and additionally provides that in the city of DeRidder administrative adjudication procedures may be used in matters involving licensing, permits, and other ordinance violations as may be determined by the municipal governing authority.

(Adds R.S. 13:2575.10)