

2024 Regular Session

HOUSE BILL NO. 127

BY REPRESENTATIVE BAYHAM

CRIMINAL/PENALTIES: Provides relative to the penalties for the crime of simple obstruction of a highway of commerce

1 AN ACT

2 To amend and reenact R.S. 14:97, relative to the crime of simple obstruction of a highway
3 of commerce; to provide relative to the elements of the offense; to provide relative
4 to penalties; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:97 is hereby amended and reenacted to read as follows:

7 §97. Simple obstruction of a highway of commerce

8 A. Simple obstruction of a highway of commerce is either of the following:

9 (1) ~~the~~ The intentional or criminally negligent placing of anything or the
10 intentional or criminally negligent performance of any act on any railway, railroad,
11 navigable waterway, road, highway, thoroughfare, or runway of an airport, which
12 will render movement thereon more difficult.

13 (2) The coordination, organization, or planning of either the intentional or
14 criminally negligent placing of anything or the intentional or criminally negligent
15 performance of any act on any railway, railroad, navigable waterway, road, highway,
16 thoroughfare, or runway of an airport, which will render movement thereon more
17 difficult.

18 B.(1) ~~Whoever commits the crime of simple obstruction of a highway of~~
19 ~~commerce~~ violates the provisions of Paragraph (A)(1) of this Section shall be fined

1 not more than ~~two~~ seven hundred fifty dollars, or imprisoned for not more than ~~six~~
2 nine months, or both.

3 (2) Whoever violates the provisions of Paragraph (A)(2) of this Section shall
4 be fined not more than five thousand dollars, or imprisoned for not more than one
5 year, or both.

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 127 Original

2024 Regular Session

Bayham

Abstract: Provides relative to the elements and penalties for the crime of simple obstruction of a highway of commerce.

Present law provides that the crime of simple obstruction of a highway of commerce is the intentional or criminally negligent placing of anything or performance of any act on any railway, railroad, navigable waterway, road, highway, thoroughfare, or runway of an airport, which will render movement thereon more difficult.

Present law further provides for penalties consisting of a fine of not more than \$200, imprisonment for not more than six months, or both.

Proposed law amends present law to define the crime of simple obstruction of a highway of commerce as either of the following when done in an intentional or criminally negligent manner:

- (1) The placing of anything or the performance of any act on any railway, railroad, navigable waterway, road, highway, thoroughfare, or runway of an airport, which will render movement thereon more difficult.
- (2) The coordination, organization, or planning of either the placing of anything or the performance of any act on any railway, railroad, navigable waterway, road, highway, thoroughfare, or runway of an airport, which will render movement thereon more difficult.

Proposed law amends present law to change the penalties as follows:

- (1) A fine of \$750, imprisonment for not more than nine months, or both for any person who places anything or performs any act on any railway, railroad, navigable waterway, road, highway, thoroughfare, or runway of an airport, which will render movement thereon more difficult.
- (2) A fine of \$5,000, imprisonment for not more than one year, or both for any person who coordinates, organizes, or plans the placement of anything or performance of any act on any railway, railroad, navigable waterway, road, highway, thoroughfare, or runway of an airport, which will render movement thereon more difficult.

(Amends R.S. 14:97)