The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ridge.

DIGEST

SB 340 Original | 2024 Regular Session | Harris

Proposed law provides that no person shall use, without the consent of a regional transit authority (RTA) located in a parish with a population of not less than 380,000 and not more than 390,000, any reproduction, counterfeit, copy, or colorable imitation of a 900-series Perley Thomas streetcar in connection with the sale, offering for sale, or advertising of any goods or services.

Proposed law provides that no person shall reproduce, counterfeit, copy, or colorably imitate the 900-series Perley Thomas streetcar of an RTA located in a parish with a population of not less than 380,000 and not more than 390,000 or apply the reproduction, counterfeit, copy, or colorable imitation to labels, clothing, jewelry, signs, prints, packages, wrappers, receptacles, or other items or advertisements.

Proposed law provides for a civil action by the RTA for remedies provided in proposed law, including attorney fees and costs. Provides that a person who violates proposed law may be subject to a fine not to exceed $5,000.

Proposed law provides that the RTA may seek to enjoin the unauthorized manufacture, use, display, or sale of any counterfeits or imitations of the street cars of the regional transit authority, and any court of competent jurisdiction may grant injunctions to restrain the manufacture, use, display, or sale as the court deems appropriate.

Proposed law provides that the court may order the defendants to pay the RTA all profits derived from and all damages suffered due to the wrongful manufacture, use, display, or sale. Provides the court may order that counterfeits or imitations in the possession or under the control of any defendant in the case be delivered to an officer of the court, or the complainant, to be destroyed.

Proposed law provides that any right or remedy afforded to the RTA in proposed law will not affect the RTA's right to sue, prosecute, or seek prosecution otherwise authorized by present law.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 51:300.51)