2024 Regular Session

HOUSE BILL NO. 555

BY REPRESENTATIVE DESHOTEL

ENROLLED

ACT No. 707

| 1 | AN ACT |
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| 2 | To amend and reenact R.S. 33:4169.1(A), relative to parish and municipal garbage |
| 3 | collection; to provide relative to contracts for such garbage collection; to provide for |
| 4 | definitions; and to provide for related matters. |
| 5 | Be it enacted by the Legislature of Louisiana: |
| 6 | Section 1. R.S. 33:4169.1(A) is hereby amended and reenacted to read as follows: |
| 7 | §4169.1. Municipal and parish authority over collection and disposal of garbage and |
| 8 | trash; franchising, permitting, and licensing; assessment and collection of |
| 9 | service charge |
| 10 | A. (1) The governing authority of every parish or municipality shall have the |
| 11 | following powers: |
| 12 | (1) (a) To engage in the collection and disposal of garbage and trash within |
| 13 | its jurisdiction in cooperation with, or to the exclusion of, other garbage and trash |
| 14 | collectors. |
| 15 | (2) (b) To grant permits, licenses, exclusive or nonexclusive franchises, or |
| 16 | any combination thereof to garbage and trash collectors and disposers. Any |
| 17 | exclusive franchise shall be granted only after advertising for bids, reception of bids, |
| 18 | and awarding of the contract or contracts in accordance with the public bid laws of |
| 19 | the state and other provisions of law. |
| 20 | (c) To grant exclusive contracts to garbage and trash collectors and |
| 21 | disposers. Any exclusive contract shall be granted only after issuing a request for |
| 22 | proposals, or advertising for bids and receiving bids, and awarding of the contract |
| 23 | in accordance with the public bid laws of the state and other provisions of law. |

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

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| 1 | (3) (d) To enter into time contracts for the collection and transportation of |
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| 2 | garbage or trash for a term of up to ten years, and for disposal of garbage or trash for |
| 3 | a term of up to twenty-five years. |
| 4 | (4) (e) To assess a service charge against any person provided any service |
| 5 | pursuant to Paragraphs (1) or (2). Subparagraph (a) or (b) of this Paragraph. |
| 6 | However, in the parishes of Lafourche, Vermilion, Rapides, and Washington, such |
| 7 | charge shall be imposed only after the question of its imposition has been submitted |
| 8 | to the qualified electors of the parish at an election to be conducted in accordance |
| 9 | with the general election laws of the state, and a majority of those voting in the |
| 10 | election shall have voted in favor of the imposition of the charge. |
| 11 | (5) (f) To otherwise regulate the collection and disposal of garbage and trash. |
| 12 | (2) The term "exclusive contract" for purposes of this Subsection shall mean |
| 13 | a written agreement for the collection and disposal of residential garbage and trash |
| 14 | throughout the entirety of the territorial jurisdiction of the respective parish or |

15 <u>municipality.</u>

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____