

Regular Session, 2011

SENATE BILL NO. 105

BY SENATOR MURRAY

LOCAL AGENCIES. Provides relative to the shifting of certain lines and wires, at the owner's expense, in the city of New Orleans to accommodate public system projects.  
(gov sig)

1 AN ACT

2 To amend and reenact R.S. 33:4080(A), relative to the sewerage system in the city of New  
3 Orleans; to provide for the shifting of high voltage electric lines and certain wires,  
4 at the owner's expense, to accommodate public system projects; and to provide for  
5 related matters.

6 Notice of intention to introduce this Act has been published.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 33:4080(A) is hereby amended and reenacted to read as follows:

9 §4080. Shifting private mains to accommodate public system

10 A. Any person who has laid mains, pipes, ~~or~~ conduits, **high voltage electric**  
11 **lines, telecommunication, fiber optic, or other transmission wires,** or constructed  
12 any railroads, buildings, works, or structures of any kind in, on, or over the public  
13 streets, roads, drainage systems or canals, sewerage systems, or water systems may  
14 be compelled at his own cost and expense to shift or adjust any such mains, pipes,  
15 conduits, **high voltage electric lines, telecommunication, fiber optic, or other**  
16 **transmission wires,** or structures to the exigencies of the public sewerage and  
17 public water and drainage systems.

1 \* \* \*

2 Section 2. This Act shall become effective upon signature by the governor or, if not  
3 signed by the governor, upon expiration of the time for bills to become law without signature  
4 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
5 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
6 effective on the day following such approval.

---

The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Ann S. Brown.

---

#### DIGEST

Present law provides that, for properties within Orleans Parish and under the jurisdiction of the New Orleans Sewerage and Water Board, an owner may be compelled at their own cost and expense to shift or adjust structures they have laid or constructed in, on, or over the public streets, roads, drainage systems or canals, sewerage systems, or water systems relative to the public sewerage, water or drainage systems. Such structure may be any of the following:

- a. Mains
- b. Pipes
- c. Conduits
- d. Railroads
- e. Buildings
- f. Works
- g. Any other kind of structure.

Proposed law expands the above list of structures by adding the following:

- a. High voltage electric lines
- b. Telecommunication, fiber optic or other transmission wires.

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

(Amends R.S. 33:4080(A))