

ACT No. 632

Regular Session, 2014

HOUSE BILL NO. 656

BY REPRESENTATIVE MILLER

1 AN ACT

2 To amend and reenact R.S. 19:3 and 104, relative to expropriation; to provide for an
3 exception to certain expropriations; to prohibit the expropriation of certain property;
4 and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 19:3 and 104 are hereby amended and reenacted to read as follows:

7 §3. Property not subject to expropriation

8 A. No graveyard or cemetery shall be expropriated unless the court finds that
9 the route of expropriation cannot be diverted from that proposed by the plaintiff
10 without great public loss or inconvenience. This Subsection shall not apply to a
11 graveyard or cemetery in which no interred remains are located at the time the
12 plaintiff makes its first offer to acquire the rights sought to be acquired.

13 B. No mortgage shall be expropriated. The provisions of this Subsection
14 shall not apply to any expropriating authority authorized by R.S. 19:2, which seeks
15 to expropriate needed property that is subject to a mortgage. The provisions of R.S.
16 19:11 shall apply in such cases.

17 * * *

18 §104. Property not subject to expropriation

19 A. No graveyard or cemetery shall be expropriated unless the court finds that
20 the route of the proposed improvement cannot be diverted from that proposed by the
21 plaintiff without great public loss or inconvenience.

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B. No mortgage shall be expropriated.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____