

2017 Regular Session

HOUSE BILL NO. 71

BY REPRESENTATIVE CARMODY

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CULTURE/REC/TOUR: Provides for the conservation of public military memorials

1 AN ACT

2 To enact R.S. 25:915, relative to military memorials on public property; to prohibit state and  
3 local governmental entities from taking actions that would be detrimental to such  
4 memorials; to provide for conservation of such memorials; and to provide for related  
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. This Act shall be known as the Louisiana Military Memorial Conservation  
8 Act.

9 Section 2. R.S. 25:915 is hereby enacted to read as follows:

10 §915. Military memorial conservation

11 A.(1) No memorial, including any structure, plaque, statue, or monument,  
12 that is located on public property and that commemorates the Revolutionary War,  
13 War of 1812, Mexican-American War, War Between the States, Spanish-American  
14 War, World War I, World War II, Korean War, Vietnam War, Persian Gulf War,  
15 War in Iraq, or any Native American War shall be altered, removed, relocated, or  
16 destroyed.

17 (2) No public memorial, including any structure, plaque, statue, monument,  
18 school, street, bridge, building, park, or area, that has been dedicated in memory of  
19 or named for any historical military figure, historical military event, military

1        organization, or military unit shall be altered, removed, relocated, destroyed,  
2        rededicated, or renamed.

3                B. Notwithstanding Subsection A of this Section, the state agency or political  
4        subdivision responsible for maintaining any such memorial may take actions it  
5        deems necessary for the protection, preservation, care, repair, or restoration of a  
6        memorial.

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

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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)]

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HB 71 Original

2017 Regular Session

Carmody

**Abstract:** Prohibits state and local government entities from taking actions with respect to removal or destruction of public military memorials.

Proposed law prohibits altering, removing, relocating, or destroying a memorial, including any structure, plaque, statue, or monument that is located on public property and that commemorates specified wars in U.S. history. Further prohibits altering, removing, relocating, destroying, rededicating, or renaming a public memorial, including any structure, plaque, statue, monument, school, street, bridge, building, park, or area, that has been dedicated in memory of or named for any historical military figure, historical military event, military organization, or military unit.

Proposed law provides, however, that the state agency or political subdivision responsible for maintaining any such memorial may take actions it deems necessary for the protection, preservation, care, repair, or restoration of a memorial.

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

(Adds R.S. 25:915)