

2017 Regular Session

SENATE RESOLUTION NO. 198

BY SENATOR ERDEY

TRAFFIC. Requests all law enforcement agencies throughout the state to educate and train their officers regarding their authority to remove vehicles and cargo as a result of a motor vehicle crash or incident during peak traffic hours on roadways in the state and federal highway system.

1 A RESOLUTION

2 To urge and request all law enforcement agencies throughout Louisiana to educate and train
3 their officers regarding their authority to remove vehicles and cargo from the
4 roadway or shoulder during peak traffic hours and to prioritize opening all roadway
5 lanes to traffic to relieve traffic congestion and minimize delay to the motoring
6 public.

7 WHEREAS, R.S. 32:155, enacted by Act 781 of the 2014 Regular Session of the
8 Legislature, and effective August 1, 2014, provides authority for any police officer, as the
9 result of a motor vehicle crash or incident, to remove, without consent of the owner, any
10 vehicle, cargo, or other movable property damaged or spilled upon the roadway or its
11 shoulder that constitutes a hazard or obstructs traffic when such removal will improve public
12 health or safety and reduce crash- or incident-related traffic congestion and delay; and

13 WHEREAS, R.S. 32:155 authorizes vehicle and cargo removal from roadways in
14 Louisiana included in the state and federal highway system and requires a police officer to
15 take immediate action and give priority to opening all roadway lanes to traffic to relieve
16 traffic congestion and minimize delay to the motoring public during peak traffic hours such
17 as from 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m. on weekdays provided removal
18 does not impair the protection of public safety; and

