2026 Regular Session

HOUSE BILL NO. 1034

BY REPRESENTATIVE BACALA

CRIME: Authorizes the establishment of temporary protection zones

1   AN ACT

2   To enact R.S. 14:329.9, relative to offenses affecting the public generally; to authorize the

3   establishment of temporary protection zones; to provide for information to be

4   disseminated regarding temporary protection zones; to provide relative to the

5   duration of a temporary protective zone; to provide for penalties; to provide for

6   effectiveness; and to provide for related matters.

7   Be it enacted by the Legislature of Louisiana:

8   Section 1. R.S. 14:329.9 is hereby enacted to read as follows:

9   §329.9. Temporary protection zones; establishment; penalties

10   A. The parish president, mayor, sheriff, chief of police, or chief executive

11   officer of a political subdivision may, when necessary to ensure public safety, issue

12   a proclamation that establishes one or more temporary protection zones within the

13   territorial jurisdiction of the political subdivision. A temporary protection zone may

14   include highways, shorelines, waterways, or other areas within the jurisdiction of the

15   issuing authority.

16   B.(1) Any proclamation that establishes a temporary protection zone shall

17   be in writing and contain all of the following:

18   (a) The circumstances that necessitate the establishment of the temporary

19   protection zone.

1   (b) The geographic boundaries of the temporary protection zone, with

2 sufficient specificity to provide reasonable notice to the public.

3   (c) The date and time when the proclamation of the temporary protection

4 zone takes effect.

5   (d) A description of the restrictions on access to or activity within the

6 temporary protection zone.

7   (2) The proclamation shall be given prompt and general publicity and shall

8 be filed with the clerk of court's office.

9   C. A temporary protection zone established pursuant to this Section shall

10 remain in effect only as long as necessary to ensure the security of the area and shall

11 not remain in effect for longer than seventy-two hours from the date and time of

12 issuance. Nothing in this Section prohibits the issuing authority from establishing

13 a new temporary protection zone upon the expiration of a previously established

14 zone, provided that the establishment of the zone is still warranted pursuant to

15 Subsection A of this Section.

16   D. A person who, after being advised of the establishment of a temporary

17 protection zone pursuant to this Section, violates any provision of the proclamation

18 that established the zone or any lawful directive given by a law enforcement officer

19 relating to the enforcement of the zone shall be punished as follows:

20   (1) If the violation involves the wrongful use of public property, the offender

21 shall be fined not more than five hundred dollars or imprisoned for not more than six

22 months, or both.

23   (2) If the violation involves serious bodily injury or property damage in

24 excess of five thousand dollars, the offender shall be imprisoned at hard labor for not

25 more than five years.

26   (3) If the violation involves the death of any person, the offender shall be

27 imprisoned at hard labor for not more than twenty-one years.

28   Section 2. This Act shall become effective upon signature by the governor or, if not

29 signed by the governor, upon expiration of the time for bills to become law without signature

1   by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

2   vetoed by the governor and subsequently approved by the legislature, this Act shall become

3   effective on the day following such approval.

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)]

HB 1034 Original   2026 Regular Session   Bacala

Abstract: Authorizes certain government authorities to declare temporary protection zones by written proclamation.

<u>Proposed law</u> authorizes certain government officials to issue a proclamation that establishes one or more temporary protection zones within the territorial jurisdiction of the political subdivision when necessary to ensure public safety.

<u>Proposed law</u> provides for areas that may be included within the temporary protection zone.

<u>Proposed law</u> requires any proclamation that establishes a temporary protection zone to be in writing, provides for information contained in the proclamation, and provides for public notice and filing procedures.

<u>Proposed law</u> provides for the duration of the temporary protection zone and for the establishment of a new temporary protection zone upon the expiration of a previously established protection zone, if warranted.

<u>Proposed law</u> provides penalties for any person who, after being advised of the establishment of a temporary protection zone, violates any provision of the proclamation that established the zone or any lawful directive given by a law enforcement officer relating to the enforcement of the zone. Further provides for penalties as follows:

(1)   If the violation involves the wrongful use of public property, a fine of not more than $500 or imprisonment for a maximum of six months, or both.

(2)   If the violation involves serious bodily injury or property damage in excess of $5,000, imprisonment at hard labor for a maximum of five years.

(3)   If the violation involves the death of any person, imprisonment at hard labor for a maximum of 21 years.

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

(Adds R.S. 14:329.9)

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