

2026 Regular Session

HOUSE BILL NO. 864

BY REPRESENTATIVE KNOX

HIGHWAYS: Establishes a fire limit to prohibit the storage of flammable materials above ground beneath certain structures owned and operated by the state or municipality

1 AN ACT

2 To enact R.S. 33:4741.1, relative to the establishment of fire limits; to authorize a
3 municipality to prevent fires by establishing fire limits and prohibiting the storage
4 and use of flammable materials beneath certain structures owned by the state and
5 operated by any municipality in the state; to provide for definitions; to provide for
6 an exception; to provide for penalties; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 33:4741.1 is hereby enacted to read as follows:

9 §4741.1. Fire limits authorized; storage of flammable, explosive, and combustible
10 materials under structures

11 A. For the purposes of this Section, the following words shall have the
12 following meanings:

13 (1) "Combustible" means a material capable of producing a usually rapid
14 chemical process that creates heat and usually light.

15 (2) "Explosive" means any chemical compound mixture, or device, the
16 primary or common purpose of which is to function by explosion.

17 (3) "Flammable materials" means a material capable of being easily ignited
18 and burning quickly, including but not limited to candles, bonfires or open flames,
19 or any other flame-producing devices.

20 B. Any municipality in the state may provide for the prevention of fires by
21 establishing fire limits and prohibiting the storage and use of flammable, explosive,

1 or combustible material above ground within six feet or less beneath a bridge,
 2 overpass, viaduct, or tunnel owned by the state and operated by the municipality.

3 C. Any municipality in the state may authorize the use of flammable,
 4 explosive, or combustible materials for events permitted by the municipality.

5 D. Any person who willfully and knowingly violates this Section or any rule,
 6 regulation, or order issued under this Section shall be deemed guilty of a
 7 misdemeanor, and, upon conviction, shall be subject for each offense to a fine of not
 8 more than one thousand five hundred dollars or imprisoned for not more than six
 9 months, or both, for each violation.

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 864 Engrossed

2026 Regular Session

Knox

Abstract: Authorizes any municipality in the state to establish fire limits and prohibit the storage of flammable materials directly beneath certain structures.

Proposed law provides for definitions as follows:

- (1) "Explosive" means any chemical compound mixture, or device, the primary or common purpose of which is to function by explosion.
- (2) "Combustible" means a material capable of producing a usually rapid chemical process that creates heat and usually light.
- (3) "Flammable materials" means a material capable of being easily ignited and burning quickly, including but not limited to candles, bonfires or open flames, or any other flame-producing devices.

Proposed law authorizes any municipality in the state to establish fire limits and prohibit the storage of flammable, explosive, or combustible material above ground within six feet or less beneath a bridge, overpass, viaduct, or tunnel owned by the state or operated by the municipality.

Proposed law provides for an exception authorizing certain events permitted by the municipality to use and store flammable, explosive, or combustible materials.

Proposed law provides for a criminal penalty for any person who willfully and knowingly violates proposed law or any rule, regulation, or order issued under proposed law be deemed guilty of a misdemeanor, and, upon conviction, be subject for each offense to a fine of not more than \$1,500 or imprisoned for not more than six months, or both, for each violation.

(Adds R.S. 33:4741.1)