

2019 Regular Session

HOUSE BILL NO. 117

BY REPRESENTATIVES DEVILLIER, TERRY BROWN, GUINN, HOWARD, AND  
LARVADAIN

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

HIGHWAYS: Authorizes golf carts to cross certain Louisiana highways within the town  
of Church Point

1 AN ACT

2 To enact R.S. 32:127.4, relative to highway right-of-way crossings; to authorize golf carts  
3 to cross Louisiana Highway 95, Louisiana Highway 35, Louisiana Highway 1104,  
4 and Louisiana Highway 178 in the town of Church Point; to establish requirements  
5 for receipt of a utility terrain vehicle permit to cross certain highways in the town of  
6 Church Point; to provide for the erection of signage, markers, or traffic control  
7 devices reflecting such crossings; to provide for the promulgation of rules and  
8 regulations; to provide for exceptions; and to provide for related matters.

9 Notice of intention to introduce this Act has been published  
10 as provided by Article III, Section 13 of the Constitution of  
11 Louisiana.

12 Be it enacted by the Legislature of Louisiana:

13 Section 1. R.S. 32:127.4 is hereby enacted to read as follows:

14 §127.4. Golf carts; Church Point

15 A. Notwithstanding any law to the contrary, upon final approval of the  
16 Department of Transportation and Development, golf carts shall be authorized to  
17 cross Louisiana Highway 95, Louisiana Highway 35, Louisiana Highway 1104, and  
18 Louisiana Highway 178 on marked or designated paths or crossings for such vehicles  
19 within the town limits of Church Point between sunrise and sunset.

1           B. A copy of the applicant's valid driver's license and liability insurance, a  
2           signed liability waiver, and a seventy-five dollar permit fee shall be submitted  
3           annually with a utility terrain vehicle permit application as a prerequisite for  
4           operating a golf cart when crossing Louisiana Highway 95, Louisiana Highway 35,  
5           Louisiana Highway 1104, and Louisiana Highway 178 in the town of Church Point.

6           C. Signs, markers, or traffic control devices designating paths or crossings  
7           for golf carts shall be posted by the Department of Transportation and Development  
8           or by the town of Church Point with prior approval from the Department of  
9           Transportation and Development. The costs for material, fabrication, mounting  
10          posts, and installation of any sign, marker, or traffic control device shall be provided  
11          by the town of Church Point.

12          D. The Department of Transportation and Development shall promulgate  
13          rules and regulations necessary to implement the provisions of this Section. The  
14          department shall report to the Joint Legislative Committee on Transportation,  
15          Highways and Public Works for review and approval of any rules or regulations  
16          promulgated by the department.

17          E. Notwithstanding any law to the contrary, the golf carts authorized to cross  
18          Louisiana Highway 95, Louisiana Highway 35, Louisiana Highway 1104, and  
19          Louisiana Highway 178 as provided by this Section shall not carry more than four  
20          passengers while crossing the highway and shall be equipped with seatbelts.

21          F. For the purposes of this Section, the provisions of R.S. 32:53(D), 235(C),  
22          261, and Chapter 5 of this Title shall not apply, and the provisions relative to  
23          equipment of vehicles referenced in Part V of Chapter 1 of this Title shall not apply  
24          to golf carts.

---

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 117 Reengrossed

2019 Regular Session

DeVillier

**Abstract:** Authorizes golf carts to cross La. Hwy. 95, La. Hwy. 35, La. Hwy. 1104, and La. Hwy. 178 within the town of Church Point.

Proposed law authorizes golf carts to cross La. Hwy. 95, La. Hwy. 35, La. Hwy. 1104, and La. Hwy. 178 on marked or designated paths or crossings within the town limits of Church Point between sunrise and sunset.

Proposed law requires that a valid driver's license, proof of liability insurance, a signed liability waiver, and a \$75 permit fee, accompanied by a utility terrain vehicle permit application, be submitted and approved annually prior to operating a golf cart while crossing La. Hwy. 95, La. Hwy. 35, La. Hwy. 1104, or La. Hwy. 178 in the town of Church Point.

Proposed law requires that signs, markers, or traffic control devices designating paths or crossings for golf carts be posted by the Dept. of Transportation and Development (DOTD) or by the town of Church Point with prior approval from the DOTD.

Proposed law requires the town of Church Point to provide the costs for materials, fabrication, mounting posts, and installation of any marker or traffic control device.

Proposed law provides the DOTD with rule making authority and requires the department report to the Joint Legislative Committee on Transportation, Highways and Public Works for review and approval of any prospective rules.

Proposed law prohibits golf carts authorized to cross La. Hwy. 95, La. Hwy. 35, La. Hwy. 1104, and La. Hwy. 178 from carrying more than four passengers while crossing the highway and requires the golf carts be equipped with seatbelts.

Proposed law excepts the provisions of proposed law from certain requirements contained in present law pertaining to inspection stickers, placement of traffic control signs, prohibitions against use of a road, and provisions related to the motor vehicle safety responsibility law.

(Adds R.S. 32:127.4)

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Make technical changes.
2. Specify that the town of Church Point is responsible for the costs for material, fabrication, mounting posts, and installation of any marker or traffic control device.
3. Remove the requirement that the DOTD formulate guidelines to determine the placement of the golf cart crossings and signage reflecting such crossings, with the consultation and advice of the governing authority of the town of Church Point.

3. Provide the Dept. of Transportation and Development with rule making authority and require the department report to the Joint Legislative Committee on Transportation, Highways and Public Works for review and approval of any prospective rules.
4. Restrict golf carts authorized to cross La. Hwy. 95, La. Hwy. 35, La. Hwy. 1104, and La. Hwy. 178 from carrying more than four passengers while crossing the highway and require the golf carts be equipped with seatbelts.