The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Tyler S. McCloud.

DIGEST

SB 141 Original 2021 Regular Session Fesi

Present law establishes a coastal zone management program within the Dept. of Natural Resources administered by the secretary of the department. The program includes the regulation of the application and issuance of required coastal use permits prior to commencing a use of state or local concern in the coastal zone.

Present law authorizes the secretary, the attorney general, an appropriate district attorney, or a local government with an approved program, to bring injunctive, declaratory, or other actions necessary to ensure no use of the coastal zone is made without the necessary permit or that is not in accordance with the terms and conditions of a coastal use permit.

Proposed law retains present law, except to require a final and definitive administrative adjudication that a violation of present law occurred prior to instituting a civil action for damages.

Proposed law provides that nothing in the present law concerning the Louisiana Coastal Zone Management Program, nor the rules and regulations and guidelines adopted pursuant to the present law, create a private standard of care or private right or cause of action for any use in the coastal zone.

Effective August 1, 2021.

(Amends R.S. 49:214.36(D); adds R.S. 49:214.36(O)(6))