

2023 Regular Session

HOUSE BILL NO. 297

BY REPRESENTATIVES DEVILLIER AND KNOX

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

ENVIRONMENT/LITTERING: Provides a time limitation for citing intentional and simple littering violations

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AN ACT

To amend and reenact R.S. 30:2531(E) and to enact R.S. 30:2531(A)(4) and (B)(3), relative to intentional and simple littering; to provide for citations issued for intentional and simple littering violations; to provide a time period for citing certain litter violations; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 30:2531(E) is hereby amended and reenacted and R.S. 30:2531(A)(4) and (B)(3) are hereby enacted to read as follows:

§2531. Intentional littering prohibited; criminal penalties; simple littering prohibited; civil penalties; special court costs

A. Intentional Littering.

\* \* \*

(4) A violation of this Subsection shall be cited within one year of the date on which law enforcement knew or reasonably should have known of the commission of the act.

\* \* \*

1 B. Simple littering.

2 \* \* \*

3 (3) A violation of this Subsection shall be cited within one year of the date  
4 on which law enforcement knew or reasonably should have known of the  
5 commission of the act.

6 \* \* \*

7 E. ~~The person~~ A person who violates this Section shall be cited for the  
8 offense by means of a citation, summons, or other means provided by law.

9 \* \* \*

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 297 Reengrossed

2023 Regular Session

DeVillier

**Abstract:** Provides for a one year period within which violations of intentional and simple littering laws must be cited.

Present law provides for the offense of intentional littering and establishes criminal penalties that may be imposed upon conviction of the offense.

Present law further provides for the offense of simple littering and establishes civil penalties which may be imposed upon a person being found liable for the offense.

Present law provides that a person committing either offense must be cited by means of a citation, summons, or other lawful method.

Proposed law further provides that the present law offenses of intentional and simple littering must be cited within one year of when law enforcement knew or reasonably should have known of the violation.

(Amends R.S. 30:2531(E); Adds R.S. 30:2531(A)(4) and (B)(3))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Reduce the time within which intentional and simple littering violations must be cited from two years to one year.
2. Change the time at which tolling starts for violations of intentional and simple littering from the date of the commission of the act to the date that law enforcement knew or reasonably should have known of the act.
3. Make technical changes.