

2017 Regular Session

HOUSE BILL NO. 474

BY REPRESENTATIVE GAROFALO

1 AN ACT

2 To amend and reenact R.S. 56:431.2(A)(1) and (B)(2) and to repeal R.S. 56:431.2(B)(3)(d)
3 and (C), relative to alternative oyster culture permits; to authorize the issuance of
4 such permit to a person holding an oyster lease on a privately owned water bottom
5 or dual-claimed water bottom; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 56:431.2(A)(1) and (B)(2) are hereby amended and reenacted to read
8 as follows:

9 §431.2. Alternative oyster culture; permits

10 A. Alternative Oyster Culture Permits.

11 (1) ~~The Notwithstanding the provisions of R.S. 3:559.1 through 559.13, R.S.~~
12 ~~56:412, 431.1, and 579.1 notwithstanding,~~ the department is authorized to issue an
13 alternative oyster culture permit (AOC permit) to a leaseholder holding a valid oyster
14 lease of state water bottoms pursuant to R.S. 56:427 or 428 or to a person owning a
15 water bottom or holding an oyster lease on a privately owned water bottom or a dual-
16 claimed water bottom as defined in R.S. 56:425.1. The area permitted for alternative
17 oyster culture shall not extend beyond the boundaries of an existent lease or
18 ownership of the water bottom. ~~No AOC permit may be issued unless a reasonable~~
19 ~~investigation into the question of ownership is complete and, based on the findings,~~
20 ~~a determination is made that the state owns the water bottom to be covered by the~~

