

2019 Regular Session

HOUSE BILL NO. 205

BY REPRESENTATIVE HILFERTY AND SENATORS APPEL AND BISHOP

LEVEES/BDS & DISTRICTS: Renames the Non-Flood Protection Asset Management Authority

1 AN ACT

2 To amend and reenact R.S. 38:330.12(A) and 330.12.1(Section heading) and (A), relative
3 to the Non-Flood Protection Asset Management Authority; to rename the Non-Flood
4 Protection Asset Management Authority; to remove the requirement that the division
5 of administration continue routine maintenance of certain non-flood properties and
6 facilities; and to provide for related matters.

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

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 38:330.12(A) and 330.12.1(Section heading) and (A) are hereby
12 amended and reenacted to read as follows:

13 §330.12. Ownership and management of non-flood protection functions and
14 activities

15 A. Any facility or improvement within a levee district within the territorial
16 jurisdiction of an authority, which facility or improvement is not directly related to
17 providing adequate drainage, flood control, or water resources development
18 pertaining to tidewater flooding, hurricane protection, or saltwater intrusion, that is
19 owned or operated by a board of commissioners of the levee district, including all
20 land, rights-of-way, servitudes, and improvements situated thereon, or connected

1 therewith, for such purpose, shall be managed and controlled by the ~~Non-Flood~~
2 ~~Protection Asset Management Authority~~ Lakefront Management Authority,
3 hereinafter referred to as the "authority", without the necessity of any other act or
4 instrument, except that for purposes of the Orleans Levee District, any such facilities
5 or improvement shall continue to be owned by the Orleans Levee District. For the
6 purpose of this Section only, the authority shall be the successor to the state and the
7 board of commissioners of such levee district. ~~The state through the division of~~
8 ~~administration shall continue the routine maintenance of all such non-flood~~
9 ~~properties or facilities until the authority receives responsibility for such~~
10 ~~maintenance.~~

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12 §330.12.1. ~~Non-Flood Protection Asset Management Authority~~ Lakefront
13 Management Authority; creation; composition; powers, duties, functions

14 A. The ~~Non-Flood Protection Asset Management Authority~~ Lakefront
15 Management Authority, hereafter referred to as the "authority", is hereby created as
16 a political subdivision possessing full corporate power to manage, control, regulate,
17 operate, and maintain any non-flood protection facility or improvement asset or
18 function within a levee district within the jurisdiction of a flood protection authority.

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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 205 Engrossed

2019 Regular Session

Hilferty

Abstract: Changes the name of the Non-Flood Protection Asset Management Authority to the Lakefront Management Authority.

Present law mandates that any facility or improvement within a levee district within the territorial jurisdiction of an authority, which facility or improvement is not directly related to providing adequate drainage, flood control, or water resources development pertaining to tidewater flooding, hurricane protection, or saltwater intrusion, that is owned or operated by a board of commissioners of the levee district, including all land, rights-of-way, servitudes, and improvements situated thereon, or connected therewith, for such purpose, be managed and controlled by the Non-Flood Protection Asset Management Authority.

Proposed law renames the Non-Flood Protection Asset Management Authority as the Lakefront Management Authority.

Present law requires the state through the division of administration to continue the routine maintenance of all such non-flood properties or facilities until the authority receives responsibility for such maintenance.

Proposed law removes present law.

(Amends R.S. 38:330.12(A) and 330.12.1(Section heading) and (A))