

2025 Regular Session

HOUSE BILL NO. 528

BY REPRESENTATIVE BOURRIAQUE

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

TRANSPORTATION DEPT: Reforms the organizational structure for the Department of Transportation and Development including its duties, powers, and responsibilities of officers and employees

AN ACT

To amend and reenact R.S. 36:501(B) and (C)(1), 502(A) and (B), 504(A)(2) and (8), 505, 508(A) through (D) and (F) and (G), 508.1, 508.2(A), (B), and (F), and 508.3(A)(2) and (3) and to enact R.S. 36:4(B)(38), 504(B)(6) and (7), 506(E) through (F), 508(H) through (K), and 508.2(G) through (I), relative to the office of Louisiana Highway Construction under the division of administration; to add the office of transformation and the office of project delivery to the composition of the Department of Transportation and Development; to reconstruct the functions, powers, and duties of officers of the department; to change the appointing authority of certain officials; to require the office of transformation to operate under the supervision of the office of project delivery; to designate certain powers and duties to the assistant secretary for project delivery; to remove the powers and duties of the office of planning; to create districts within the office of operations; and to provide for related matters.

14 Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 36:501(B) and (C)(1), 502(A) and (B), 504(A)(2) and (8), 505,  
508(A) through (D) and (F) and (G), 508.1, 508.2(A), (B), and (F), and 508.3(A)(2) and (3)

are hereby amended and reenacted and R.S. 36:4(B)(38), 504(B)(6) and (7), 506(E) through (F), 508(H) through (K), and 508.2(G) through (I) are hereby enacted to read as follows:

§4. Structure of executive branch of state government

\* \* \*

B. The office of the governor shall be in the executive branch of state government. The governor may allocate within his office the powers, duties, funds, functions, appropriations, responsibilities, and personnel of the agencies within his office and provide for the administration thereof and for the organization of his office. The following agencies and their powers, duties, functions, and responsibilities are hereby transferred to the office of the governor:

\* \* \*

(38) Office of Louisiana Highway Construction under the division of administration.

\* \* \*

§501. Department of Transportation and Development; creation; domicile; composition; purposes and functions

\* \* \*

B. The Department of Transportation and Development, through its offices and officers, shall be responsible for developing and implementing programs to assure adequate, safe, and efficient transportation and other public works facilities and services ~~in the state in accordance with the transfer of agencies and functions made by this Chapter.~~ The department shall develop and implement programs in all areas of transportation, including highways, airports, waterways, flood protection, and mass transit, as well as public works activities, ~~in accordance with such transfers.~~

C.(1) The Department of Transportation and Development shall be composed of the executive office of the secretary, the office of transformation, the office of management and finance, ~~the office of engineering~~, the office of ~~planning~~

1        project delivery, the office of operations, the office of multimodal commerce, and  
2        such other offices as shall be created by law.

3 \* \* \*

4 §502. Officers of the department; compensation for one office only

A.(1) The officers of the department shall be the secretary, undersecretary, deputy secretary, ~~chief engineer~~, assistant secretary of planning project delivery, commissioner of multimodal commerce, and assistant secretary of operations, each of whom shall be selected and shall perform functions as provided in this Title.

(2) The secretary, undersecretary, deputy secretary, assistant secretary of planning project delivery, assistant secretary of operations, executive director of the Offshore Terminal Authority, commissioner of multimodal commerce, and such other positions which may be authorized by the State Civil Service Commission or the state constitution shall be ~~the only~~ unclassified positions in the Department of Transportation and Development. All other positions in the department ~~shall~~ may be in the classified state service. The secretary shall fill such positions as in his opinion and judgment are necessary to the operation of the department in accordance with applicable rules and regulations of the State Civil Service Commission and applicable law.

B. No person serving as a secretary, undersecretary, deputy secretary, ~~chief~~  
~~engineer~~, assistant secretary of ~~planning~~ project delivery, assistant secretary of  
operations, commissioner of multimodal commerce, or in any other office in the  
department shall receive any additional salary from the state other than that salary  
which he receives by virtue of serving in any one of such offices. Any statewide  
elected official appointed to serve as a secretary or deputy secretary shall not receive  
any additional salary from the state other than that salary which he receives as a  
statewide elected official.

27 \* \* \*

1           §504. Powers and duties of secretary of transportation and development

2                   A. In addition to the functions, powers, and duties otherwise vested in the  
3           secretary by law, he shall:

4                                           \*           \*           \*

5                   (2) Determine the policies of the department, ~~except as specifically provided~~  
6           ~~for agencies transferred to the department as otherwise provided in this Title.~~

7                                           \*           \*           \*

8                   (8) ~~Provide for the ongoing merger and consolidation of the agencies and~~  
9           ~~functions transferred to his department and submit a report thereon to the governor~~  
10          ~~and the legislature, which report shall accompany the budget statement which he~~  
11          ~~submits under provisions of R.S. 39:33. Such report shall include a statement of the~~  
12          ~~goals of the department and to the programs thereof and shall summarize the~~  
13          ~~accomplishments of the department in meeting such goals and implementing such~~  
14          ~~programs. The report shall also contain a specific statement of the reorganization~~  
15          ~~and consolidation plan for the department for the next year and shall include a report~~  
16          ~~on the implementation of such reorganization and consolidation plan for the previous~~  
17          ~~year. The report concerning reorganization shall specifically detail the extent to~~  
18          ~~which the department has achieved goals stated the previous year with respect to~~  
19          ~~merger and consolidation of functions, abolition of agencies, consolidation of~~  
20          ~~offices, elimination of job positions, and efficiency and economy in delivery of~~  
21          ~~services. The report shall contain any recommendations with respect to~~  
22          ~~reorganization which may require legislative action under the provisions of this Title.~~  
23          ~~A copy of the report and recommended legislation shall also be submitted by the~~  
24          ~~secretary to the presiding officer of both houses of the legislature. The presiding~~  
25          ~~officer shall refer the report to the appropriate committee having jurisdiction of the~~  
26          ~~subject matter as provided in the rules of the respective house. In coordination with~~  
27          ~~the deputy secretary, provide for, initiate, and facilitate the ongoing transfer of duties~~  
28          ~~and functions of the department to the office of Louisiana Highway Construction.~~

29                                           \*           \*           \*

1 B. The secretary shall have authority to:

2 \* \* \*

3 (6) Eliminate positions within the department deemed to be unnecessary in  
4 fulfilling the goals of the office of transformation.

5 (7) Transfer any departmental function to the Louisiana Highway  
6 Construction Authority.

7 §505. Deputy secretary; functions; office of transformation

8 A. There ~~may~~ shall be a deputy secretary of the department, who shall be  
9 appointed by the ~~secretary~~ governor and shall serve as the appointing authority for  
10 the office of transformation. He shall serve at the pleasure of the ~~secretary~~ governor  
11 at a salary fixed by the governor, which salary shall not exceed the amount approved  
12 for such position by the legislature while in session. The duties and functions of the  
13 deputy secretary shall be ~~determined~~ to oversee the office of transformation which  
14 shall include all duties, responsibilities, and authorities necessary and lawful to  
15 optimize the department and those otherwise assigned by the secretary or the  
16 governor. The deputy secretary shall manage all of the day-to-day oversight and  
17 authority of the department, except that of the office of the secretary. He shall serve  
18 as acting secretary in the absence of the secretary.

19 B. If the position of deputy secretary is not filled during the absence of the  
20 secretary, the secretary may designate either the undersecretary or the ~~chief engineer~~  
21 assistant secretary for project delivery to serve as acting secretary in his absence. The  
22 secretary shall notify the governor in writing of his temporary appointment of an  
23 acting secretary in his absence. The governor shall have the full authority to revoke  
24 the appointment. In no event shall the temporary appointment exceed thirty days in  
25 length, except with the specific written approval of the governor. The governor may  
26 appoint a temporary secretary to act in the absence or incapacity of the secretary if  
27 an acting secretary has not been appointed.

1           C. The deputy secretary shall assess all of the department's reports and  
2           submit one single report to the legislature annually.

3           D. In order to measure the performance of the department, no later than  
4           January 1, 2026, the office of transformation shall be fully empowered to develop,  
5           implement, and evaluate annually Key Performance Indicators (KPI's). At a  
6           minimum, the strategic goals of these KPI's, shall focus on asset management,  
7           workforce efficiency, innovation, safety, and stakeholder customer services.

8                                           \*           \*           \*

9           E.(1) The undersecretary shall ensure that no direct or indirect costs  
10           associated with any full or part-time employee of the department is funded in the  
11           capital budget. The capital budget shall exclusively include costs that are directly  
12           associated with construction, such as land acquisition and right-of-way costs,  
13           construction engineering, construction and reconstruction, resurfacing, rehabilitation,  
14           and restoration, system preservation, and installation or modification of traffic  
15           service facilities. The undersecretary shall itemize costs in the capital budget to  
16           maximize the legislature's and the public's understanding and awareness of the  
17           department's capital budget.

18           (2) The undersecretary shall ensure that no direct or indirect costs associated  
19           with construction pursuant to Paragraph (1) of this Subsection, are included in the  
20           operating budget. The operating budget shall clearly and concisely itemize every  
21           cost associated with past and present employees of the department. All other costs  
22           in the operating budget shall be separated and itemized apart from those associated  
23           with past or present employees of the department.

24           (3) The Transportation Trust Fund, the Construction Subfund, and any one  
25           time funding allocation shall be a prohibited means of financing for all costs  
26           associated with past and present employees of the department effective July 1, 2026.

27           F. In the event of budgetary layoffs, the undersecretary shall consult with  
28           each assistant secretary of the department and, in consultation with the secretary, and

1 the office of transformation, initiate and execute layoffs in a manner that minimizes  
2 impacts to services to the public.

3 \* \* \*

4 §508. Office of ~~engineering~~ project delivery; functions; ~~chief engineer~~ assistant  
5 secretary; powers and duties

A. There is hereby created within the Department of Transportation and Development, the office of engineering project delivery, which shall administer engineering matters related to the state's highway program with respect to project development, planning, design, construction, maintenance, extension, improvement, and regulation of roads, highways, expressways, bridges, and related matters, and any other special highway engineering program as may be directed by the secretary.

The office shall also administer the public works functions of the state related to flood and drainage control, reclamation, water resources, soil conservation, mapping, disaster relief, and related matters, the state's participation in the National Flood Insurance Program, 42 U.S.C. 4001 et seq., and other special programs as may be directed by the secretary.

B. The office of engineering project delivery shall be under the immediate supervision of the ~~chief engineer~~ assistant secretary, who shall be appointed by the secretary. The ~~chief engineer~~ assistant secretary shall serve at the pleasure of the secretary ~~in accordance with civil service rules~~. The ~~chief engineer~~ assistant secretary shall be a competent ~~engineer~~ project manager of recognized ability and standing who is experienced in the engineering duties of the department. He ~~shall~~ may be licensed to practice civil engineering in Louisiana. The ~~chief engineer~~ assistant secretary shall give his whole time to the duties of his office.

C. The ~~chief engineer~~ assistant secretary shall have authority subject to approval of the secretary and in accordance with applicable rules and regulations of the civil service commission to employ, appoint, transfer, assign, and promote such personnel as is necessary for the efficient administration of the office of ~~engineering~~ project delivery.

1           D. The ~~chief engineer~~ assistant secretary shall receive an annual salary fixed  
2       by the in accordance with civil service rules, governor, payable monthly out of funds  
3       appropriated therefor and shall be allowed his actual and necessary traveling  
4       expenses incurred in the discharge of his official duties.

5                               \*       \*       \*

6           F. The chief engineer shall approve all plans, specifications, and estimates  
7       for the construction of all facilities and projects for which his office is responsible.  
8       He also shall have such other duties as may be assigned to him by the secretary or  
9       the assistant secretary, by the provisions of this Chapter, or by the laws of this state.  
10      He shall report the proceedings of his office annually to the secretary of the  
11      department and at such other times as the secretary may designate, and he shall make  
12      any additional reports as are required by the secretary.

13          G. The assistant secretary shall be prohibited from delegating any powers,  
14      duties, or responsibilities to classified subordinates. The assistant secretary or the  
15      chief engineer with approval of the assistant secretary may designate ~~a~~ an  
16      unclassified licensed engineer in the office of ~~engineering project delivery~~ to perform  
17      any duties required of the chief engineer when the ~~chief engineer~~ secretary is absent  
18      or incapacitated.

19          H. The assistant secretary may assign a manager the duties of administering  
20      the planning and programming matters of the department related to strategic and  
21      intermodal issues, highways, bridge and pavement management, data collection and  
22      analysis, congestion, safety, aviation, public transportation, public mass transit, and  
23      railroad and water transportation systems, and related matters, and any other special  
24      programs as may be directed by the secretary.

25          I. The deputy secretary is specifically authorized and empowered to perform  
26      any of the duties of the assistant secretary when the assistant secretary is absent or  
27      incapacitated or when in the opinion of the secretary it would be in the best interest  
28      of the department. The assistant secretary, with approval of the deputy secretary,



1        may designate any unclassified member of the senior staff to perform any duties  
2        required of the assistant secretary.

3                J. The strategic mission of the assistant secretary shall be to, whenever  
4        possible, employ individuals skilled in project delivery and contract management  
5        who are not also licensed professional engineers.

6                K. The assistant secretary and the unclassified direct reports under his  
7        direction shall maximize to the fullest extent possible the privatization of services  
8        and functions within the office.

9        ~~§508.1. Office of planning, functions, assistant secretary, powers and duties~~

10               ~~A. There is hereby created within the Department of Transportation and~~  
11        ~~Development, the office of planning, which shall administer the planning and~~  
12        ~~programming matters of the department related to strategic and intermodal issues,~~  
13        ~~highways, bridge and pavement management, data collection and analysis,~~  
14        ~~congestion, safety, aviation, public transportation, public mass transit, and railroad~~  
15        ~~and water transportation systems, and related matters, and any other special~~  
16        ~~programs as may be directed by the secretary.~~

17               ~~B. The office of planning shall be under the immediate supervision of the~~  
18        ~~assistant secretary, who shall be appointed by the governor and shall serve at the~~  
19        ~~pleasure of the secretary. The assistant secretary shall be a competent engineer or~~  
20        ~~an urban or regional transportation planner of recognized ability and standing who~~  
21        ~~is familiar with the operations of public transportation departments and who, at a~~  
22        ~~minimum, has earned a bachelor's degree. The assistant secretary shall give his~~  
23        ~~whole time to the duties of his office.~~

24               ~~C. The assistant secretary shall have authority subject to approval of the~~  
25        ~~secretary and in accordance with applicable rules and regulations of the civil service~~  
26        ~~commission to employ, appoint, transfer, assign, and promote such personnel as is~~  
27        ~~necessary for the efficient administration of the office of planning and programming.~~

28               ~~D. The assistant secretary shall receive an annual salary fixed by the~~  
29        ~~governor, which salary shall not exceed the amount approved for such position by~~  
30        ~~the legislature while in session, payable monthly out of funds appropriated therefor~~

1       ~~and shall be allowed his actual and necessary traveling expenses incurred in the~~  
2       ~~discharge of his official duties.~~

3               ~~E. The assistant secretary shall administer all department functions and~~  
4       ~~duties for which the office of planning is responsible. He shall also have such other~~  
5       ~~duties as may be assigned to him by the secretary, by the provisions of this Chapter,~~  
6       ~~or by the laws of this state. He shall report the proceedings of his office annually to~~  
7       ~~the secretary of the department and at such other times as the secretary may~~  
8       ~~designate, and he shall make any additional reports as are required by the secretary.~~

9               ~~F. The secretary is specifically authorized and empowered to perform any~~  
10       ~~of the duties of the assistant secretary when the assistant secretary is absent or~~  
11       ~~incapacitated or when in the opinion of the secretary it would be in the best interest~~  
12       ~~of the department. The assistant secretary with approval of the secretary may~~  
13       ~~designate a member of the senior staff in the office of planning to perform any duties~~  
14       ~~required of the assistant secretary.~~

15       §508.2. Office of operations; functions; assistant secretary, powers and duties

16               A. There is hereby created within the Department of Transportation and  
17       Development, the office of operations, which shall administer all matters related to  
18       the operations of the department's district offices; ~~the Crescent City Connection~~  
19       ~~Bridge, the Sunshine Bridge,~~ and other matters as may be directed by the secretary.

20               B. The office of operations shall be under the immediate supervision of the  
21       assistant secretary, who shall be appointed by the governor and shall serve at the  
22       pleasure of the secretary. The assistant secretary shall be a competent ~~engineer~~  
23       professional in organizational operations of recognized ability and standing who is  
24       experienced in the operations of the department. ~~He shall be licensed to practice~~  
25       ~~engineering in Louisiana.~~ The assistant secretary shall give his whole time to the  
26       duties of his office.

27                               \*       \*       \*

28               F. The secretary is specifically authorized and empowered to perform any  
29       of the duties of the assistant secretary when the assistant secretary is absent or  
30       incapacitated or when in the opinion of the secretary it would be in the best interest

1 of the department. The assistant secretary with approval of the secretary may  
2 designate ~~a licensed engineer~~ a senior staff member in the office of operations to  
3 perform any duties required of the assistant secretary.

4 G. There shall be nine district offices within the office of operations each led  
5 by a district administrator who shall report directly to the assistant secretary. Each  
6 district's lab shall report directly to the department's material engineer administrator.  
7 The district offices shall have jurisdictions based on parish boundaries as follows:

8 (1) Shreveport office, referred to as District A, shall consist of Caddo,  
9 Bossier, Webster, Claiborne, Bienville, Red River, and DeSoto parishes.

10 (2) Monroe office, referred to as District B, shall consist of Union,  
11 Morehouse, West Carroll, East Carroll, Lincoln. Jackson, Ouachita, Richland, and  
12 Madison parishes.

13 (3) Alexandria office, referred to as District C, shall consist of Sabine,  
14 Natchitoches, Winn, Grant, Vernon, Rapides, and Avoyelles parishes.

15 (4) Chase office, referred to as District D, shall consist of Caldwell, Franklin,  
16 Tensas, LaSalle, Catahoula, and Concordia parishes.

17 (5) Lake Charles office, referred to as District E, shall consist of Beauregard,  
18 Allen, Calcasieu, Jefferson Davis, and Cameron parishes.

19 (6) Lafayette office, referred to as District F, shall consist of Evangeline, St.  
20 Landry, Acadia, Lafayette, St. Martin, Vermilion, Iberia, and St. Mary parishes.

21 (7) Baton Rouge office, referred to as District G, shall consist of Pointe  
22 Coupee, West Feliciana, East Feliciana, Iberville, West Baton Rouge, East Baton  
23 Rouge, Ascension, Assumption, and St. James parishes.

24 (8) Hammond office, referred to as District H, shall consist of St. Helena,  
25 Tangipahoa, Washington, Livingston, St. John the Baptist, and St. Tammany  
26 parishes.

27 (9) New Orleans office, referred to as District I, shall consist of Terrebonne,  
28 Lafourche, St. Charles, Jefferson, Orleans, Plaquemines, and St. Bernard parishes.

1           H. The assistant secretary shall oversee each district administrator and  
2           district office and his responsibilities shall include but not be limited to the following:

3           (1) Ensuring that resources for the office of operations are appropriately  
4           divided between the district offices based on the unique state infrastructure attributes  
5           of each district.

6           (2) Requiring district administrators adhere to uniform policies and  
7           procedures relative to interfacing and doing business with both construction and  
8           engineering contractors.

9           (3) Empowering district administrators to set goals and priorities within the  
10          budget for each district.

11          I. The assistant secretary and the district administrators under his direction  
12          shall maximize to the fullest extent possible the privatization of services within the  
13          districts.

14          §508.3. Office of multimodal commerce; functions; commissioner; deputy  
15          commissioner; powers and duties

16                A.

17                               \*       \*       \*

18               (2) The office shall advise the office of ~~planning~~ project management on  
19               intermodal issues and implement the master plan as it relates to intermodal  
20               transportation.

21               (3) Notwithstanding Paragraph (1) of this Subsection, any powers, duties,  
22               responsibilities and corresponding department employees, equipment, facilities, and  
23               funding of the Department of Transportation and Development with respect to  
24               federal programs on rail safety and the administration of federal rail safety and  
25               hazard mitigation funds and the like shall remain with the office of ~~engineering~~  
26               project management of the Department of Transportation and Development.

27                               \*       \*       \*

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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)]

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HB 528 Engrossed

2025 Regular Session

Bourriaque

**Abstract:** Reforms the organizational structure for the Department of Transportation and Development and provides for the duties, powers, and responsibilities of officers and employees.

Proposed law (R.S.36:4(B)(38)) adds the office of La. Highway Construction, under the division of administration, to the list of agencies in which the governor may allocate certain powers, duties, functions, and responsibilities.

Present law (R.S. 36:501(B)) requires the Dept. of Transportation and Development (DOTD), through its offices and officers, to be responsible for developing and implementing programs to assure adequate, safe, and efficient transportation and other public works facilities and services in the state in accordance with the transfer of agencies and functions made by present law. Additionally, requires the DOTD to develop and implement programs in all areas of transportation, including highways, airports, waterways, flood protection, and mass transit, as well as public works activities, in accordance with such transfers.

Proposed law removes the requirement for the DOTD to comply with standard provisions governing the transfer of agencies and functions in present law for the development and implementation of certain transportation related programs.

Present law (R.S. 36:501(C)(1)) requires that the DOTD be composed of the executive office of the secretary, the office of management and finance, the office of engineering, the office of planning, the office of operations, the office of multimodal commerce, and such other offices to be created by law.

Proposed law removes the office of planning and engineering from the composition of the DOTD and instead requires that the DOTD be composed of the office of transformation and the office of project delivery, but otherwise retains present law.

Present law (R.S. 36:502(A)(1)) requires the officers of the DOTD be composed of the secretary, undersecretary, deputy secretary, chief engineer, assistant secretary of planning, commissioner of multimodal commerce, and assistant secretary of operations, each of which must be selected and obligated to perform functions as provided in present law.

Proposed law modifies present law by removing the chief engineer and the assistant secretary of planning and instead adds the assistant secretary for project delivery, but otherwise retains present law.

Present law (R.S. 36:502(A)(2)) requires that the secretary, undersecretary, deputy secretary, assistant secretary of planning, assistant secretary of operations, executive director of the Offshore Terminal Authority, commissioner of multimodal commerce, and such other positions which may be authorized by the State Civil Service Commission or the state constitution be the only unclassified positions in the DOTD. Additionally, requires other positions in the DOTD be in the classified state service. Further, requires the secretary fill such positions as in his opinion and judgment are necessary to the operation of the DOTD in accordance with applicable rules and regulations of present law.

Proposed law removes the assistant secretary of planning. Adds the assistant secretary of project delivery and allows all other positions in the DOTD to have the discretion to be in classified state service, but otherwise retains present law.

Present law (R.S. 36:502(B)) specifies that no persons serving as a secretary, undersecretary, deputy secretary, chief engineer, assistant secretary of planning, assistant secretary of operations, commissioner of multimodal commerce, or in any other office in the DOTD must receive any additional salary from the state other than that salary which he receives by virtue of serving in any one of such offices. Additionally, specifies that any statewide elected official appointed to serve as a secretary or deputy secretary cannot receive any additional salary from the state other than that salary which he receives as a statewide elected official.

Proposed law removes the assistant secretary of planning and adds the assistant secretary of project delivery, but otherwise retains present law.

Present law (R.S. 36:504(A)(2) and (8)) requires that in addition to the functions, powers, and duties vested in the secretary by law, the secretary must do the following:

- (1) Determine the policies of the DOTD, except as specifically provided for agencies transferred to the DOTD as otherwise provided in present law.
- (2) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his dept. and submit a report to the governor and the legislature, which report must accompany the budget statement which he submits under provisions of Present law. Specifies that the report must include a statement of the goals of the DOTD and to the programs and must summarize the accomplishments of the DOTD in meeting such goals and implementing such programs. Specifies that the report must also contain a specific statement of the reorganization and consolidation plan for the DOTD for the next year and include a report on the implementation of such reorganization and consolidation plan for the previous year. Requires the report concerning reorganization detail the extent to which the department has achieved goals stated the previous year with respect to merger and consolidation of functions, abolition of agencies, consolidation of offices, elimination of job positions, and efficiency and economy in delivery of services. Requires the report contain any recommendations with respect to reorganization which may require legislative action under the provisions of present law. Requires a copy of the report and recommended legislation be submitted by the secretary to the presiding officer of both houses of the legislature. Requires the presiding officer refer the report to the appropriate committee having jurisdiction of the subject matter as provided in the rules of the respective house.

Proposed law requires that only the secretary determines the policies of the DOTD and provides for coordination with the deputy secretary, to provide for, initiate, and facilitate the ongoing transfer of duties and functions of the dept. to the office of La. Hwy Construction.

Proposed law (R.S. 36: 504(B)(6) and (7)) allows the secretary to have the authority to, except as otherwise specifically provided in present law, to eliminate positions within the DOTD deemed unnecessary in fulfilling the goals of the office of transformation and to transfer any departmental function to the LHCA.

Present law (R.S. 36:505(A)) authorizes a deputy secretary of the DOTD, who must be appointed by the secretary. Further, specifies that the deputy secretary serves at the pleasure of the secretary at a salary fixed by the governor, which salary must not exceed the amount approved for such position by the legislature while in session. Additionally, requires the duties and functions of the deputy secretary be determined and assigned by the secretary who must serve as acting secretary in the absence of the secretary.

Proposed law requires a deputy secretary be appointed by the governor who serves as the appointing authority for the office of transformation. Further, requires the duties and

functions of the deputy secretary be to oversee the office of transformation and its duties, responsibilities, and authorities necessary to optimize the DOTD and those otherwise assigned by the secretary or the governor. Requires the office of transformation manage all day-to-day oversight and authority of the DOTD excluding the office of secretary.

Present law (R.S. 36:505(B)) specifies that if the position of deputy secretary is not filled during the absence of the secretary, the secretary can designate the undersecretary or the chief engineer to serve as acting secretary in his absence. Additionally, requires that the secretary notify the governor in writing of his temporary appointment of an acting secretary in his absence. Further, specifies that the governor has the full authority to revoke the appointment and in no event will the temporary appointment exceed 30 days in length, except with the specific written approval of the governor. Allows the governor to appoint a temporary secretary to act in the absence or incapacity of the secretary if an acting secretary has not been appointed.

Proposed law removes the chief engineer and adds the assistant secretary for project delivery as an option for the secretary to designate to the position of deputy secretary.

Proposed law (R.S. 36:505(C) and (D)) requires the deputy secretary to assess all of the DOTD reports and annually submit one single report to the legislature. Additionally, specifies that in order to measure the performance of the dept., no later than Jan. 1, 2026, the office of transformation must be fully empowered to develop, implement, and evaluate annually Key Performance Indicators (KPI's).

Proposed law (R.S. 36:506(E)(1)) requires the undersecretary ensure that no direct or indirect costs associated with any full or part-time employee of the DOTD is funded in the capital budget. Further, requires the capital budget include costs that are directly associated with construction, such as land acquisition and right-of-way costs, construction engineering, construction and reconstruction, resurfacing, rehabilitation, and restoration, system preservation, and installation or modification of traffic service facilities. Additionally, requires the undersecretary itemize costs in the capital budget to maximize the Legislature's and public's understanding and awareness of the department's capital budget.

Proposed law (R.S. 36:506(E)(2)) requires the undersecretary ensure that no direct or indirect costs associated with construction pursuant to proposed law, are included in the operating budget. Further, requires the operating budget clearly and concisely itemize every cost associated with past and present employees of the DOTD and all other costs in the operating budget be separated and itemized apart from those associated with past or present employees of the DOTD.

Proposed law (R.S. 36:506(E)(3)) specifies that the Transportation Trust Fund, the Construction Subfund, and any one-time funding allocation be a prohibited means of financing for all costs associated with past and present employees of the department effective July 1, 2026.

Proposed law (R.S. 36:506(F)) specifies that in the event of budgetary layoffs, the undersecretary must consult with each assistant secretary of the DOTD and, in consultation with the secretary, and the office of transformation, initiate and execute layoffs in a manner that minimizes impacts to services to the public.

Present law (R.S. 36:508(A)) created within the DOTD, the office of engineering, to administer engineering matters related to the state's highway program with respect to project development, design, construction, maintenance, extension, improvement, and regulation of roads, highways, expressways, bridges, and related matters, and any other special highway engineering program as may be directed by the secretary. Additionally, requires the office administer the public works functions of the state related to flood and drainage control, reclamation, water resources, soil conservation, mapping, disaster relief, and related matters, the state's participation in the National Flood Insurance Program, and other special programs as directed by the secretary.

Proposed law removes the office of engineering and adds the office of project delivery and adds planning design, but otherwise retains present law.

Present law (R.S. 36:508(B)) requires the office of engineering to be under the immediate supervision of the chief engineer, who must be appointed by the secretary. Additionally, requires the chief engineer serve at the pleasure of the secretary in accordance with present law. Further, requires the chief engineer to be a competent engineer of recognized ability and standing who is experienced in the engineering duties of the department and licensed to practice civil engineering in La. and must give his whole time to the duties of his office.

Proposed law modifies present law by requiring the office of project delivery to be under the immediate supervision of the assistant secretary. Additionally, requires the assistant secretary to serve at the pleasure of the secretary. Further, requires the assistant secretary be a competent project manager who may be licensed to practice civil engineering in La. Requires the assistant secretary give his whole time to the duties of the office.

Present law (R.S. 36:508(C)) requires the chief engineer have authority subject to approval of the secretary and in accordance with applicable rules and regulations of the civil service commission to employ, appoint, transfer, assign, and promote such personnel as is necessary for the efficient administration of the office of engineering.

Proposed law modifies present law by requiring the assistant secretary to have authority subject to approval of the secretary in accordance to present law as necessary as for the efficient administration of the office of project delivery.

Present law (R.S. 36:508(D)) requires the chief engineer receive an annual salary fixed in accordance with civil service rules, payable monthly out of funds appropriated therefor and be allowed his actual and necessary traveling expenses incurred in the discharge of his official duties.

Proposed law modifies present law by requiring that the assistant secretary receive an annual salary fixed by the governor.

Present law (R.S. 36:508(F)) requires the chief engineer approve all plans, specifications, and estimates for the construction of all facilities and projects for which his office is responsible. Specifies that he has other duties as may be assigned to him by the secretary, by the provisions present law, or by the laws of this state. Additionally, requires he report the proceedings of his office annually to the secretary of the DOTD and at such other times as the secretary may designate, and make any additional reports as are required by the secretary.

Proposed law modifies present law by authorizing the assistant secretary to assign duties to the chief engineer, in addition to the secretary.

Present law (R.S. 36:508(G)) specifies that the secretary or the chief engineer with approval of the secretary may designate a licensed engineer in the office of engineering to perform any duties required of the chief engineer when the chief engineer is absent or incapacitated.

Proposed law modifies present law by prohibiting the assistant secretary from delegating any powers, duties, or responsibilities to classified subordinates. Specifies that the secretary or assistant secretary with approval of the secretary may designate a licensed engineer in the office of project delivery to perform any duties required of the chief engineer when the assistant secretary is absent or incapacitated.

Proposed law (R.S. 36:508(H)) specifies that the assistant secretary may assign a manager the duties of administering the planning and programming matters of the department related to strategic and intermodal issues, highways, bridge, and pavement management, data collection and analysis, congestion, safety, aviation, public transportation, public mass



transit, and railroad and water transportation systems and related matters as may be directed by the secretary.

Proposed law (R.S. 36:508(I)) allows the secretary to perform any of the duties of the assistant secretary if he is absent or incapacitated or when in the opinion of the secretary it would be in the best interest of the DOTD. Additionally, allows the assistant secretary, with approval of the deputy secretary, discretion to designate any unclassified member of the senior staff to perform any duties required of the assistant secretary.

Proposed law (R.S. 36:508(L)) requires the assistant secretary to, whenever possible employ individuals skilled in project and contract delivery who are not licensed professional engineers.

Proposed law (R.S. 36:508(K)) requires that the assistant secretary and the direct reports under his direction maximize services and functions of the office.

Present law (R.S. 36:508.1) created the office of planning; functions; assistant secretary powers and duties.

Proposed law repeals the entirety of present law.

Proposed law (R.S. 36:508.2(A)) specifies that created within the DOTD, the office of operations, which must administer all matters related to the operations of the department's district offices, the Crescent City Connection Bridge, the Sunshine Bridge, and other matters as may be directed by the secretary.

Proposed law modifies present law by removing the Crescent City Connection Bridge and the Sunshine bridge from being administered, otherwise retains present law.

Present law (R.S. 36:508.2(B)) requires that the office of operations be under the immediate supervision of the assistant secretary, appointed by the governor and must serve at the pleasure of the secretary. Additionally, requires the assistant secretary be a competent engineer of recognized ability and standing who is experienced in the operations of the dept. and licensed to practice engineering in La. Further, requires the assistant secretary give his whole time to the duties of his office.

Proposed law requires the assistant secretary to be a competent professional in organizational operations and removes the requirement of the assistant secretary to be licensed to practice engineering in La.

Proposed law modifies present law by specifying that the secretary will set the assistant secretary's salary and removes the legislature's limitation on salary.

Present law (R.S. 36:508.2(F)) specifies that secretary is specifically authorized and empowered to perform any of the duties of the assistant secretary when the assistant secretary is absent or incapacitated or when in the opinion of the secretary it would be in the best interest of the department. Further, specifies that the assistant secretary with approval of the secretary may designate a licensed engineer in the office of operations to perform any duties required of the assistant secretary.

Proposed law modifies present law by specifying that the assistant secretary with the approval of the secretary may designate a senior staff member, instead of a licensed engineer, in the office of operations to perform any duties required of the assistant secretary.

Proposed law (R.S. 36:508.2(G)) requires that there be nine district offices within the department of operations each led by a district administrator who is to report directly to the assistant secretary. Additionally, requires that each district's lab report directly to the dept.'s material engineer administrator. Further requires that the district offices have jurisdictions based on boundaries as follows:

- (1) Shreveport office, which may be referred to as District A, consisting of Caddo, Bossier, Webster, Claiborne, Bienville, Red River, and DeSoto parishes.
- (2) Monroe office, which may be referred to as District B, consisting of Union, Morehouse, West Carroll, East Carroll, Lincoln. Jackson, Ouachita, Richland, and Madison parishes.
- (3) Alexandria office, which may be referred to as District C, consisting of Sabine, Natchitoches, Winn, Grant, Vernon, Rapides, and Avoyelles parishes.
- (4) Chase office, which may be referred to as District D, consisting of Caldwell, Franklin, Tensas, LaSalle, Catahoula, and Concordia parishes.
- (5) Lake Charles office, which may be referred to as District E, consisting of Beauregard, Allen, Calcasieu, Jefferson Davis, and Cameron parishes.
- (6) Lafayette office, which may be referred to as District F, consisting of Evangeline, St. Landry, Acadia, Lafayette, St. Martin, Vermilion, Iberia, and St. Mary parishes.
- (7) Baton Rouge office, which may be referred to as District G, consisting of Pointe Coupee, West Feliciana, East Feliciana, Iberville, West Baton Rouge, East Baton Rouge, Ascension, Assumption, and St. James parishes.
- (8) Hammond office, which may be referred to as District H, consisting of St. Helena, Tangipahoa, Washington, Livingston, St. John the Baptist, and St. Tammany parishes.
- (9) New Orleans office, which may be referred to as District I, consisting of Terrebonne, Lafourche, St. Charles, Jefferson, Orleans, Plaquemines, and St. Bernard parishes.

Proposed law (R.S. 36:508.2(H)) requires that the assistant secretary oversees each district administrator and district office and his responsibilities include but is not limited to:

- (1) Ensuring that resources for the office of operations are appropriately divided between the district offices based on the unique state infrastructure attributes of each district.
- (2) Requiring district administrators to adhere to uniform policies and procedures relative to interfacing and doing business with both construction and engineering contractors.
- (3) Empowering district administrators to set goals and priorities within the budgets for each district.

Proposed law R.S. 36:508.2(I)) specifies that the assistant secretary and the district administrator under his direction maximize to the fullest extent the privatization of services within the district.

Present law (R.S. 36:508.3(A)(2)) requires the office of multimodal commerce advise the office of planning on intermodal issues and implement the master plan as it relates to intermodal transportation.

Proposed law changes the office of planning to the office of project management, but otherwise retains present law.

Present law (R.S. 36:508.3(A)(3)) specifies any powers, duties, responsibilities and corresponding department employees, equipment, facilities, and funding of the DOTD with respect to federal programs on rail safety and the administration of federal rail safety and

hazard mitigation funds and the like must remain with the office of engineering of the DOTD.

Proposed law requires that the administration of federal rail safety and hazard mitigation funds and the like remain with office of project delivery of the DOTD instead of the office of engineering.

(Amends R.S. 36:501(B), and (C)(1) 502(A) and (B), 504(A)(2) and (8), 505, 508(A) - (D) and (F) and (G), 508.1, 508.2(A), (B), and (F), and 508.3(A)(2) and (3); Adds R.S. 36:4(B)(38), 504(B)(6) and (7), 506(E) - (F), 508(H) - (K), and 508.2(G) - (I))

#### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Transportation, Highways and Public Works to the original bill:

1. Make technical changes.
2. Add the office of Louisiana Highway Construction under the division of administration.
3. Remove the office of engineering.
4. Change project management to project delivery.
5. Prohibit the Transportation Trust Fund, the Construction Subfund, and any one-time funding allocation as a means of financing for all costs associated with past and present employees of the department effective July 1, 2026.
6. Specify that the chief engineer have other duties assigned to him by the secretary or the assistant secretary.
7. Authorize the assistant secretary to assign a manager the duties of administering the planning and programming matters of the department.
8. Authorize the deputy secretary to perform any of the duties of the assistant secretary when the assistant secretary is absent or incapacitated.
9. Specify that the assistant secretary, with the approval of the secretary may designate any member of senior staff to perform any duties required of the assistant secretary.
10. Require that there be nine district offices within the department of operations each led by a district administrator who is to report directly to the assistant secretary. Additionally, require that each district's lab report directly to the dept.'s material engineer administrator.