





1 limited to the development, review, and evaluation of plans and specifications, and  
 2 the development of the port priority program list. However, development of and  
 3 authority over the final determination of the port priority list shall remain with the  
 4 department and the joint committee as provided in this Chapter.

5 \* \* \*

6 §3453. Priority list of projects; public hearings; final program

7 Each quarter, the department shall prepare and shall furnish a prioritized list  
 8 of projects, based on the applications received by the department during that quarter,  
 9 to the joint committee. The joint committee shall receive the prioritized list of  
 10 projects from the department for each of the first three quarters of the year, and shall  
 11 call a public hearing within thirty days of receiving the list in order to receive public  
 12 testimony regarding any project on the list. At such hearing, the joint committee  
 13 shall vote to either accept, reject, or modify the list. Each quarter, the department  
 14 shall reprioritize the list of projects to reflect the cumulative list of projects  
 15 recommended by the department. After application recommendations for the last  
 16 quarter are made by the department, the department shall submit the final port  
 17 construction and development priority program for the ensuing fiscal year to the  
 18 joint committee for approval. Prior to the convening of the regular session of the  
 19 legislature, the joint committee shall hold a public hearing for the purpose of  
 20 reviewing the final program for the ensuing fiscal year. Prior to such hearing, the  
 21 department shall publish the appropriate official notice in the ~~necessary journals~~  
 22 Official Journal of the State, as provided for in R.S. 43:81, beginning on July 1,  
 23 2027. The final program shall be based upon the anticipated revenues to be  
 24 appropriated by the legislature or other funding obligation authority and the projects  
 25 shall be listed in order of priority. When this final construction program is presented  
 26 to the legislature for funding or funding obligation authority for the ensuing fiscal  
 27 year, the legislature shall not add any projects to this final construction program.  
 28 Any project recommended by the department and approved by the joint committee  
 29 but for which funds are unavailable in the fiscal year for which it was approved shall  
 30 remain on the prioritized list of projects and shall be carried forward to the next

1 fiscal year. Such project shall retain its place on the prioritized list of projects and  
2 shall receive a higher priority over newly recommended projects in the next fiscal  
3 year.

4 \* \* \*

5 §3457. Allocation, reallocation of funds; deposit to Transportation Trust Fund

6 A. The Transportation Trust Fund shall be the source of state funds provided  
7 for any port project on the priority list approved pursuant to the provisions of this  
8 Chapter. Prior to the commencement of any work, the department shall require the  
9 presiding officer of each port authority involved in a project to execute an agreement  
10 and statement of sponsorship to provide ~~a ten percent~~ the local match requirement  
11 in the appropriate category of projects pursuant to Subsection C of this Section for  
12 the cost of construction of the project including the cost of any items stipulated under  
13 the provisions of Paragraph (1) of this Subsection. The department shall further  
14 stipulate that such agreement include but not be limited to the following:

15 \* \* \*

16 C. The following project categories shall require the stipulated local match  
17 as defined by the department:

18 (1) A standard project shall require a ten percent local match.

19 (2) A large project shall require a twenty percent local match, subject to the  
20 legislature allocating additional Transportation Trust Fund dollars to the Port  
21 Construction and Development Priority Program.

22 \* \* \*

23 §3473. Priority list of projects; public hearings; final program

24 Each quarter, the office shall prepare and furnish to the joint committee a  
25 prioritized list of projects based on the applications received by the office during that  
26 quarter. The joint committee shall receive the prioritized list of projects from the  
27 office for each of the first three quarters of the year, and shall call a public hearing  
28 within thirty days of receiving the list in order to receive public testimony regarding  
29 any project on the list. At such hearing, the joint committee shall vote to either  
30 accept, reject, or modify the list. Each quarter, the office shall reprioritize the list of

1 projects to reflect the cumulative list of projects recommended by the office. After  
2 application recommendations for the last quarter are made by the office, the office  
3 shall submit the final waterway dredging and deepening priority program for the  
4 ensuing fiscal year to the joint committee for approval. Prior to the convening of the  
5 regular session of the legislature, the joint committee shall hold a public hearing for  
6 the purpose of reviewing the final program for the ensuing fiscal year. Prior to such  
7 hearing, the office shall publish the appropriate official notice ~~on the department's~~  
8 website in the Official Journal of the State, as provided for in R.S. 43:81, beginning  
9 on July 1, 2027. The final program shall be based upon the anticipated revenues to  
10 be appropriated by the legislature or other funding obligation authority and the  
11 projects shall be listed in order of priority. When this final construction program is  
12 presented to the legislature for funding or funding obligation authority for the  
13 ensuing fiscal year, the legislature shall not add any projects to this final construction  
14 program. Any project recommended by the office and approved by the joint  
15 committee for which funds are unavailable in the fiscal year but for which it was  
16 approved shall remain on the prioritized list of projects and shall be carried forward  
17 to the next fiscal year.

18 Section 2. The Louisiana State Law Institute is hereby authorized and directed to  
19 alphabetize and renumber the definitions contained in R.S. 34:3451 and to correct any cross-  
20 references to the renumbered paragraphs if necessary, consistent with the provisions of this  
21 Act.

22 Section 3. The office of multimodal commerce shall promulgate rules in accordance  
23 with the Administrative Procedure Act, establishing the following:

24 (1) The project cost range, benefit cost ratio, return on state investment for  
25 a project to qualify as a large project.

26 (2) The benefit cost ratio and return on state investment required for a project  
27 to qualify as a standard project.

1 (3) The maximum amount of state participation in standard projects and large  
2 projects, and the maximum annual allotment per port for each.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_