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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jerry J. Guillot.

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## DIGEST

Chabert (SB 389)

Present law, relative to multimodal transportation and the Louisiana Transportation Authority, provides that:

- (1) The legislature hereby finds and declares that the development, construction, improvement, expansion, and maintenance of an efficient, safe, and well-maintained intermodal transportation system is essential to promote Louisiana's economic growth and the ability of business and industry to compete in regional, national, and global markets and to provide a high quality of life for the people of this state.
- (2) The authority may exercise powers necessary, appurtenant, convenient, or incidental to the carrying out of its purposes, including but not limited to:
  - (a) Adopting rules and regulations in accordance with the APA, subject to oversight by the House and Senate Transportation, Highways and Public Works Committees, necessary to carry out the purposes of the authority, for the governance of its affairs, and for the conduct of its business.
  - (b) Acquiring public or private lands in the name of the authority by purchase, donation, exchange, foreclosure, lease, or otherwise, including rights or easements, or by the exercise of the power of eminent domain in the manner hereinafter provided, as it may deem necessary for carrying out present law.
  - (c) Administering and disbursing the funds deposited into the Transportation Mobility Fund which funds shall be used solely to fund projects which qualify for funding according to present law and shall not be disbursed or used by the authority for any other purpose. Further, the funds deposited into the Transportation Mobility Fund shall not be commingled with any other funds administered by the authority.

Proposed law makes technical revisions. Otherwise retains present law.

Present law, regarding state-designated projects, provides that the authority may, upon obtaining the approval of DOTD, undertake a state-designated project. Provides that DOTD shall serve as the agent for the authority for the purpose of constructing and completing improvements and extensions to such project. In such event, the authority shall provide DOTD with complete copies of all documents, agreements, resolutions, contracts, and instruments relating thereto; shall request DOTD to do such construction work, including the planning, surveying, and actual construction of the completion, extensions, and improvements thereto; and shall transfer to the

credit of an account of DOTD in the state treasury the necessary funds therefor. Then DOTD shall proceed with such construction and use the funds for such purpose in the same manner as it is now authorized to use the funds otherwise provided by law for its use in the construction of roads and bridges. Provides that notwithstanding any other law to the contrary, the authority shall have full power to carry out all of the powers and duties set forth in present law, without the necessity of obtaining the approval or consent of the state, or any state agency, political subdivision, district, authority, or other public entity except as expressly provided for in present law.

Proposed law make technical revisions. Otherwise retains present law.

Effective August 1, 2014.

(Amends R.S. 48:2072(A), 2077(1), (9), and (24), and 2078(A), (C), and (E))