2018 Regular Session

HOUSE BILL NO. 116

BY REPRESENTATIVE ZERINGUE

COASTAL COMMISSION: Authorizes and directs the Coastal Protection and Restoration Authority to promulgate rules and guidelines for their contracting authorities

1	AN ACT			
2	To amend and reenact R.S. 49:214.6.2(A) and to enact R.S. 49:191(11)(a), relative to the			
3	Coastal Protection and Restoration Authority; to authorize and direct the Coastal			
4	Protection and Restoration Authority to issue rules, regulations, or guidelines for the			
5	implementation of their existing contracting authority; and to provide for related			
6	matters.			
7	Be it enacted by the Legislature of Louisiana:			
8	Section 1. R.S. 49:214.6.2(A) is hereby amended and reenacted and R.S.			
9	49:191(11)(a) is hereby enacted to read as follows:			
10	§191. Termination of legislative authority for existence of statutory entities;			
11	phase-out period for statutory entities; table of dates			
12	Notwithstanding any termination dates set by any previous Act of the			
13	legislature, the statutory entities set forth in this Section shall begin to terminate their			
14	operations on July first of each of the following years, and all legislative authority			
15	for the existence of any statutory entity, as defined in R.S. 49:190, shall cease as of			
16	July first of the following year, which shall be the termination date:			
17	* * *			
18	(9) <u>(11)</u> July 1, 2020 2023:			
19	* * *			

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	(a) The Coastal Protection and Restoration Authority and the Coastal		
2	Restoration and Protection Authority Board to be reviewed by and re-creation to be		
3	considered by the House Committee on Natural Resources and Environment and the		
4	Senate Committee on Natural Resources. Thereafter, the Coastal Protection and		
5	Restoration Authority and the Coastal Restoration and Protection Authority Board		
6	shall be reviewed and re-created every six years to coincide with the review and		
7	adopted of the comprehensive master plan for integrated coastal restoration.		
8	* * *		
9	§214.6.2. Functions and responsibilities; coastal activities		
10	A. The authority shall administer the programs of the Coastal Protection and		
11	Restoration Authority Board. The executive director may use his contracting		
12	authority, or the contracting authority of any state department or agency, to		
13	implement the provisions of this Chapter. Such His contracting authority shall		
14	include construction management at risk, operation and maintenance, design-build,		
15	design-build-operate and maintain, design-build-finance-operate and maintain,		
16	outcome-based performance contracts, or any combination of design, construction,		
17	finance, and services for operation and maintenance of an integrated coastal		
18	protection project, where appropriate. The Coastal Protection and Restoration		
19	Authority shall promulgate, through the Administrative Procedure Act, rules,		
20	regulations, or guidelines for the implementation of the contracting authority granted		
21	by the provisions of this Section. The Coastal Protection and Restoration Authority		
22	shall have the authority to execute and implement contracts entered into by the		
23	board.		
24	* * *		

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 116 Reengrossed	2018 Regular Session	Zeringue
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Abstract: Authorizes and directs the Coastal Protection and Restoration Authority to issue rules, regulations, or guidelines for the implementation of their existing contracting authority and provides for sunset review of the Coastal Protection and Restoration Authority.

<u>Present law</u> authorizes the executive director of the Coastal Protection and Restoration Authority (CPRA) to use his contracting authority, or the contracting authority of any state department or agency, for the operation and maintenance of an integrated coastal protection project. Specifies that the contracting authority includes construction management at risk, operation and maintenance, design-build, design-build-operate and maintain, design-buildfinance-operate and maintain, outcome-based performance contracts, or any combination of design, construction, finance, and services.

<u>Proposed law</u> requires the CPRA to promulgate, through the Administrative Procedure Act, rules, regulations, or guidelines for the implementation of the contracting authority.

<u>Proposed law</u> requires sunset review of the CPRA and the CPRA Board for July 1, 2023. Further provides for a sunset review every six years thereafter to coincide with the review and adoption of the comprehensive master plan for coastal restoration.

(Amends R.S. 49:214.6.2(A); Adds R.S. 49:191(11)(a))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

- 1. Require sunset review of the CPRA and the CPRA Board for July 1, 2023.
- 2. Provide for a sunset review every six years to coincide with the review and adoption of the comprehensive master plan for coastal restoration.
- 3. Make technical changes.