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## DIGEST

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Lorusso

HB No. 475

**Abstract:** Deletes the requirement for the SLFPA-East to pay outstanding debts from certain sale proceeds. Further provides for an additional board member on the Non-Flood Protection Asset Management Authority.

Present law provides for the reorganization and creation of the West Jefferson Levee District as it existed on January 1, 2007.

Proposed law retains present law except that it changes the boundary lines for the West Jefferson Levee District.

Present law provides for the reorganization and creation of the Lafitte Area Independent Levee District and its territorial jurisdiction.

Proposed law retains present law except that it changes the territorial boundary lines of the levee district and further provides that the lands and property are not exempt from taxation.

Proposed law requires the transfer of any books, records, documents, movable property, lands or immovable property owned by the West Jefferson Levee District but are situated in and pertain to the operations in the jurisdiction of the Lafitte Area Independent Levee District to be transferred to the Lafitte Area Independent Levee District without the necessity of any other act, instrument, or deed.

Present law authorizes the SLFPA-East to sell, lease, or otherwise transfer any of the non-flood assets and perform any and all things necessary to carry out the objects of present law, provided that any sale or transfer be for full and adequate consideration and any proceeds therefrom be used to pay outstanding debts.

Proposed law deletes the requirement that any proceeds from the sale of non-flood assets be used to pay outstanding debts.

Present law requires the authority to first offer the non-flood asset to political divisions in the parish in which the property is located and state agencies conducting operations in that parish, other than levee districts, political subdivisions, or agencies responsible for flood control, and to evaluate any proposal submitted by those public entities. Further provides that if no such proposal is received, or if such proposals are not determined to be in the best interest of the authority, the property may be offered for sale or lease as otherwise provided by law.

Proposed law retains present law.

Present law creates the Non-flood Protection Asset Management Authority within DOTD to manage and control any non-flood protection facility or improvement asset or function within a levee district within the jurisdiction of a flood protection authority and further provides for its composition of the board.

Proposed law adds a member to the board to be appointed by the SLFPA-East.

Present law creates the Non-flood Protection Asset Management Authority as a political subdivision with the power to manage and control any non-flood protection facility or improvement asset or function within a levee district within the jurisdiction of a flood protection authority and further provides for the board composition.

Proposed law adds a member to the board to be appointed by the SLFPA-East.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 38:291(R)(1) and (Y)(1)(a), 330.12(B)(2) and 330.12.1(C)(1) as added by Acts 2010, No. 1014, §2, of the 2010 R.S. and as amended by Acts 2010, No. 1014, §4 of the 2010 R.S.; Adds R.S. 38:291(Y)(7))

#### Summary of Amendments Adopted by House

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

1. Adds a provision to require that following the sale or transfer, the proceeds of such shall be paid in a ratio of 80% to the Authority and 20% to the members of the class, to satisfy the outstanding debt of the OLD pursuant to a judgment dated December 11, 2000.

#### House Floor Amendments to the engrossed bill.

1. Changes the territorial jurisdictional of the West Jefferson Levee district.
2. Changes the territorial jurisdiction for the Lafitte Area Independent Levee District.
3. Requires the transfer of any books, records, documents, movable property, lands or immovable property owned by the West Jefferson Levee District but are situated in and pertain to the operations in the jurisdiction of the Lafitte Area Independent Levee District.