
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Sharon F. Lyles.

DIGEST

Morrell (SB 173)

Present law provides for the Non-Flood Protection Asset Management Authority [R.S. 38:330.12.1] to manage and control any non-flood protection asset within a levee district within the territorial jurisdiction of any flood protection authority.

Present law includes all the territory within the geographic boundaries of the New Orleans Lakefront Airport (Airport) within the boundaries of the Downman Road Economic Development District (DREDD) [R.S. 33:2740.70.1].

Proposed law retains present law except for the New Orleans Lakefront Airport.

Proposed law creates the New Orleans Lakefront Airport Authority (NOLAA) as a body corporate and politic and a political subdivision of the state and, effective 1/1/2014, transfers the management, control, and maintenance of the Airport to the board of commissioners of the authority; provides that the Orleans Levee District continues to own the Airport; excludes the properties and facilities within the boundaries of the Airport which are operated, managed, or administered by the NOLAA from the jurisdiction of DREDD.

Proposed law provides for such airport authority to exercise its duties, functions, powers, and responsibilities through a board of commissioners as follows:

- (1) One member appointed by the chairman of the Non-Flood Protection Asset Management Authority.
- (2) One member appointed by the governor of the state of Louisiana.
- (3) One member appointed by the state senators from Senate Districts Three and Four.
- (4) One member appointed by the state representatives from House District Ninety-Seven, Ninety-Nine, and One Hundred.
- (5) One member appointed by the council members from New Orleans City Council District D and E.
- (6) One member appointed by the mayor of the city of New Orleans.
- (7) One member appointed by the chairman of the New Orleans Regional Business Park.
- (8) One member appointed by the chairman of the Southeast Louisiana Flood Protection

Authority-East.

Proposed law provides that members appointed have experience in airport management, general aviation airports, vending procurement, law, economic development, accounting, or real estate; that members serve for four years; that a majority of the members constitute a quorum; that official board action requires an affirmative vote by a majority of members present and voting at any meeting; that members receive no compensation for service but may receive per diem not to exceed \$50 for attending board or subcommittee meetings; limits per diem paid to 12 days per year; provides for mileage expense reimbursement when performing official board duties at the rate established for travel by state officials.

Proposed law requires members to elect from its membership: a chairman, a secretary, and a vice chairman, who serves in the chairman's absence; provides for employment of an executive director and such personnel necessary to implement proposed law.

Proposed law provides authority is the successor of the Non-Flood Protection Asset Management Authority; requires the Non-Flood Protection Asset Management Authority continue to manage, operate, and maintain the airport until such responsibility transfers to authority.

Proposed law authorizes the board to enter into contracts, agreements, or cooperative endeavors of any nature, on behalf of the authority with a state agency, political subdivision, or other legal entity or person, or any combination thereof, for the management, operation, and maintenance of the airport; authorizes the board to conduct a national search for a management firm to conduct day-to-day airport operations; further provides that costs associated for a management firm are not eligible for payment from the aviation account of the Transportation Trust Fund or for reimbursement under any federal or state contract which includes "construction management" or equivalent terminology.

Proposed law provides that all revenues produced from the operation of any facility or improvement at the airport be collected and retained by the authority, except as required by federal law, regulation, or state constitution.

Proposed law authorizes the board to implement provisions of proposed law.

Proposed law prohibits any action which impairs obligations of outstanding bonded indebtedness or contracts of the Orleans Levee District or the Non-Flood Protection Asset Management Authority or which impairs the ability of the Orleans Levee District to satisfy any legal action or claim pending against the levee district on January 1, 2014, or the Non-Flood Protection Asset Management Authority on January 1, 2014.

Proposed law requires that NOLAA and all members comply with open meetings law, Code of Governmental Ethics, and public records law.

Effective January 1, 2014.

(Amends R.S. 38:330.12.1(A); adds R.S. 2:361)

Summary of Amendments Adopted by Senate

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

1. Provides that Orleans Levee District continues to own the New Orleans Lakefront Airport.
2. Excludes New Orleans Lakefront Airport from jurisdiction of the Downman Road Economic Development District.
3. Changes membership of the board and removes requirements for Senate confirmation of board members and limits per diem to no more than twelve days per year.
4. Requires that board members have experience in airport management, general aviation airports, vending procurement, law, economic development, accounting, or real estate.
5. Provides that costs associated with a management firm for day-to-day operations are not eligible for payment from the aviation account of the Transportation Trust Fund or for reimbursement under any federal or state contract which includes "construction management" or equivalent terminology.
6. Requires NOLAA and members to comply with open meetings law, Code of Governmental Ethics, and public records law.