
DIGEST

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HB 407 Original

2016 Regular Session

Havard

Abstract: Allows the secretary of the Dept. of Transportation and Development (DOTD) to determine that payment of anticipated maintenance costs be a condition of transferring a road from the state highway system to a parish or municipal system.

Present law authorizes the secretary of DOTD, upon request by a parish or municipality indicating its conditions, willingness, and desire to incorporate into the parish or municipal road system a road on the state highway system and to assume the maintenance thereof and with the approval by a majority of the legislative delegation from such parish or municipality, to transfer the road from the state highway system to the parish or municipal road system

Proposed law provides that the secretary may determine that a condition of such transfer be payment by the department to the parish or municipality of an amount no greater than the present value of the projected four-year maintenance cost of the road to be transferred. Authorizes such payment to be deducted from the department's capital outlay budget for the year in which the payment is made and provides that such payment is deemed to be made with the reasonable expectation that the department will be relieved of liabilities equal to or greater than the amount of the payment, and the payment shall not be considered a prohibited donation of state property under Art. VII, §14 of the Louisiana Constitution.

(Amends R.S. 48:224.1(A))