
DIGEST

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HB 422 Reengrossed

2018 Regular Session

Lyons

Abstract: Corrects statutory references remaining from the transfer of the State Land Office from the Dept. of Natural Resources to the Division of Administration.

Present law provides that grant, sale, or conveyance of water bottoms within the territory can only be made by the secretary of the Dept. of Natural Resources. Proposed law gives that responsibility to the Register of the State Land Office. (R.S. 41:14)

Present law provides that any person who desires to purchase any timber located on property under the jurisdiction of the Office of State Lands must file an application and deposit \$100 with the secretary of the Dept. of Natural Resources. Proposed law provides for that application and deposit to be made to the Register of the State Land Office. (R.S. 41:1001)

Present law provides that, on receipt of an application to have timber offered for sale, the secretary of the Dept. of Natural Resources must request the assistant secretary of the Office of Forestry to evaluate the current market value and quantity that could be harvested based on sound forestry practices. Proposed law provides that the Register of the State Land Office requests the Dept. of Agriculture and Forestry, office of forestry, to evaluate the current market value and quantity that can be harvested. (R.S. 41:1002)

Present law authorizes the secretary of the Dept. of Natural Resources to advertise for bids for sale of timber. Proposed law gives that authority to the Register of the State Land Office. (R.S. 41:1002)

Present law provides for the secretary of the Dept. of Natural Resources to advertise the sale of the timber in the official journal of the parish where the land is located. Proposed law gives that responsibility to the Register of the State Land Office. (R.S. 41:1003)

Present law provides that monies from and documentation associated with the sale of timber be forwarded to the Dept. of Natural Resources for deposit in the state treasury. Proposed law provides that the monies and documentation be forwarded to the Register of the State Land Office. (R.S. 41:1005)

Present law provides for ingress and egress for the removal of timber to be fixed in the advertisement and in the act of sale by the Dept. of Natural Resources within one year of the sale unless proof is provided to the secretary of the Dept. of Natural Resources that a delay would result in hardship. Proposed law provides that those responsibilities reside with the Register of the State Land Office. (R.S. 41:1006)

Present law requires that if the Dept. of Natural Resources advertises the sale of timber on land whose title is in dispute, the payment for that timber be placed in escrow with the department pending resolution of ownership of the land. Proposed law places these responsibilities with the Register of the State Land Office. (R.S. 41:1008)

Present law authorizes the secretary of the Dept. of Natural Resources to permit selective cutting of standing cypress on a state-owned water bottom. Proposed law gives that authority to the Register of State Lands. (R.S. 41:1009)

Present law, relative to timber on levee district lands, requires the secretary of the levee district to request an evaluation of the timber by the secretary of the Dept. of Natural Resources. Proposed law provides for the evaluation to be done by the Dept. of Agriculture and Forestry, office of forestry. (R.S. 41:1042)

Present law, relative to timber on interagency recreation board lands within the Dept. of Public Safety and Corrections, requires the secretary of the board to request an evaluation of the timber by the secretary of the Dept. of Natural Resources. Proposed law provides for the evaluation to be done by the Dept. of Agriculture and Forestry, office of forestry. (R.S. 41:1082)

Present law, relative to leasing of state land, requires anyone making application for a lease of state land, including placement of structures, obstacles, fill, or other materials, to submit maps, plans, specifications, or other information as required by the secretary of the Dept. of Natural Resources. Proposed law changes that reference to the Register of the State Land Office. (R.S. 41:1213)

Present law requires the "Dept. of Natural Resources, office of state lands" to establish a statewide land information mapping and records system. Proposed law requires the State Land Office to establish such mapping and records system. (R.S. 50:171(A))

Proposed law corrects references from the "department of public works" to the "Dept. of Transportation and Development".

Proposed law corrects references from the "Office of Forestry" to the "Dept. of Agriculture and Forestry, office of forestry".

Proposed law corrects references from the "Dept. of Natural Resources" to the "Division of Administration" or the "state land office".

(Amends R.S. 41:14, 51(intro. para.) and (1), 1001 through 1006, 1008, 1009, 1042, 1044, 1082, 1084, 1132, 1133, 1213, 1701, 1703, 1706(B), 1713(A) and R.S. 50:171(A))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Natural Resources and Environment to the original bill:

1. Add more corrections to agency references contained within the statutory provisions.