The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Archana D. Cadge.

DIGEST

SB 280 Original | 2022 Regular Session | Bernard

Present law provides it is the responsibility of the state to provide a means for inspection regulation and supervision of all present and future dams within the state excluding the Toledo Bend Dam.

Present law further provides all dams excluding the Toledo Bend shall be under the jurisdiction of the Department of Transportation office of engineering.

Proposed law retains present law and additionally excludes the state from being responsible or over the jurisdiction for locks and dams on the following:

(1) Red River

(2) Ouachita River

(3) Black River

(4) Mississippi River

(5) tributaries under the jurisdiction of the US Army Corp of Engineers.

Present law provides for the definition of dam.

Proposed law retains present law and provides for definitions for "dam height" and "modification".

Proposed law further provides all designs for new dams and modification or removal of existing dams under state jurisdiction shall be designed by a professional engineer registered in the state of Louisiana.

Present law provides for the requirements in which legal action may be brought against the state for damages caused by partial or total failure of any dam.

Proposed law provides for technical additions to the requirements for which a legal action may be brought against the state.

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

(Amends R.S. 38:21, 22, 23, 26(C), 27, and 28(B); adds R.S. 38:28(C) and (D))