

2016 Regular Session

# ACT No. 458

HOUSE BILL NO. 1057 (Substitute for House Bill No. 407 by Representative Havard)

BY REPRESENTATIVE HAVARD

1 AN ACT

2 To amend and reenact R.S. 48:224.1(A) and to enact R.S. 48:224.1(D), relative to the  
3 transfer of roads from the state highway system to governmental subdivisions; to  
4 provide for certain conditions of such transfers; to provide authority for the  
5 promulgation of administrative rules; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 48:224.1(A) is hereby amended and reenacted and R.S. 48:224.1(D)  
8 is hereby enacted to read as follows:

9 §224.1. Transfer and exchange of state and local roads

10 A. Upon receipt of a proper resolution submitted by a parish or municipal  
11 governing authority to the secretary indicating its conditions, willingness, and desire  
12 to incorporate into the parish or municipal road system a road on the state highway  
13 system and to assume the maintenance thereof and with the approval by a majority  
14 of the legislative delegation from such parish or municipality, the secretary may at  
15 his discretion accept the resolution and remove the road from the state highway  
16 system and it shall thereafter form a part of the parish or municipal road system. As  
17 a condition of such transfer, the department may provide a thing of value, including  
18 but not limited to credits towards future construction projects, payment of funds, or  
19 satisfaction of debt owed to the department. Such thing of value shall be equal to the  
20 amount of the present value of the forty-year projected future maintenance cost of

1 the road to be transferred and may be funded by the department as a capital project.

2 Any such condition of transfer shall be reduced to writing by the parties.

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4 D. The department may promulgate rules in accordance with the

5 Administrative Procedure Act to implement the provisions of this Section.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_