

2018 Regular Session

HOUSE BILL NO. 797

BY REPRESENTATIVE ZERINGUE

COASTAL RES/COASTAL ZONE: Relative to compensatory mitigation requirements

1 AN ACT

2 To amend and reenact R.S. 49:214.41(B), relative to mitigation of coastal wetlands; to
3 require consultation with the Coastal Protection and Restoration Authority in
4 determination of mitigation that is required for projects contained in the coastal
5 master plan; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 49:214.41(B) is hereby amended and reenacted to read as follows:

8 §214.41. Mitigation of coastal wetlands losses

9 * * *

10 B. The secretary shall adopt regulations to require mitigation. The
11 regulations adopted pursuant to the authority of this Section shall require
12 consideration of all relevant factors in determining the extent of mitigation, including
13 societal and economic value of the proposed activity, ecological values impacted by
14 the proposed activity, availability of methods for avoiding or minimizing the impacts
15 associated with the proposed activity and for restoring the site impacted by the
16 proposed activity. The regulations adopted pursuant to this Subsection shall require
17 that the secretary consult with the Coastal Protection and Restoration Authority in
18 the determination of the ecological values impacted by an activity proposed in the
19 coastal area that is contained in the state's master plan for integrated coastal

1 restoration, and the methods for avoiding or minimizing adverse impacts associated

2 with the proposed coastal master plan activity.

3 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 797 Engrossed

2018 Regular Session

Zeringue

Abstract: Provides for the determination of compensatory mitigation requirements for activities in the coastal area.

Present law requires the secretary of the Dept. of Natural Resources to adopt regulations to require mitigation for activities in the coastal area. Provides that the secretary consider societal and economic value of the proposed activity, ecological values impacted by the proposed activity, availability of methods for avoiding or minimizing the impacts associated with the proposed activity and for restoring the site impacted by the proposed activity.

Proposed law requires the secretary to consult with the Coastal Protection and Restoration Authority in the determination of the ecological values impacted by an activity proposed in the coastal area that is contained in the state's master plan for integrated coastal restoration, and the methods for avoiding or minimizing adverse impacts associated with the proposed coastal master plan activity.

(Amends R.S. 49:214.41(B))