

HOUSE COMMITTEE AMENDMENTS

2019 Regular Session

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 30 by Senator Ward

1 AMENDMENT NO. 1

2 On page 1, line 2, after "1223(A)," delete "and" and after "1224(A)" insert a comma "," and
3 "3492(14), 3493(A)(1), 3494(A) and (B)(11) and (12), and 3499(F),"

4 AMENDMENT NO. 2

5 On page 1, line 9, after "Port Commission;" insert "to provide for the Louisiana International
6 Deep Water Gulf Transfer Terminal Authority;" and after "of the commission;" insert "to
7 provide for definitions; to provide for jurisdiction; to provide for transportation of cargo;"

8 AMENDMENT NO. 3

9 On page 1, line 13, after "1223(A)," delete "and" and after "1224(A)" insert a comma "," and
10 "3492(14), 3493(A)(1), 3494(A) and (B)(11) and (12), and 3499(F)"

11 AMENDMENT NO. 4

12 On page 2, line 13, after "Coupee" and before the period "." insert a comma "," and "one of
13 whom shall be a member of the Louisiana Farm Bureau Federation from Pointe
14 Coupee Parish"

15 AMENDMENT NO. 5

16 On page 4, between lines 2 and 3, insert the following:

17 "§3492. Definitions

18 For the purposes of this Chapter, unless the context clearly otherwise
19 requires, the following definitions shall apply and shall be equally applicable to both
20 the singular and plural forms of any of the defined terms:

21 * * *

22 (14) "Transfer Terminal facilities" or "facilities" means a structure, a series
23 of structures, or a facility constructed after July 1, 2008, developed pursuant to the
24 authority development program on the lower end of the east bank of Southwest Pass
25 in Plaquemines Parish on state owned property and designed to accommodate deep
26 draft ~~container~~ vessels and their cargoes, including all intermodal structures,
27 property, and equipment used for transportation, and facilities directly related thereto
28 and necessary or useful to the operation thereof, whether landward, onshore, or
29 seaward of the main structures or facilities themselves, including any facility which
30 is part of a gulf transfer ~~container~~ terminal, as defined herein.

31 §3493. Jurisdiction; domicile

32 A.(1) The Louisiana International Deep Water Gulf Transfer Terminal
33 Authority shall have only that exclusive jurisdiction as provided herein over a
34 structure, a series of structures, or a facility constructed after July 1, 2008, at the
35 lower end of the east bank at Southwest Pass in Plaquemines Parish on state owned
36 property, described as follows to wit: beginning at a point having latitude 28.953797
37 degrees north and longitude 89.316072 degrees west; thence proceed to a point
38 having latitude 28.941817 degrees north and 89.316192 degrees west; thence
39 proceed to a point having latitude 28.918486 degrees north and 89.336992 degrees
40 west; thence proceed to a point having latitude 28.918692 degrees north and
41 longitude 89.349631 degrees west; thence proceed to a point having latitude
42 28.940650 degrees north and longitude 89.353161 degrees west; thence proceed to

1 a point having latitude 28.953931 degrees north and 89.324425 degrees west; thence
2 proceed to the point of beginning and designed to accommodate deep draft ~~container~~
3 vessels and their cargoes, including all intermodal structures, property, and
4 equipment used for transportation, and facilities directly related thereto and
5 necessary or useful to the operation thereof, whether landward, onshore, or seaward
6 of the main structures or facilities themselves, including any facility which is part of
7 a gulf transfer ~~container~~ terminal.

8 * * *

9 §3494. Board of commissioners; qualifications; term; vacancies; compensation

10 A. The authority shall be governed by a board of ~~fifteen~~ fourteen
11 commissioners, consisting of the secretary of the Department of Economic
12 Development and the secretary of the Department of Transportation and
13 Development, the chairmen of the House and Senate committees on transportation,
14 highways, and public works or their designees and ~~eleven~~ ten commissioners
15 appointed by the governor to be chosen on the basis of their demonstrated experience
16 in maritime or business leadership, or both, and their stature and ability to act
17 effectively for the best interests of Louisiana. Such commissioners shall not be
18 appointed or elected commissioners or board members of any other Louisiana port.

19 B. Commissioners shall be chosen as follows:

20 * * *

21 ~~(11) One member selected by the New Orleans Public Belt Railway, and~~
22 ~~appointed by the governor, who shall be a non-voting member.~~

23 ~~(12)~~ The commissioners appointed shall be appointed for terms of six years.
24 A member shall serve until his successor is appointed unless removed as provided
25 for in Paragraph (C)(1) of this Section. A commissioner may be reappointed, but no
26 commissioner shall serve more than two consecutive terms.

27 * * *

28 §3499. Powers

29 * * *

30 F. The authority may lease or sublease lands leased from the state of
31 Louisiana and is authorized to negotiate and enter into leases, subleases, contracts,
32 or agreements with any person in order to facilitate the acquisition, construction, or
33 operation of terminal facilities constructed or acquired after July 1, 2008, for
34 unloading, temporarily storing, and transporting after unloading, ~~containerized~~ cargo
35 in accordance with a license or licenses granted by the authority. However, the
36 provisions of R.S. 33:4715.1, Chapter 10 of Title 41 of the Louisiana Revised
37 Statutes of 1950, and R.S. 38:2211 et seq., shall not apply to this Subsection.

38 * * *