
DIGEST

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HB 643 Original

2021 Regular Session

Schexnayder

Abstract: Allows the Coastal Protection and Restoration Authority (CPRA) to acquire property prior to judgment for integrated coastal protection purposes.

Present law authorizes levee districts and levee and drainage districts to acquire servitudes for levee and related purposes. Further allows such districts to acquire such property by expropriation prior to judgment. Proposed law provides CPRA the same authorization for acquisition of property for integrated coastal protection purposes.

Present law provides for the process by which the acquisition must be accomplished. Proposed law includes acquisition of property for integrated coastal protection by CPRA in each step of the process.

Present law requires levee districts and levee and drainage districts to file a petition in the appropriate district court along with a certified copy of a resolution by the governing board of the district declaring the expropriation to be necessary.

Proposed law retains present law and requires the submission of an additional resolution adopted by the CPRA Board declaring that the expropriation is necessary or useful for the purposes for which CPRA was created. Requires the resolution to have the following attached:

- (1) A certificate from the consulting engineer verifying that the property required for the purposes set forth in the petition is adequate for those purposes.
- (2) A certificate from the CPRA executive director stating that the expropriation is necessary or useful for the purposes for which CPRA was created.
- (3) A statement of compensation containing an estimate of the amount found to be just and adequate for any damages and of the value of improvements.

Proposed law requires the CPRA executive director to submit a copy of the resolution and all required attachments to the Senate Committee on Natural Resources and the House Committee on Natural Resources and Environment for review prior to filing of the petition.

(Amends the heading of Part IV of Title 19 of the Louisiana Revised Statutes of 1950, R.S. 19:141 and R.S. 38:2(A)(2) and (3))