



of levee boards having districts located in whole or in part within the Louisiana coastal zone.

Proposed law provides that the term members of the subcommittee is four years and that the members representing the settling parishes elect a chairman and vice chairman by majority consent.

Proposed law provides the subcommittee exercises the powers and duties provided by proposed law, as authorized by the CPRA Board, or as otherwise provided by law.

Proposed law relative to Coastal Zone Recovery Fund projects, provides that the roles and responsibilities of the subcommittee are to advise the CPRA Board concerning coastal master plan integrated coastal protection and restoration, and remediation projects and programs implementation; review and approve requests for projects submitted by settling parishes; coordinate with the CPRA and the CPRA Board regarding feasibility, funding, and implementation of eligible projects; advise the CPRA and the CPRA Board on the development of the comprehensive coastal master plan; receive reports from and advise the CPRA Board relative to the progress, challenges, and recommendations concerning projects, programs, and policies implementation; and to provide a forum for and coordinate the exchange of information on subcommittee activities.

Proposed law requires the subcommittee to meet as necessary at the call of the chairman or as requested by the chairman of the CPRA Board.

Proposed law defines "coastal zone lawsuits" as any action filed pursuant to enforce coastal use permits requirements in present law by the secretary, the attorney general, an appropriate district attorney, or a local government with an approved coastal program.

Proposed law defines "parish allocation agreement" as the agreement adopted as part of a settlement agreement of a coastal zone lawsuit where such agreement affects more than one settling parish and which allocates damages, payments, or other relief to such settling parishes based on the relative level of impacts within each parish.

Proposed law defines "settlement agreement" as any final settlement agreement executed by the parties to a coastal zone lawsuit.

Proposed law defines "settling parish" as any parish that filed a coastal zone lawsuit or entered into an agreement or compromise to settle the suit.

Proposed law provides the powers and duties of the board are to oversee the implementation of the settlement agreements; oversee, manage, and approve all requests for projects submitted by settling parishes related to the use of funds in the resilience account; recommend annual appropriation by the legislature to settling parishes of monies in the resilience account; oversee, manage, and approve the use of funds in the land rights account; oversee, manage, and administer any environmental bank program and promulgate guidelines, rules, and regulations in accordance with the APA to implement such program; and exercise powers and duties otherwise provided by law.

Proposed law establishes the Coastal Zone Recovery Fund funded by monies from the settlement of

the coastal zone lawsuits and all interest income and all realized capital gains on investment of any such monies. Also provides that any unexpended money remaining in the fund at the end of the fiscal year be retained in the fund.

Proposed law limits the use of the fund, subject to appropriation by the legislature, for the purposes of implementing of any settlement or final judgment in the coastal zone lawsuits.

Proposed law further limits the use of the funds to only those projects and programs consistent with the terms and conditions of any final settlement of the coastal zone lawsuits, consistent with the master plan for integrated coastal protection projects and program, and that support the long-term health of Louisiana's coastal communities through investments in integrated coastal protection projects, ecological restoration, remediation, hurricane protection, community protection, including infrastructure, business and residential resilience measures, and planning assistance and administrative costs. Proposed law creates accounts within the Coastal Zone Recovery Fund for use for those specific purposes.

Proposed law provides for the Coastal Master Plan Integrated Coastal Protection Account funded by 60% of the Coastal Zone Recovery Fund, to be used to implement integrated coastal protection projects and programs in the coastal master plan.

Proposed law provides settling parishes submit a funding priority list of projects from the coastal master plan to the Coastal Zone Recovery Subcommittee every three years. The Coastal Zone Recovery Subcommittee approves projects on the list that comply with proposed law and satisfy the terms and conditions of the settlement agreements. Proposed law requires the subcommittee to coordinate with the CPRA Board regarding the implementation of such projects. Further, approved funding priority lists are provided to the CPRA Board for implementation.

Proposed law encourages innovative contracting activities to expedite project completion and, unless expressly prohibited by law, preferences may be given to local contractors for project planning, permitting, and implementation.

Proposed law provides that environmental credits generated from restoration activities consistent with the settlement agreements, and any revenues or earnings from any integrated coastal protection program project or activities, are deposited in and credited to Coastal Zone Recovery Fund. Such revenues will be administered by the Coastal Zone Recovery Authority as provided in the environmental bank program.

Proposed law provides for the "Restoration, Protection, and Remediation Account "funded by a percentage of the monies in the Coastal Zone Recovery Fund, to be used for restoration, protection, and remediation projects and programs within the settling parishes consistent with the coastal master plan, the settlement agreement, and the parish allocation agreement.

Proposed law provides that the CPRA Board administers all appropriations received from the Coastal Zone Recovery Fund related to projects funded from this account. However, proposed law

authorizes the delegation for project-specific funds to settling parishes for local implementation of certain approved projects, subject to oversight by the CPRA Board.

Proposed law provides settling parishes submit a three-year funding priority list of restoration, protection, and remediation projects to the Coastal Zone Recovery Subcommittee. The Coastal Zone Recovery Subcommittee approves projects on the list that comply with proposed law and coordinate with the CPRA Board on the feasibility, planning, and funding of such projects. The approved lists shall be provided to the CPRA Board for inclusion in the annual plan.

Proposed law requires the CPRA Board to adopt guidelines, rules, or regulations in accordance with the APA as necessary to effectuate the implementation, including contracting, for such projects.

Proposed law encourages innovative contracting activities to expedite project completion and, unless expressly prohibited by law, provides that preferences may be given to local contractors for project planning, permitting, and implementation.

Proposed law provides that environmental credits generated from restoration activities consistent with the settlement agreements, and any revenues or earnings from any integrated coastal protection program project or activities, are deposited in and credited to Coastal Zone Recovery Fund. Such revenues will be administered by the Coastal Zone Recovery Authority as provided in the environmental bank program.

Proposed law provides for the "Resilience Account" funded by a percentage of the monies in the Coastal Zone Recovery Fund to be used for programs and projects dedicated to activities that increase the capacity of individuals, communities, organizations, and systems to survive and adapt against the impacts of weather disasters and coastal land loss and allocated in accordance with the terms and conditions of the settlement agreement for the coastal zone lawsuits and the parish allocation agreement. Proposed law provides the funds in this account are administered by the Coastal Zone Recovery Authority.

Proposed law provides that resilience projects include but are not limited to the following:

- (1) Roadways, including evacuation routes and industry access corridors.
- (2) Hardening and adaptive measures for key industry and community assets.
- (3) Establishment of pipeline corridors.
- (4) Emergency response investments, including investments in scientific instrumentation.
- (5) Utility upgrades that include but are not limited to upgrades to stormwater, sewer, electrical, and telecommunications utilities.
- (6) Mitigation of damage to fish, wildlife, or natural resources.

(7) Nonstructural risk reduction measures.

Proposed law provides that beginning the year after monies are deposited into the fund and then every three years thereafter, each settling parish shall submit to the Coastal Zone Recovery Authority a funding priority list of resilience projects that include at least a three-year request for funding. Proposed law requires the Coastal Zone Recovery Authority to approve projects that comply with proposed law and satisfy the settlement agreements.

Proposed law authorizes the authority to coordinate with the CPRA Board on such projects and requires the authority request an annual appropriation from the Resilience account by the legislature to each settling parish in an amount equal to the expenditures for approved resilience projects.

Proposed law provides for the "Land Rights Account" funded by a percentage of the monies in the Coastal Zone Recovery Fund to be administered by the Coastal Zone Recovery Authority for the acquisition of access rights, rights of use, servitudes, easements, or payment for other rights or interests as necessary to fulfill the requirements of proposed law and the settlement agreement.

Proposed law authorizes the CPRA Board to receive an annual payment from the Coastal Zone Recovery Fund equivalent to the annual Coastal Zone Recovery Fund expenditures provided in the annual plan.

Proposed law requires the treasurer to remit from the Coastal Zone Recovery Fund's Resilience Account to each settling parish, through the parish governing authority, an annual payment equivalent to the resilience funding amount requested by the Coastal Zone Recovery Authority, subject to appropriation by the legislature.

Proposed law requires Resilience Account funds allocated to settling parishes remain in a dedicated parish fund, and any unexpended money remaining in the fund at the end of the fiscal year be retained in the fund and expended only in accordance with a funding priority list approved by the authority.

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

(Amends R.S. 49:214.6.1(B)(10); adds R.S. 36:4(DD) and R.S. 49:214.5.2(A)(12) and (13), 214.5.4(K), 214.6.1(B)(11) and 214.51-214.54)