

Regular Session, 2014

HOUSE BILL NO. 1019

BY REPRESENTATIVE GAROFALO

1 AN ACT

2 To enact Subpart B-31 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes  
3 of 1950, to be comprised of R.S. 33:130.591.1 through 130.591.10, to create the  
4 St. Bernard Parish Economic Development Commission; to provide relative to the  
5 territorial jurisdiction, purposes, and powers and duties of the commission; to  
6 provide relative to commission funding, including the authority to levy ad valorem  
7 taxes; to provide for exceptions; and to provide for related matters.

8 Notice of intention to introduce this Act has been published  
9 as provided by Article III, Section 13 of the Constitution of  
10 Louisiana.

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. Subpart B-31 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised  
13 Statutes of 1950, comprised of R.S. 33:130.591.1 through 130.591.10, is hereby enacted to  
14 read as follows:

15 SUBPART B-31. ST. BERNARD PARISH ECONOMIC DEVELOPMENT

16 COMMISSION

17 §130.591.1. St. Bernard Parish Economic Development Commission; creation;  
18 purpose; territorial jurisdiction

19 A. The St. Bernard Parish Economic Development Commission, referred to  
20 in this Subpart as the "commission", is hereby created as a body politic and political  
21 subdivision of the state of Louisiana, as defined in Article VI, Section 44 of the  
22 Constitution of Louisiana. Pursuant to Article VI, Sections 19 and 21 of the  
23 Constitution of Louisiana, the commission, acting through its board of  
24 commissioners, referred to in this Subpart as the "board", is hereby granted all of the

1 rights, powers, privileges, and immunities granted to political subdivisions for  
2 industrial, commercial, research, and economic development purposes, including but  
3 not limited to the power of taxation, the power to incur debt and issue revenue and  
4 general obligation bonds, certificates of indebtedness, bond and certificate  
5 anticipation notes, and refunding bonds, subject to the limitations provided in this  
6 Subpart.

7 B. The commission is established for the primary object and purpose of  
8 promoting, encouraging, and participating in industrial development to stimulate the  
9 economy through commerce, industry, and research and for the utilization and  
10 development of natural, physical, and human resources of the area by providing job  
11 opportunities.

12 C. The territorial limits of the commission shall be coterminous with the  
13 boundaries of the parish of St. Bernard.

14 §130.591.2. Governance of the commission

15 A.(1) The commission shall be governed by the board which shall be  
16 composed as follows:

17 (a) The governing authority of the parish of St. Bernard shall appoint three  
18 members.

19 (b) The legislative delegation for St. Bernard Parish shall appoint two  
20 members.

21 (c) The board of directors of the St. Bernard Parish Chamber of Commerce  
22 shall appoint two members.

23 (d) The St. Bernard Parish Economic Development Foundation shall appoint  
24 two members.

25 (e) The St. Bernard Kiwanis Foundation shall appoint one member.

26 (f) The St. Bernard Rotary Club shall appoint one member.

27 (g) The Meraux Foundation shall appoint one member.

28 (h) The Business and Professional Women's Club shall appoint one member.

29 (i) The New Orleans Metropolitan Association of Realtors shall appoint one  
30 member.

- 1                   (j) The president of the parish of St. Bernard or his designee.
- 2                   (k) The superintendent of the St. Bernard Parish school board or his
- 3                   designee.
- 4                   (l) The executive director of the St. Bernard Parish Chamber of Commerce
- 5                   or his designee.
- 6                   (m) The director of the St. Bernard Port, Harbor & Terminal District or his
- 7                   designee.
- 8                   (n) The chancellor of Nunez Community College or his designee.
- 9                   (o) The executive director of the St. Bernard Parish Economic Development
- 10                  Foundation.
- 11                  (p) Any three of the ten largest employers in the private sector in St. Bernard
- 12                  Parish as designated by the St. Bernard Economic Development.
- 13                  (2)(a) Members serving pursuant to Subparagraphs (1)(b) through (i) of this
- 14                  Subsection shall serve three years after serving initial terms as provided in this
- 15                  Subparagraph. Three members shall serve an initial term of one year; four shall
- 16                  serve two years; and four shall serve three years; as determined by lot at the first
- 17                  meeting of the board.
- 18                  (b) Members serving pursuant to Subparagraph (1)(a) of this Subsection
- 19                  shall serve terms concurrent with the term of the appointing authority.
- 20                  (c) Members serving pursuant to Subparagraphs (1)(j) through (n) shall serve
- 21                  during their terms of office.
- 22                  (d) Any designee serving on the board shall serve at the pleasure of the
- 23                  designating authority.
- 24                  (e) All appointees and designees shall be residents and qualified voters of the
- 25                  parish of St. Bernard.
- 26                  B. The board may adopt bylaws or such other rules and regulations as it
- 27                  deems necessary for conducting its business affairs. The board may appoint and
- 28                  retain all employees it deems advisable and fix the powers, duties, and compensation
- 29                  of such employees. The board shall hold regular meetings and may hold special
- 30                  meetings as shall be provided in the bylaws.

1           C. The board shall elect from among its own members a president, a vice  
 2           president, a secretary, and a treasurer, whose duties shall be those usual to such  
 3           offices. At the option of the board, the offices of secretary and treasurer may be held  
 4           by one person.

5           D. Board members shall serve without compensation; however, the board  
 6           may reimburse any member for expenses actually incurred in the performance of  
 7           duties on behalf of the commission.

8           E. Any member of the board may be removed with or without cause by the  
 9           respective appointing or designating authority.

10          F. A majority of the members of the board shall constitute a quorum for the  
 11          conduct of business.

12          G. The board shall maintain suitable offices in the parish of St. Bernard.

13          H. Members of the board, individually, and members of their immediate  
 14          families are prohibited from bidding on or entering into any contract, subcontract,  
 15          or other transaction that is under the supervision or jurisdiction of the commission.

16          §130.591.3. Powers of the commission

17          A. The commission, acting by and through its board, shall have and exercise  
 18          all powers of a political subdivision necessary or convenient for the carrying out of  
 19          its objects and purposes, including but not limited to the following rights and powers:

20                 (1) To sue and be sued.

21                 (2) To adopt, use, and alter at will a corporate seal.

22                 (3)(a) To acquire by donation, grant, purchase, or lease, all property  
 23                 including servitudes or rights of use; to hold and use any franchise or property,  
 24                 immovable or movable, corporeal or incorporeal, or any interest therein, necessary  
 25                 or desirable for carrying out the objects and purposes of the commission, including  
 26                 but not limited to the establishment, maintenance, and operation of industrial parks.

27                 (b) Nothing in this Paragraph shall be construed to apply to electric  
 28                 cooperatives or investor owned public utilities that are regulated by the Louisiana  
 29                 Public Service Commission or the city of New Orleans.

1           (4) To receive by grant, donation, or otherwise any sum of money, or  
2           property, aid, or assistance from the United States, the state of Louisiana, or any  
3           political subdivision thereof, or any person, firm, or corporation.

4           (5) To enter into contracts for the purchase, acquisition, construction,  
5           maintenance, and improvement of works and facilities necessary in connection with  
6           the purposes of the commission.

7           (6) In its own name and on its own behalf to incur debt and to issue general  
8           obligation bonds, revenue bonds, certificates, notes, and other evidences of  
9           indebtedness and to levy and cause to be collected ad valorem taxes as provided in  
10          this Subpart and as may be provided by general law.

11          (7) To require and issue licenses with respect to its properties and facilities.

12          (8) To regulate the imposition of fees and rentals charged by the commission  
13          for its facilities and for services rendered by it.

14          (9) To mortgage properties constructed or acquired and to borrow money and  
15          pledge all or part of its revenues, leases, rents, or other advantages as security for  
16          such loans.

17          (10) To sell immovable property owned by the commission after legal notice  
18          as provided by law for the judicial sale of immovable property.

19          (11) To contract, upon such terms as it may agree upon, for legal, financial,  
20          engineering, and other professional services necessary or expedient in the conduct  
21          of its affairs.

22          (12) To utilize the services of the executive departments of the state upon  
23          mutually agreeable terms and conditions.

24          (13) To do any and all things necessary or proper for the government,  
25          regulation, development, and control of the business of the commission.

26          B. The commission shall not be considered to be an instrumentality of the  
27          state for purposes of Article X, Section 1 of the Constitution of Louisiana.

28          C. Any contract or agreement entered into by the board shall comply with  
29          state law and public policy.

1           D. No action or work undertaken by the board or contract or agreement  
 2           entered into by the board shall violate the master plan of the Coastal Protection and  
 3           Restoration Authority or any statewide drainage and flood control plan administered  
 4           by the Department of Transportation and Development.

5           §130.591.4. Commercial and industrial development

6           A.(1) In order to promote commerce and industry and develop trade by  
 7           inducing manufacturing, industrial, commercial, and other enterprises, including  
 8           those relating to arts, entertainment, and culture, to locate within the jurisdiction of  
 9           the commission, and to attract and retain business and commercial enterprises within  
 10          the jurisdiction of the commission to maintain employment and the economy of the  
 11          area, the commission shall have authority to plan, finance, develop, acquire, own,  
 12          construct, repair, renovate, and improve commercial and industrial parks and plant  
 13          buildings within the jurisdiction of the commission, including sites and other  
 14          necessary property or appurtenances thereto, and to acquire, construct, develop,  
 15          improve, operate, maintain, and provide improvements and services necessary  
 16          therefor, including but not limited to roads, streets, lighting, bridges, rail facilities,  
 17          drainage, sewers, sewerage disposal facilities, plant solid waste disposal facilities,  
 18          water works, and other utilities and related properties.

19          (2)(a) The commission shall also have the authority to sell, lease, or  
 20          otherwise dispose of, by suitable and appropriate contract, to any enterprise locating  
 21          or existing within the jurisdiction of the commission all or any part of a site,  
 22          building, or other property owned by the commission.

23          (b) In determining the consideration for any contract to lease, sell, or  
 24          otherwise dispose of lands, buildings, or other property of the commission, the board  
 25          may take into consideration the value of the lands, buildings, or other properties  
 26          involved as well as the potential value of the economic impact of the enterprise being  
 27          induced to locate or expand within the jurisdiction of the commission. Such  
 28          economic impact shall include increased employment, increased use of local labor,  
 29          wages and salaries to be paid, consumption of local materials, products, and  
 30          resources, and special tax revenue to be generated by the enterprise acquiring or

1 leasing lands, buildings, or other property from the commission. In no event,  
 2 however, and under no circumstances shall the board dispose of any property of the  
 3 commission for less than the fair market value of the property as defined in R.S.  
 4 47:2321 without the prior approval of the State Bond Commission.

5 (c) The commission shall be empowered to enter into leases having a term,  
 6 including all renewal terms, not to exceed fifty years in the aggregate; provided that  
 7 there shall be a provision for periodic adjustments of the rental rate, commensurate  
 8 with economic conditions, during the fifty-year term.

9 (3)(a) The resolution or ordinance adopted by the board authorizing any  
 10 lease, sale, or other disposition of lands, buildings, or other property of the  
 11 commission or any attachment thereto shall set forth, in a general way, the terms of  
 12 the authorized lease, sale, or other disposition, and such resolution or ordinance shall  
 13 be published as soon as possible in one issue of the official journal of the  
 14 commission.

15 (b) For a period of thirty days from the date of publication of any such  
 16 resolution or ordinance, any interested person may contest the legality of such  
 17 resolution or ordinance or the validity of the authorized lease, sale, or other  
 18 disposition of commission property, after which time no one shall have any cause of  
 19 action to contest the legality of the authorized lease, sale, or other disposition of  
 20 commission property for any cause whatsoever, and it shall be conclusively  
 21 presumed thereafter that every legal requirement has been complied with and no  
 22 court shall have authority to inquire into such matters after the lapse of thirty days.

23 B. The commission shall have the following additional powers, together with  
 24 all powers incidental thereto or necessary to carry out the provisions of this  
 25 Subsection:

26 (1)(a) To acquire, whether by purchase, exchange, donation, or lease, and to  
 27 construct and improve, maintain, equip, and furnish one or more economic  
 28 development projects, including all immovable and movable properties which the  
 29 board may deem necessary in connection therewith.

1            (b) Nothing in this Paragraph shall be construed to apply to electric  
 2            cooperatives or investor-owned public utilities that are regulated by the Louisiana  
 3            Public Service Commission or the city of New Orleans.

4            (2) To lease or to contract for the use of any or all of its authorized projects  
 5            and to charge and collect rent, fees, or charges therefor, and to terminate any such  
 6            lease or contractual arrangement upon the failure of the obligations thereof, all as  
 7            may be provided for in the lease agreement to which the commission may become  
 8            a party.

9            (3) To sell, exchange, donate, and convey any or all of its projects upon such  
 10           terms and conditions as the board may deem advisable, including the power to  
 11           receive for any such sale the first mortgage note or notes of the purchaser of a project  
 12           representing unpaid installments of the purchase price due by the purchaser to the  
 13           commission whenever the board finds any such actions to be in furtherance of the  
 14           purpose for which the commission was organized.

15           (4) As security for the payment of the principal of and interest on any bonds,  
 16           notes, or other obligations of the commission, and any agreements made in  
 17           connection therewith, to mortgage and pledge any or all of its projects or any part or  
 18           parts thereof, whether then owned or thereafter acquired, and to pledge the revenues  
 19           and receipts therefrom or from any other source.

20           (5)(a) To enter into any cooperative financing of an economic development  
 21           project between or among the commission and the state of Louisiana, any of its  
 22           political subdivisions or public benefit corporations, the United States or its agencies,  
 23           or any public or private association, corporation, or individual. The methods of  
 24           financing shall include loan guarantees, land write-downs, grants, lease guarantees,  
 25           or any form of financial subsidy or incentive that complies with the provisions of  
 26           Article VII, Section 14 of the Constitution of Louisiana.

27           (b) To enter into any cooperative development between or among the  
 28           commission and the state of Louisiana, any of its political subdivisions or public  
 29           benefit corporations, the United States or its agencies, or any public or private  
 30           association, corporation, or individual. The methods of cooperative development



1           shall include but not be limited to any number of joint development agreements such  
2           as condominiums and cooperative ownership, limited partnerships, and investment  
3           syndicates not prohibited by the Constitution of Louisiana. Regardless of the method  
4           of financing, the commission shall attempt to obtain the most favorable security  
5           available in order to protect and ensure recovery of sums loaned or paid pursuant to  
6           such financing.

7           (c) "Cooperative endeavor" means any form of economic development  
8           assistance between or among the commission and the state, any of its local  
9           governmental subdivisions, political corporations or public benefit corporations, the  
10          United States or its agencies, or any public or private association, corporation, or  
11          individual. The term "cooperative endeavor" shall include but not be limited to  
12          cooperative financing, cooperative development, or any other form of cooperative  
13          economic development activity.

14          §130.591.5. Funding sources; fees and ad valorem tax; borrowing money

15          A. The board may, when necessary, levy annually an ad valorem tax not to  
16          exceed five mills on the dollar of assessed valuation of all property within its  
17          territorial limits if the amount, term, and purpose of the tax, as set out in a  
18          proposition submitted to a vote in accordance with the Louisiana Election Code, is  
19          approved by a majority of the qualified electors within the jurisdiction of the  
20          commission voting in an election held for that purpose.

21          B. All funds derived under this Section may be used for any expenses or  
22          purposes of the commission. The board shall establish and maintain, in addition to  
23          all necessary and normal accounts, the following special accounts:

24          (1) A revolving loan guarantee fund, to be used to guarantee industrial or  
25          business terminal development loans to the extent permitted by the Constitution of  
26          Louisiana under the following guidelines:

27          (a) Loan guarantees shall be made only when adequate financing for the  
28          project is unavailable through normal lending channels and the project represents a  
29          sound business venture that is financially and economically feasible.

1           **(b) Loan guarantees shall be used to assist an identifiable business concern**  
2           **to finance plant construction, conversion, or expansion and to finance acquisition of**  
3           **land, existing structures, machinery, or equipment and to provide operational funds.**

4           **(c) The terms and rates shall be compatible with loans offered by local**  
5           **lending institutions and the guarantee shall never exceed forty percent of the cost of**  
6           **the total project. In addition, the commission shall attempt to obtain the most**  
7           **favorable security available under the circumstances to protect and ensure the**  
8           **recovery of its commitment under the guarantee.**

9           **(d) Loan guarantees may be evaluated for the economic impact in terms of**  
10           **the number and types of jobs created or saved.**

11           **(e) Loan guarantees shall be made to leverage other sources of private and**  
12           **public capital to attain the greatest economic impact possible with the limited funds**  
13           **available.**

14           **(f) Loan guarantees shall be targeted to export industries, manufacturing**  
15           **firms, wholesale distribution firms, and service firms.**

16           **(g) The lending or underwriting principals shall have such demonstrated**  
17           **experience, ability, and net worth as would allow for the success, continuation,**  
18           **security, and solvency of the program. Prudent lending and underwriting standards**  
19           **shall be applied in order to comply with the primary objectives of this Subpart.**

20           **(2) An economic development operational fund, for the development and**  
21           **attraction of industries to accomplish the following:**

22           **(a) The operational fund shall be used for operating expenses necessary in**  
23           **creation of industrial and commercial development, in hiring sufficient staff to**  
24           **accomplish the purposes set out in this Subpart, and other related expenses.**

25           **(b) The operational fund may also be utilized in contracting for services as**  
26           **may be required by the board, including but not limited to planning assistance,**  
27           **surveys, land use studies, professional and technical services, and other services**  
28           **necessary to effectuate a unified industrial development plan.**

1           (3) An account for the maintenance and operation of a governmental  
2           procurement center to provide necessary information to companies and individuals  
3           engaged in providing services and goods to accomplish the following:

4           (a) Pinpoint and identify potential buying centers and aid in placing the  
5           company on a bidder's list for these centers and assist companies in obtaining  
6           specifications for their products or services.

7           (b) Provide trained counselors to assist in acquiring solicitation and bid  
8           packages and conduct seminars designed to disseminate other information needed  
9           by the target companies and individuals.

10           §130.591.6. Obligations of the commission

11           A. The commission may incur debt for any one or more of its lawful  
12           purposes set forth in this Subpart, to issue in its name negotiable bonds, notes,  
13           certificates of indebtedness, or other evidences of debt and to provide for the security  
14           and payment thereof.

15           B.(1) The commission may in its own name and behalf incur debt and issue  
16           general obligation ad valorem property tax secured bonds under the authority of and  
17           subject to the provisions of Article VI, Section 33 of the Constitution of Louisiana,  
18           Subpart A of Part III of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised  
19           Statutes of 1950, when approved by a majority of the qualified voters within the  
20           jurisdiction of the commission who vote in an election called and conducted under  
21           the authority of the Louisiana Election Code, including Chapter 6-A of Title 18 of  
22           the Louisiana Revised Statutes of 1950. General obligation bonds of the commission  
23           may be issued for any of the purposes for which the commission is created or is  
24           authorized to act under any provisions of this Subpart, all of which purposes are  
25           hereby found and declared to be public purposes and functions of the state of  
26           Louisiana, which are delegated to the commission.

27           (2) The commission may in its own name and behalf issue revenue bonds for  
28           the purposes for which the commission is created or is authorized to act under any  
29           of the provisions of this Subpart, including industrial and commercial development  
30           revenue bonds. The bonds shall be issued in the manner as provided for in Part XII

1           and Part XIII of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes  
2           of 1950.

3           (3) The commission may in its own name and behalf borrow from time to  
4           time in the form of certificates of indebtedness. The certificates shall be secured by  
5           the dedication and pledge of monies of the commission derived from any lawful  
6           sources, including fees, occupational license revenues, building permit charges  
7           dedicated to the commission, lease rentals, service charges, local service agreement  
8           payments from one or more other contracting parties, the avails of ad valorem  
9           property taxation, or any combination of such sources of income, provided that the  
10          term of such certificates shall not exceed ten years and the annual debt service on the  
11          amount borrowed shall not exceed the anticipated revenues to be dedicated and  
12          pledged to the payment of the certificates of indebtedness, as shall be estimated by  
13          the board at the time of the adoption of the resolution authorizing the issuance of  
14          such certificates. The estimate of the board referred to in the authorizing resolution  
15          shall be conclusive for all purposes of this Section.

16          (4) The commission may borrow the amount of the anticipated ad valorem  
17          tax, not to exceed five mills, authorized by R.S. 33:130.591.5, for a period not to  
18          exceed ten years and may issue certificates of indebtedness therefor and may  
19          dedicate the avails of the tax funded for the payment thereof for the period of time  
20          the certificates are outstanding.

21          (5) The board may adopt all necessary resolutions or ordinances necessary  
22          for ordering, holding, canvassing, and promulgating the returns of any election  
23          required for the issuance of general obligation bonds, or limited tax secured  
24          obligations, or for the voting of a property tax millage, which resolutions or  
25          ordinances may include covenants for the security and payment of any bonds or  
26          other evidence of debt so issued.

27          (6) For a period of thirty days from the date of publication of any resolution  
28          or ordinance authorizing the issuance of any bonds, certificates of indebtedness,  
29          notes, or other evidence of debt of the commission, any interested person may  
30          contest the legality of such resolution or ordinance and the validity of such bonds,

1           certificates of indebtedness, notes or other evidence of debt issued or proposed to be  
 2           issued thereunder and the security of their payment, after which time no one shall  
 3           have any cause of action to contest the legality of the resolution or ordinance or to  
 4           draw in question the legality of the bonds, certificates of indebtedness, notes, or other  
 5           evidence of debt, the security therefor, or the debts represented thereby for any cause  
 6           whatever, and it shall be conclusively presumed that every legal requirement has  
 7           been complied with, and no court shall have authority to inquire into such matters  
 8           after the lapse of thirty days.

9                     (7) The issuance and sale of such bonds, certificates of indebtedness, notes,  
 10           or other evidence of debt by the commission shall be subject to approval by the State  
 11           Bond Commission.

12                     (8) Such bonds, certificates of indebtedness, notes, or other evidence of debt  
 13           shall have all the qualities of negotiable instruments under the commercial laws of  
 14           the state of Louisiana.

15           §130.591.7. Securities

16                     Bonds, certificates, or other evidences of indebtedness issued by the  
 17           commission under this Subpart are deemed to be securities of public entities within  
 18           the meaning of Chapters 13 and 13-A of Title 39 of the Louisiana Revised Statutes  
 19           of 1950, and shall be subject to defeasance in accordance with the provisions of  
 20           Chapter 14 of Title 39 of the Louisiana Revised Statutes of 1950, and may be  
 21           refunded in accordance with the provisions of Chapters 14-A and 15 of Title 39 of  
 22           the Louisiana Revised Statutes of 1950, and may also be issued as short-term  
 23           revenue notes of a public entity under Chapter 15-A of Title 39 of the Louisiana  
 24           Revised Statutes of 1950.

25           §130.591.8. Exemption from taxation

26                     The commission and all properties at any time owned by the commission and  
 27           the income therefrom and all bonds, certificates, and other evidences of indebtedness  
 28           issued by the commission under this Subpart and the interest or income therefrom  
 29           shall be exempt from all taxation by the state of Louisiana.

1           §130.591.9. General compliances; enhancement; budget

2                   A. No provision of this Subpart shall be construed so as to exempt the  
3                   commission from compliance with the provisions of Louisiana laws pertaining to  
4                   open meetings, public records, fiscal agents, official journals, dual officeholding and  
5                   employment, public bidding for the purchase of supplies and materials, and  
6                   construction of public works, the code of Governmental Ethics, the Right to Property  
7                   in Article I, Section 4 of the Constitution of Louisiana, and the Louisiana Election  
8                   Code.

9                   B. The commission shall have the power and right to adopt a program or  
10                  programs awarding contracts to, and establishing set-aside goals and preference  
11                  procedures for the benefit of, businesses owned and operated by socially or  
12                  economically disadvantaged persons in accordance with any of the provisions of R.S.  
13                  38:2233 and of Chapter 19 of Title 39 of the Louisiana Revised Statutes of 1950,  
14                  entitled "Louisiana Minority and Women's Business Enterprise Act".

15                  C. The board shall annually prepare a financial statement which shall be  
16                  presented to the legislative auditor pursuant to the provisions of R.S. 24:513. The  
17                  legislative auditor shall thereafter publish his findings in the official journal of the  
18                  commission.

19           §130.591.10. Exceptions

20                   A. Notwithstanding any other provision of law to the contrary, this Subpart  
21                   shall not be construed to infringe upon any powers of the St. Bernard Port, Harbor  
22                   and Terminal District.

23                   B. Further, nothing contained in this Subpart shall be construed to permit the  
24                   commission to engage in port, harbor, terminal, or other maritime activities within  
25                   the jurisdiction, authority, and powers of the St. Bernard Port, Harbor and Terminal  
26                   District pursuant to Chapter 14 of Title 34 of the Louisiana Revised Statutes of 1950,  
27                   including but not limited to the ownership, operation, and maintenance of  
28                   infrastructure and facilities related to those activities.

1           Section 2. This Act shall become effective upon signature by the governor or, if not  
2 signed by the governor, upon expiration of the time for bills to become law without signature  
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
5 effective on the day following such approval.

\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

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