
HOUSE COMMITTEE AMENDMENTS

2015 Regular Session

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 65 by Representative Lorusso

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 38:225(A)(1)(a)" and insert "R.S. 38:225(A)(1)"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete "R.S. 38:225(A)(1)(a)" and insert "R.S. 38:225(A)(1)"

AMENDMENT NO. 3

On page 1, line 11, after "(1)(a)" delete "Place" and insert "Except as provided by Item (b)(i) of this Paragraph, place"

AMENDMENT NO. 4

On page 1, line 12, after "waterway" delete the remainder of the line, delete line 13 in its entirety, and on line 14 delete "located in Orleans Parish not used for commercial navigation and is"

AMENDMENT NO. 5

On page 2, between lines 6 and 7, insert the following:

"(b)(i) Place or cause to be placed upon or within six feet of any part of a levee fronting the 17th Street, Orleans Avenue or London Avenue outfall drainage canal located in Orleans Parish not used for commercial navigation and is subject to the control or surveillance of police juries, levee boards, municipal corporations, or other authorized boards or departments any object, material, or matter of any kind or character which obstructs or interferes with the safety of the levees or is an obstacle to the inspection, construction, maintenance, or repair of any levee; or place or cause to be placed any object, structure, material, or matter of any kind or character upon any part of any land which the state or any agency or subdivision thereof may own or acquire by deed, lease, servitude, charge, or otherwise, and through its authorized representative, may donate, grant, or otherwise convey to the United States rights-of-way, easements, or other servitudes for the construction, improvement, or maintenance of any flood-control structures or natural or other waterway, which may obstruct or interfere with the improvement or maintenance of such waterway or use of the land for flood-control purposes.

(ii) Item (i) of this Subparagraph shall not be applied if the federal government, including but not limited to the United States Army Corps of Engineers or the Federal Emergency Management Agency, requires, by law or regulation, the prohibition in Item (i) of this Subparagraph to be greater than six feet. In that event, the prohibition in Subparagraph (1)(a) of this Subsection shall apply to any part of a levee fronting the 17th Street, Orleans Avenue or London Avenue outfall drainage canal located in Orleans Parish.

~~(b)~~ (c) None of the provisions of this Paragraph shall apply to any structures or objects placed upon the land needed for flood control or waterway improvement or maintenance by the owner thereof, or by his lessee or licensee, or by any person, firm, or corporation with approval of the United States Corps of Engineers and the levee board or other necessary governmental authority, except that no new objects,

1 works, or structures shall be placed upon riparian land burdened with the levee
2 servitude and on which a flood control levee or flood control structure is located,
3 without first obtaining a permit or letter of no objection from the levee district in
4 which the land is located or from the appropriate governing authority where no levee
5 district exists."