

Regular Session, 2012
HOUSE BILL NO. 384

ACT No. 388

BY REPRESENTATIVE DANA HAY

1 AN ACT

2 To amend and reenact R.S. 9:1102.2(A)(1)(a) and (2)(a), relative to port commissions;
3 authorizes shallow-draft port commissions to lease or sublease property without the
4 necessity of public bid; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:1102.2(A)(1)(a) and (2)(a) are hereby amended and reenacted to
7 read as follows:

8 §1102.2. Rights and duties of riparian owners and their lessees; joint usage of
9 certain riparian lands

10 A.(1)(a) Whenever the governing authority of any ~~deep-water~~ port
11 commission, or in the absence of such commission, the governing authority of a
12 municipality having a population in excess of five thousand inhabitants, owns,
13 leases, or otherwise lawfully occupies or uses property on a navigable river, lake, or
14 stream, which is within the territorial limits of such commission or municipality, or
15 the bed of such river, lake, or stream adjacent to such property, and the governing
16 authority in its discretion determines that the needs of commerce, navigation, or
17 other public purposes respecting such property are being satisfied and would not be
18 unduly interfered with, the governing authority may permit and grant to the riparian
19 owner or owners, or their lessees or persons occupying with the riparian owner's
20 consent, the use of such property owned, leased, or otherwise lawfully occupied or
21 used, including the air space above any wharves, buildings, or improvements
22 constructed by the governing authority, for the construction and maintenance of
23 buildings or improvements for any purpose, including residential purposes.

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