Regular Session, 2012

ACT No. 388

HOUSE BILL NO. 384

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BY REPRESENTATIVE DANAHAY

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.

AN ACT

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(2)(a) The governing authority of each deep-water port commission of the state shall have the right to lease or sublease any property, whether movable or immovable, that is owned or leased by it, on a long-term basis and without the necessity of public bidding. Any such lease or sublease may be for such purpose or purposes and subject to such terms and conditions, including such compensation to be paid to the governing authority, which the governing authority, in its discretion determines to be in the public interest.

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SPEAKER (OF THE HOUSE	OF REPRESENTATIVES	,

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:

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