

2022 Regular Session

HOUSE BILL NO. 1042

BY REPRESENTATIVE HILFERTY

PARKS: Requires certain agencies within the Department of Culture, Recreation and Tourism to evaluate certain drainage projects

1 AN ACT

2 To enact R.S. 36:209.1, relative to certain agencies within the Department of Culture,
3 Recreation and Tourism; to require the agencies to evaluate certain drainage projects;
4 and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 36:209.1 is hereby enacted to read as follows:

7 §209.1. Drainage projects; certain agencies

8 A. Notwithstanding any other provision of law to the contrary, any agency
9 transferred to the Department of Culture, Recreation and Tourism by R.S. 36:209
10 with responsibility for parks and recreational facilities shall require a licensed civil
11 engineer to do the following with respect to any new drainage project located within
12 the jurisdiction of any such agency that diverts water from a municipal drainage
13 system:

14 (1) Evaluate the design and maintenance on a quarterly basis including
15 providing a monthly status report on the level of dredging in park lagoons during the
16 months of January through May.

17 (2) Provide weekly status reports on the dredging level from June through
18 November. The reports shall include a measurement of the depth and water quality
19 of the lagoons and the measurements shall be approved by a civil engineer who
20 certifies their accuracy.

1 (3) Be in direct communication and filing a report on the drainage system
2 with any sewerage and water board, flood protection authority, home owners
3 association, and the municipal public works department within twenty-four hours of
4 any named storm entering the Gulf of Mexico.

5 (4) Be present at the local flood protection authority during any named
6 tropical storm or hurricane.

7 B. The agency shall hire a licensed horticulturist and civil engineer to
8 maintain drainage equipment, bioswales, etc.

9 C. If the agency does not meet the requirements of this Section or funding
10 is not available to meet these requirements, the new drainage infrastructure project
11 shall be eliminated and revert to a pump system run by a local sewerage and water
12 board. The agency shall be responsible for reverting any bioswale back to its
13 original condition within six months of the elimination of any green infrastructure
14 project.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 1042 Engrossed

2022 Regular Session

Hilferty

Abstract: Requires certain agencies within the Dept. of Culture, Recreation and Tourism to evaluate certain drainage projects.

Proposed law requires an agency placed within the Dept. of Culture, Recreation and Tourism with responsibility for parks and recreational facilities to require a licensed civil engineer to conduct certain tasks with respect to any new drainage project that is located within the jurisdiction of the agency and that diverts water from a municipal drainage system including but not limited to:

- (1) Evaluating the design and maintenance on a quarterly basis including providing a monthly status report on the level of dredging in park lagoons during the months of Jan. through May.
- (2) Providing weekly status reports on the dredging level from June through Nov. and the reports must include a measurement of the depth and water quality of the lagoons and the measurements must be approved by a civil engineer who certifies their accuracy.
- (3) Being present at the local flood protection authority during any named tropical storm or hurricane.

Proposed law requires the agency to hire a licensed horticulturist and civil engineer to maintain drainage equipment, bioswales, etc.

Proposed law provides that the new infrastructure project must be eliminated or revert to a pump system run by a local sewerage and water board if the agency does not meet the requirements of proposed law or funding is not available to meet the requirements.

(Adds R.S. 36:209.1)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Municipal, Parochial and Cultural Affairs to the original bill:

1. Limit the drainage projects to which proposed law is applicable to projects that divert water from municipal drainage systems.