

Regular Session, 2010

HOUSE BILL NO. 1220

BY REPRESENTATIVE HUTTER

BRIDGES/FERRIES: Transfers operational control of the St. Claude Avenue Bridge

1 AN ACT

2 To authorize the transfer of operational control of the St. Claude Avenue Bridge across the
3 Inner-Harbor Navigation Canal in the city of New Orleans from the Board of
4 Commissioners of the Port of New Orleans to the Department of Transportation and
5 Development.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. The Department of Transportation and Development of the state of
8 Louisiana, hereinafter referred to as the "department", shall assume operational control from
9 the Board of Commissioners of the Port of New Orleans, hereinafter referred to as the
10 "board", of the St. Claude Avenue Bridge across the Inner-Harbor Navigation Canal in the
11 city of New Orleans, including all responsibilities to third parties with respect to said bridge
12 as may have been assumed by contract by the board. "Operational control" as used herein
13 shall mean the duty to open and close the St. Claude Avenue Bridge to vehicular or marine
14 traffic and shall not include routine, major, capitalized, or any other kind of maintenance.

15 Section 2. The transfer and assumption of operational control of said bridge and said
16 contractual obligations shall be self-operative on July 1, 2011, and said board and
17 department are directed to cooperate in assuring that the transfer of responsibilities herein
18 authorized and directed is accomplished as expeditiously and in the most orderly manner
19 possible.

20 Section 3. Except for the transfer of responsibilities hereby affected, nothing herein
21 contained shall be deemed or construed as granting or conferring jurisdiction or

1 responsibility upon the department over the Inner-Harbor Navigation Canal, or the lands
2 adjoining same or any operations conducted or that may be conducted therein or thereon, all
3 rights, powers, and duties of the board with respect to same being hereby expressly reserved.

4 Section 4. Nothing herein contained shall be deemed or construed to be in
5 derogation or abrogation of any contract that may have been entered into by the board with
6 respect to said bridge, the rights of all contracting parties with respect thereto being hereby
7 expressly preserved to the extent that they presently exist and are lawfully enforceable,
8 provided, however, that the department shall perform and be responsible for the obligations
9 of the board under such contracts, to the extent that they concern the said bridge, and shall
10 defend and hold harmless said board with respect to same.

11 Section 5. The department shall offer employment to bridge operators employed by
12 the board as of December 1, 2010.

13 Section 6. The provisions of this Act shall supersede and take precedence over any
14 contrary or conflicting general or specific provision of law.

15 Section 7. The St. Claude Avenue Bridge shall hereafter be known and designated
16 as the "Homer Plessy Bridge". The department shall erect appropriate signage reflecting this
17 designation.

18 Section 8. This Act shall be effective on July 1, 2011.

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)]

Hutter

HB No. 1220

Abstract: Authorizes the transfer of operational control of the St. Claude Avenue Bridge from the Board of Commissioners of the Port of New Orleans to DOTD.

Authorizes the transfer of operational control of the St. Claude Avenue Bridge from the Board of Commissioners of the Port of New Orleans to DOTD.

Designates the St. Claude Avenue Bridge as the "Homer Plessy Bridge" and requires DOTD to erect signage indicating such designation.

Effective July 1, 2011.

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Designates the St. Claude Avenue Bridge as the "Homer Plessy Bridge" and requires DOTD to erect signage indicating such designation.