

# ACT No. 403

2024 Regular Session

HOUSE BILL NO. 788

BY REPRESENTATIVE ZERINGUE

1 AN ACT

2 To amend and reenact R.S. 39:100.171(C), relative to the Hurricane Ida Recovery Fund; to  
3 provide relative to uses of monies in the fund; to provide for an effective date; and  
4 to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 39:100.171(C) is hereby amended and reenacted to read as follows:

7 §100.171. Hurricane Ida Recovery Fund

8 \* \* \*

9 C. Monies in the fund shall be used to make full or partial payments to  
10 eligible entities that suffered ~~property~~ loss or damage caused by Hurricane Ida and  
11 that were not fully compensated for the ~~property~~ loss or damage by insurance and  
12 other federal and state disaster resources. For the purposes of this Section, the term  
13 "eligible entity" shall mean a political subdivision of the state and shall include  
14 school boards. ~~Except as otherwise provided in this Subsection, the~~ The governing  
15 authority of an eligible entity receiving monies pursuant to the provisions of this  
16 Section shall apply the money to the cost of repair or replacement of the loss or  
17 damage ~~damaged property or to the cost of an approved project replacing the~~  
18 ~~damaged property. If federal assistance funds have been received for the damaged~~  
19 ~~property and monies disbursed to the eligible entity pursuant to the provisions of this~~  
20 ~~Section remain after the eligible entity has satisfied its portion of any required local~~  
21 ~~match for the damage, the eligible entity shall apply any remaining monies received~~  
22 ~~from the fund to one or more of the following for expenses incurred since on or after~~  
23 ~~August 29, 2021:~~

24 (1) ~~A facility owned by an eligible entity that is open to the public for public~~  
25 ~~use.~~

26 (2) ~~A public facility that an eligible entity owns or has legal responsibility~~  
27 ~~for maintaining, including any:~~

1                   ~~(a) Flood control, navigation, irrigation, reclamation, public power, sewage~~  
2                   ~~treatment and collection, water supply and distribution, watershed development, or~~  
3                   ~~airport facility.~~

4                   ~~(b) Non-federal-aid street, road, or highway.~~

5                   ~~(c) Other public building, structure, or system, including those used for~~  
6                   ~~educational, recreational, or cultural purposes.~~

7                   ~~(d) Park.~~

8                   ~~(3) A facility owned by a private nonprofit entity and used to provide~~  
9                   ~~services to the general public.~~

10                  ~~(4) A mixed-use facility provided that more than fifty percent of the~~  
11                  ~~physical space of the facility is used for a public purpose.~~

12                  ~~(5) A facility that meets both of the following conditions:~~

13                   ~~(a) At least fifty percent of the total square footage of the facility was used~~  
14                   ~~by the owner for a public purpose before Hurricane Ida.~~

15                   ~~(b) All or part of the facility was under repair or remodeling when Hurricane~~  
16                   ~~Ida struck the facility.~~

17                   ~~(6) Debris removal.~~

18                   ~~(7) Emergency protection measures.~~

19                  Section 2. This Act shall become effective upon signature by the governor or, if not  
20                  signed by the governor, upon expiration of the time for bills to become law without signature  
21                  by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
22                  vetoed by the governor and subsequently approved by the legislature, this Act shall become  
                  effective on the day following such approval.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_