SLS 17RS-739

## ORIGINAL

2017 Regular Session

SENATE BILL NO. 249

BY SENATOR CHABERT

FUNDS/FUNDING. Dedicates certain revenue received by the state from the federal government via the Gulf of Mexico Energy and Security Act. (7/1/17)

1	AN ACT		
2	To enact R.S. 49:214.5.4(E)(5), relative to the Coastal Protection and Restoration Fund; to		
3	provide for the disbursement of monies in the fund for hurricane protection purposes;		
4	to define certain terms; to provide for effectiveness; and to provide for related		
5	matters.		
6	Be it enacted by the Legislature of Louisiana:		
7	Section 1. R.S. 49:214.5.4(E)(5) is hereby enacted to read as follows:		
8	§214.5.4. Funding and resource allocation		
9	* * *		
10	E.		
11	* * *		
12	(5) Annually, the Coastal Protection and Restoration Authority Board		
13	shall, subject to legislative appropriation, disburse to the primary levee districts		
14	of coastal parishes, as defined herein, an amount equal to eighty-five percent of		
15	the revenues described in Subsection E of this Section. Such revenues shall be		
16	<u>used solely for the purpose of hurricane protection within the particular coastal</u>		
17	parishes to which the revenues are allocated. The board shall modify its annual		

Page 1 of 4 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

1	plan to account for these disbursements.
2	(a) For purposes of this Paragraph, the following entities shall be
3	considered to be the primary levee districts for the specified parishes and the
4	revenues allocated to such parishes shall be distributed to such districts in the
5	percentages indicated:
6	(i) For the parishes of Assumption and St. Martin, one hundred percent
7	to the Lafourche Basin Levee District.
8	(ii) For the parishes of Calcasieu, Cameron, and Vermilion, one hundred
9	percent to the Chenier Plain Coastal Restoration and Protection Authority.
10	(iii) For Iberia Parish, one hundred percent to the Iberia Parish Levee,
11	Hurricane, and Conservation District.
12	(iv) For Jefferson Parish, twelve and one-half percent to the Southeast
13	Louisiana Flood Protection Authority-East, twelve and one-half percent to the
14	Southeast Louisiana Flood Protection Authority-West Bank, thirty-seven and
15	one-half percent to the Grand Isle Independent Levee District, and thirty-seven
16	and one-half percent to the Lafitte Area Independent Levee District.
17	(v) For Lafourche Parish, fifty percent to the North Lafourche
18	Conservation, Levee and Drainage District and fifty percent to the South
19	Lafourche Levee District.
20	(vi) For the parishes of Livingston and Plaquemines, one hundred
21	percent to the respective parish governing authorities.
22	(vii) For Orleans Parish, fifty percent to the Southeast Louisiana Flood
23	Protection Authority-East and fifty percent to the Southeast Louisiana Flood
24	Protection Authority-West Bank.
25	(viii) For the parishes of St. Bernard and Tangipahoa, one hundred
26	percent to the Southeast Louisiana Flood Protection Authority-East.
27	(ix) For the parishes of St. Charles, St. James, and St. John the Baptist,
28	fifty percent to the Lafourche Basin Levee District and fifty percent to the
29	Pontchartrain Levee District.

1	(x) For St. Mary Parish, one hundred percent to the St. Mary Levee
2	District.
3	(xi) For St. Tammany Parish, one hundred percent to the St. Tammany
4	Levee, Drainage, and Conservation District.
5	(xii) For Terrebonne Parish, one hundred percent to the Terrebonne
6	Levee and Conservation District.
7	(b) Of the amount paid by the board under Paragraph (E)(5) of this
8	Section:
9	(i) Twenty-five percent shall be allocated to each coastal parish in the
10	proportion that the coastal population of the coastal parish bears to the coastal
11	population of all coastal parishes in the state.
12	(ii) Twenty-five percent shall be allocated to each coastal parish in the
13	proportion that the number of miles of coastline of the coastal parish bears to
14	the number of miles of coastline of all coastal parishes in the state.
15	(iii) Fifty percent shall be allocated in amounts that are inversely
16	proportional to the respective distances between the points in each coastal
17	parish that are closest to the geographic center of each leased tract, as
18	determined by the secretary of the United States Department of the Interior.
19	(c) For the purposes of Item (E)(5)(a)(ii) of this Paragraph, the coastline
20	for coastal parishes without a coastline shall be considered to be one-third of the
21	average length of the coastline of all coastal parishes with a coastline in the
22	state.
23	(d) As used in Paragraph (E)(5) of this Section, except where the context
24	clearly requires otherwise, the words and expressions as used in this Section
25	shall be held to have the following meanings:
26	(i) "Coastal parish" means any parish that is:
27	(aa) Within the coastal zone (as defined in Section 304 of the Coastal
28	Zone Management Act of 1972 (16 U.S.C. 1453)) of the state as of August 8,
29	2005.

1	(bb) Not more than two hundred nautical miles from the geographic
2	center of any leased tract.
3	(ii) "Coastal population" means the population, as determined by the
4	most recent official data of the federal census bureau, of each parish any part
5	of which lies within the designated coastal boundary of the state (as defined in
6	the state's coastal zone management program under the Coastal Zone
7	Management Act of 1972 (16 U.S.C. 1451 et seq.)).
8	(iii) "Coastline" means the line of ordinary low water along that portion
9	of the coast which is in direct contact with the open sea and the line marking the
10	seaward limit of inland waters.
11	(iv) "Distance" means the minimum great circle distance, measured in
12	statute miles.
13	(v) "Leased tract" means a tract that is subject to a lease under Section
14	1335 or 1337 of Title 43 of the United States Code for the purpose of drilling for,
15	developing, and producing oil or natural gas resources.
16	* * *
17	Section 2. This Act shall become effective on July 1, 2017.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Ben Huxen.

	DIGEST	
SB 249 Original	2017 Regular Session	Chabert

<u>Proposed law</u> provides that eighty-five percent of the federal revenues that are received by the state generated from Outer Continental Shelf oil and gas activity for the previous fiscal year shall be disbursed annually to primary levee districts for the purpose of hurricane protection in accordance with particular formulas. Further requires the Coastal Protection and Restoration Authority Board to modify its annual plan to account for these disbursements.

Effective July 1, 2017.

(Adds R.S. 49:214.5.4(E)(5))