

2025 Regular Session

LSLI Disposition Sheet for Title 48

Effective date is August 1, 2025 unless otherwise noted

<u>LSA-R.S.</u>	<u>Effect</u>	<u>Act No.</u>	<u>Section</u>	<u>Sp. Eff. Dt.</u>
√48:23	Amend	380	1	
√48:76(C)	Amend	380	1	
√48:79	Repeal	380	2	✓
√48:92	Amend	380	1	
√48:94	Amend	380	1	
√48:105.1(C)	Amend	380	1	
√48:196(D)	Enact	380	1	
√48:196(E)	Enact	380	1	
√48:203(B)	Amend	380	1	
√48:207(A)	Amend	380	1	
√48:224.1(E)	Enact	380	1	
√48:229.1(A)	Amend	380	1	
√48:229.1(B)	Amend	380	1	
√48:229.1(D)	Amend	380	1	
√48:229.1(E)	Amend	380	1	
√48:229.1(F)	Amend	380	1	
√48:229.1(G)	Amend	380	1	
√48:229.1(H)	Enact	380	1	
√48:231(Heading)	Amend	380	1	
√48:231(A)(1)	Amend	380	1	
√48:231(A)(5)	Amend	380	1	
√48:231(A)(6)	Amend	380	1	
√48:250.3(E)(1)(Intro.Par.)	Amend	380	1	
√48:250.3(E)(2)	Amend	380	1	
√48:250.3(G)	Amend	380	1	
√48:250.3.1(F)	Amend	380	1	

✓	48:251(C)	-----Amend-----	380	-----1		
✓	48:255(B)(6)	-----Amend-----	380	-----1		
✓	48:255.8	-----Enact-----	337	-----1	-----06/11/2025 ✓	
✓	48:259	-----Amend-----	380	-----1		
✓	48:261(A)(1)	-----Amend-----	380	-----1		
✓	48:261(B)	-----Amend-----	380	-----1		
✓	48:261(C)	-----Repeal-----	380	-----1		
✓	48:286	-----Amend-----	380	-----1		
✓	48:292(B)(Intro.Par.)	-----Amend-----	380	-----1		
✓	48:292.1(E)(1)(f)	-----Amend-----	380	-----1		
✓	48:292.1(E)(2)	-----Amend-----	380	-----1		
✓	48:295.1(3)	-----Amend-----	380	-----1		
✓	48:381(C)(3)(a)	-----Amend-----	380	-----1		
✓	48:381(C)(6)	-----Enact-----	380	-----1		
✓	48:381(D)	-----Amend-----	380	-----1		
✓	48:381(E)(1)(a)	-----Amend-----	380	-----1		
✓	48:381(E)(2)	-----Amend-----	380	-----1		
✓	48:381.1(D)	-----Amend-----	380	-----1		
✓	48:381.4	-----Amend-----	380	-----1		
CONFLICT	✓	48:1456(A) <i>PRINT</i>	-----Amend-----	391	-----2	-----06/20/2025 ✓
	✓	48:1456(A) <i>NOTE</i>	-----Amend-----	487	-----1	
	✓	48:1456(B)(3)	-----Amend-----	487	-----1	
	✓	48:1456(D)	-----Amend-----	487	-----1	
	✓	48:1655(A)(1)(c)(ii)	-----Amend-----	511	-----1	
	✓	48:1655(A)(2)	-----Amend-----	511	-----1	
	✓	48:1655(I)(1)	-----Amend-----	511	-----1	
	✓	48:1655(I)(2)	-----Amend-----	511	-----1	
	✓	48:1656(23)	-----Amend-----	511	-----1	
	✓	48:1656(24)	-----Repeal-----	511	-----2	✓
	✓	48:1656(25)	-----Repeal-----	511	-----2	✓
	✓	48:1656(26)	-----Repeal-----	511	-----2	✓

✓48:1656.1(B)(3) -----Amend----- 511 ----- 1
✓48:1656.1(C)(2) -----Amend----- 511 ----- 1
✓48:1656.1(C)(3) -----Amend----- 511 ----- 1
✓48:1656.1(C)(4) -----Amend----- 511 ----- 1
✓48:1656.1(C)(5) -----Amend----- 511 ----- 1
✓48:1656.1(D) -----Amend----- 511 ----- 1
✓48:1656.1(E) -----Amend----- 511 ----- 1

Approved by JK on 8-11-25
(Attorney)

NW on 10/15/2025
(Revisor)

ACT 380

ENROLLED

2025 Regular Session

HOUSE BILL NO. 556

BY REPRESENTATIVES BOURRIAQUE, AMEDEE, BAYHAM, BERAULT, BILLINGS, BOYER, BRAUD, BUTLER, CARLSON, CARRIER, CARVER, CHENEVERT, COATES, CREWS, DESHOTEL, DEVILLIER, DICKERSON, DOMANGUE, EDMONSTON, EGAN, EMERSON, FARNUM, FONTENOT, FREIBERG, GLORIOSO, HEBERT, HORTON, JACKSON, MIKE JOHNSON, JACOB LANDRY, MCMAHEN, MCMAKIN, MELERINE, OWEN, ROMERO, SCHAMERHORN, SCHLEGEL, TAYLOR, THOMPSON, TURNER, VILLIO, WILDER, WILEY, WRIGHT, AND WYBLE

L. State Law Institute
PRINTER'S COPY

Ed's To: RS 48 Pgs. 6-7, 14-16
Note: - NOTE § 3

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AN ACT

To amend and reenact R.S. 48:23, 76(C), 92, 94, 105.1(C), 203(B), 207(A), 229.1(A), (B), and (D) through (G), 231(Section heading), (A)(1), (5), and (6), 250.3(E)(1)(introductory paragraph) and (2) and (G), 250.3.1(F), 251(C), 255(B)(6), 259, 261(A)(1), (B) and ~~(C)~~ ^{REPEALED}, 286, 292(B)(introductory paragraph), 292.1(E)(1)(f) and (2), 295.1(3), 381(C)(3)(a), (D), and (E)(1)(a)(introductory paragraph) and (2), 381.1(D), and 381.4(introductory paragraph), to enact R.S. 48:196(D) and (E), 224.1(E) and 229.1(H), and to repeal R.S. 48:79, relative to the various reform operations within the Louisiana Department of Transportation and Development; to require the assistant secretary of project delivery consult with the chief engineer on matters related to project planning and implementation to improve project oversight and ensure better coordination across all stages of project development and implementation; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 48:23, 76(C), 92, 94, 105.1(C), 203(B), 207(A), 229.1(A), (B), and (D) through (G), 231(Section heading), (A)(1), (5), and (6), 250.3(E)(1)(introductory paragraph) and (2) and (G), 250.3.1(F), 251(C), 255(B)(6), 259, 261(A)(1), (B), and ~~(C)~~ ^{REPEALED}, 286, 292(B)(introductory paragraph), 292.1(E)(1)(f) and (2), 295.1(3), 381(C)(3)(a), (D),

1 and (E)(1)(a)(~~introductory paragraph~~) and (2), 381.1(D), and 381.4(~~introductory paragraph~~)
2 are hereby amended and reenacted and R.S. 48:196(D) and (E), 224.1(E), and 229.1(H) are
3 hereby enacted to read as follows:

4 §23. Engineering and other services

5 A. In order to properly discharge its functions, the department may employ
6 engineering, drafting, accounting, legal, and other help and labor, ~~subject to any~~
7 ~~applicable civil service laws and regulations~~ to the fullest extent permitted by
8 applicable law.

9 B. ~~Notwithstanding any provision of law, or any provision of the department,~~
10 ~~or any provision of Civil Service to the contrary, the department, at its discretion,~~
11 ~~may hire persons with disabilities in the position of Bridge Tender I.~~

12 * * *

13 §76. Regulation and control of annual budget

14 * * *

15 C. The accounting procedures or system of accounting to be used by the
16 Department of Transportation and Development, except as otherwise may be
17 required by the ~~Bureau of Public Roads~~ Federal Highway Administration of the
18 United States Department of Transportation, insofar as practical shall conform to and
19 comply with the uniform accounting system prescribed and installed by the
20 commissioner of administration, under the authority of the governor, as authorized
21 to be prescribed and installed by the provisions of R.S. 39:91.

22 * * *

23 §92. Powers and duties

24 The chief engineer or his designated representative shall approve all plans,
25 specifications, and estimates for the construction of all highways under the
26 provisions of this Chapter. He also has such other duties as may be assigned to him
27 by the secretary or the assistant secretary for project delivery by the provisions of
28 this Chapter. He shall report the proceedings of his office ~~annually to the secretary~~
29 ~~of the department:~~ to the assistant secretary for project delivery. Subject to and

1 pursuant to the provisions of R.S. 48:259, the chief engineer has direct supervision
2 of the maintenance of the highways and other facilities of the department.

3 * * *

4 §94. District office transparency; publication of district work

5 A. Each department district office shall publish weekly on the department's
6 internet website information by parish regarding the construction and maintenance
7 work performed, including but not limited to a description and location of the
8 construction project or maintenance work performed.

9 B. The department shall make available to the public an interactive online
10 system to conveniently and accurately monitor the status of the department's projects
11 statewide.

12 * * *

13 §105.1. Transportation Training and Education Center Dedicated Fund Account;
14 creation

15 * * *

16 C. The rules and regulations may authorize the ~~chief engineer~~ assistant
17 secretary for project delivery or his duly authorized representative to assess reduced
18 fees for governmental personnel and faculty and staff of colleges and universities,
19 provided those entities meet all state and federal requirements for a fee reduction.

20 * * *

21 §196. State Highway Improvement Fund

22 * * *

23 D. Effective July 1, 2025, the State Highways Improvement Fund, its
24 indebtedness, and all non-federal aid routes within Louisiana shall fall under the
25 exclusive purview of the office of Louisiana Highway Construction.

26 E. Notwithstanding any provision of the law to the contrary, the office of
27 Louisiana Highway Construction is hereby authorized to redeem any bonds of the
28 State Highway Improvement Fund prior to their maturity date.

29 * * *

1 §203. Annual highway budget

2 * * *

3 B. Allotments unexpended during the fiscal year shall be carried over to the
4 next fiscal year and remain allotted to the same project until completion of the
5 project and liquidation of the costs thereof. The department shall report to the Joint
6 Legislative Committee on the Budget annually describing the reasons for such
7 unexpended allotments and identifying any delays experienced in the associated
8 projects.

9 * * *

10 §207. Emergency purchases; no bids necessary

11 A. When recommended by the chief engineer assistant secretary for project
12 delivery, the assistant secretaries, or the executive directors of the various offices and
13 divisions of the department and when in the opinion of the secretary the best interest
14 of the state will be served, emergency purchases of commodities, materials, supplies,
15 equipment and miscellany, or purchases or leases of noncompetitive or patented
16 articles, devices, equipment, or commodities may be negotiated and made without
17 requesting bids. However, the essential documents authorizing these purchases or
18 leases shall have written on their face the explicit reasons supporting the necessity
19 for these leases or purchases.

20 * * *

21 §224.1. Transfer and exchange of state and local roads

22 * * *

23 E. Effective July 1, 2025, the office of Louisiana Highway Construction
24 shall have exclusive authority to enter into agreements provided in this Section for
25 non-federal-aid eligible routes in the states' highway system.

26 * * *

27 §229.1. Statewide prioritization process for the Highway Priority Program

28 A. The legislature declares it to be in the public interest that a prioritization
29 process for construction be utilized to develop a Highway Priority Program that
30 accomplishes the following:

1 (1) Prioritizes above all else transparency to the public and the accuracy of
2 project delivery timelines, financial means, and the nature and scope of projects.

3 ~~(1)~~ (2) Brings the state highway system into a good state of repair and
4 optimizes the usage and efficiency of existing transportation facilities.

5 ~~(2)~~ (3) Improves safety for motorized and nonmotorized highway users and
6 communities.

7 ~~(3)~~ (4) Supports resiliency in the transportation system, including safe
8 evacuation of populations when necessitated by catastrophic events such as
9 hurricanes and floods.

10 ~~(4)~~ (5) Increases accessibility for people, goods, and services.

11 ~~(5)~~ (6) Fosters diverse economic development and job growth, international
12 and domestic commerce, and tourism.

13 ~~(6)~~ (7) Fosters multimodalism, promotes a variety of transportation and travel
14 options, and encourages intermodal connectivity.

15 ~~(7)~~ (8) Encourages innovation and the use of technology.

16 ~~(8)~~ (9) Protects the environment, reduces emissions, and improves public
17 health and quality of life.

18 (10) Fosters reliability and efficiency of the state highway network for
19 workforce development and workforce access purposes by considering and
20 bolstering connection to employment clusters and higher educational institutions
21 through integration with local roads, transit, rail, or other intermodal options.

22 B. Beginning with the Highway Priority Program for Fiscal Year 2017-2018,
23 the The department shall provide the legislature and public with this program which
24 shall list projects to be constructed in the ensuing fiscal year in an order of priority
25 that is determined after projects selected pursuant to Subsection C of this Section are
26 analyzed and prioritized based upon the factors set forth in Subsection A of this
27 Section.

28 * * *

29 D. Prior to selecting a project for inclusion in the program based on the
30 factors set forth in Subsection C of this Section, the department shall screen all

1 projects submitted for inclusion in the program to determine whether they are
2 consistent with the most recent Statewide Transportation Plan and warrant inclusion
3 in the program. The results shall be published on the department's website in a
4 format that identifies submitted projects that were not included in the program.

5 E. No later than October first of each year, the department shall make public,
6 in an accessible and accurate format, the results of the screening and analysis of
7 projects pursuant to this Section.

8 F. The department shall ~~initially identify prospective outcomes of each~~
9 ~~program and report these prospective outcomes to the legislature and make them~~
10 ~~available to the public on or before June 6, 2016. The department shall evaluate the~~
11 ~~actual outcomes of each program and establish revised prospective outcomes of each~~
12 ~~program on a biennial basis. Beginning in 2018, the department shall report the~~
13 ~~results of these biennial evaluations to the legislature and make them available to the~~
14 ~~public on the department website on a biennial basis when the department presents~~
15 ~~a proposed program of construction to the Joint Highway Priority Construction~~
16 ~~Committee in accordance with R.S. 48:231(A)(1) include in its annual submission~~
17 of the highway priority program a detailed list of any changes to the previous year's
18 program, along with an explanation of the reasons such changes were made. It shall
19 be the goal of the department to ensure that at least ninety percent of its projects in
20 the program progress as provided for in the previous year's program submission.
21 The legislative auditor shall monitor the program and make an annual determination
22 of the percentage of accuracy.

23 G. The department may shall consult with Louisiana Economic Development
24 to understand and achieve site development goals when fixing the priorities of
25 projects as required by this Section.

26 H. The department shall provide a report on the status of projects included
27 in the Highway Priority Program to the House and Senate committees on
28 ⁺Transportation, ^hHighways and ^pPublic ^wWorks annually.

29 * * *

1 §231. Final construction program for current fiscal year; public hearings; Joint
 2 ~~Highway Priority Construction Committee~~ Committee on Transportation,
 3 Highways and Public Works; reports; review by legislature; restrictions on
 4 legislature

5 A.(1) ~~Beginning on October 1, 2010, and not~~ Not later than October first of
 6 each year thereafter, the department shall provide a proposed program of
 7 construction for the coming fiscal year to the Joint ~~Highway Priority Construction~~
 8 ~~Committee.~~ Committee on Transportation, Highways and Public Works.

9 * * *

10 (5) A report based on the testimony received at the hearings shall be sent to
 11 the department and the House and Senate committees on ^t ~~Transportation,~~ ^h ~~Highways~~
 12 and ^f ~~Public Works~~ ^w. The department shall then create the final construction program
 13 for the coming fiscal year for submission to the legislature. Any project discussed
 14 at the hearing that is not included in the final construction program for the upcoming
 15 fiscal year shall be given numerical identification and the department shall provide
 16 the aforementioned committees with a list of the projects along with written
 17 justification for the exclusion of each individual project.

18 (6) When this final construction program is communicated to the legislature
 19 for funding for the coming fiscal year, any project which the legislature determines
 20 is not in the proper order of priority in accordance with the factors stated in R.S.
 21 48:229.1 may be deleted by the legislature. ~~However, the legislature shall not add~~
 22 ~~any projects to this final construction program, nor shall the legislature make~~
 23 ~~substitutions for projects which have been removed.~~ Any project discussed at the
 24 public hearing that is excluded from the final construction program by the
 25 department for more than one consecutive fiscal year shall become eligible to be
 26 added to the program.

27 * * *

1 §250.3. Design-build contracts; qualifications of design-build entities; public
2 announcement procedures; letters of interest; selection of short list; bid
3 proposals by competitors; qualifications evaluation committee; proposal
4 review committee; selection and process of award

5 * * *

6 E.(1) The ~~chief engineer~~ assistant secretary for project delivery, with
7 concurrence of the secretary, shall establish a design-build qualifications evaluation
8 committee for evaluation of the responses to the request for qualifications received
9 by the department. The following general criteria used by the committee in
10 evaluating responses shall apply to both the design and construction components of
11 any responding entity:

12 * * *

13 (2) The qualifications evaluation committee shall evaluate the qualifications
14 of responding design-builders on the basis of the criteria identified in the request for
15 qualifications and set forth in this Subsection and shall select a short list of the
16 highest rated entities in a number to be determined by the department. If fewer than
17 three responses are received, the secretary or designated representative may approve
18 proceeding with the design-build process. The qualifications evaluation committee
19 may, at its discretion, be assisted by other department personnel in its evaluation of
20 an entity's qualifications. The design-build qualifications evaluation committee shall
21 present its short list to the chief engineer and the assistant secretary for project
22 delivery for recommendation to the secretary. The shortlisted entities shall be
23 invited by the secretary or designated representative to submit a detailed technical
24 and cost proposal for the design-build project. The invitation to the shortlisted
25 entities shall specify a deadline for submission of proposals.

26 * * *

27 G. The ~~chief engineer~~ assistant secretary for project delivery, with
28 concurrence of the secretary, shall establish a proposal review committee for
29 evaluation of design-build proposals. The proposal review committee shall be
30 identified in the request for proposals (RFP). The ~~chief engineer~~ assistant secretary

1 ~~Committee on Transportation, Highways and Public Works no later than July 1,~~
2 ~~1998.~~

3 * * *

4 §255. Award of contract; time limitations and exceptions; bond of successful
5 bidder; rejection of certain bidders

6 * * *

7 B.

8 * * *

9 (6) If two or more responsive bids from responsible bidders are received for
10 exactly the same price and no preference or other method exists to determine the
11 lowest bidder, the ~~chief engineer~~ assistant secretary for project delivery shall notify
12 the tied bidders of a time and place where the lowest bidder on the project will be
13 chosen by flipping a coin or by lots, as appropriate in the determination of the ~~chief~~
14 ~~engineer~~ assistant secretary for project delivery. The department may readvertise the
15 projects in its discretion.

16 * * *

17 §259. Maintenance; selection of work

18 The department shall maintain the highways forming the state highway
19 system, together with the other facilities of the department to the extent that the
20 revenues of the department will permit. The selection of the highways, facilities, or
21 parts thereof to be maintained and the order of that selection shall be made by the
22 ~~secretary upon the recommendation of the chief engineer~~ district administrator and
23 may be changed from time to time as the case demands. In this selection, these
24 officials shall be guided by volume and character of traffic and the convenience,
25 safety, and necessity of the traveling public.

26 * * *

27 §261. Maintenance work by department employees; exceptions

28 A.(1) ~~Except as otherwise provided in this Section, all maintenance~~
29 ~~operations shall be performed by the employees of the department. However, the~~
30 ~~department may, by contract or other means, arrange for the maintenance of any~~
31 ~~section or sections of highways or any of the facilities of the~~ The department shall

1 maximize third-party contracts for maintenance of the state highway system.
 2 ~~Department of Transportation and Development when, in the sole discretion of the~~
 3 ~~secretary, there are not adequate employees to perform the maintenance work~~
 4 ~~required by either federal or state law or sound engineering practices. The secretary~~
 5 ~~shall give due consideration to budgetary constraints and employment restrictions~~
 6 ~~prior to entering into any contract to perform maintenance work. All such contracts~~
 7 ~~to individuals or private concerns, except individuals with disabilities or~~
 8 ~~organizations serving individuals with disabilities, shall be in accordance with the~~
 9 ~~public bid provisions of this Title.~~

10 * * *

11 B. The department may arrange by contract with the Department of Public
 12 Safety and Corrections for the use of prison labor, and with the sheriff of each parish
 13 for the use of labor of its prisoners, to perform any maintenance functions, on the
 14 highways in the state system or any of the department's facilities located in parishes
 15 in which the department is unable, because of the inability to attract applicants, or
 16 due to budgetary or financial consideration is unable to employ sufficient labor to
 17 perform its maintenance functions. No contract may relieve the Department of
 18 Public Safety and Corrections or the sheriff of the duty to supervise and to maintain
 19 security of the prisoners at all times.

20 ~~C. The use of prison labor shall in no way reduce the work force of any~~
 21 ~~highway maintenance gang or cause the layoff of any classified employee.~~

22 * * *

23 §286. Retaining Retention of consultants warranted; authorization

24 A: There are three no conditions which shall warrant limit or prohibit the
 25 retention of the services of consultants by the department.:

26 (1) ~~The magnitude of the work involved in a project is determined to be so~~
 27 ~~taxing to the department's available manpower that it will be necessary to defer other~~
 28 ~~essential work if the work is performed by the department staff.~~

29 (2) ~~The work required by a project is determined to be of such a specialized~~
 30 ~~nature that the department will be required to go outside its own staff for experts in~~
 31 ~~the appropriate fields to accomplish the work.~~

1 §292. Noncompetitive negotiation selections

2 * * *

3 B. The section head, after ascertaining the need for a noncompetitive
4 selection, shall request approval from the secretary or his authorized designee
5 through the ~~chief engineer~~ assistant secretary for project delivery in consultation with
6 the chief engineer, assistant secretary for operations, ~~assistant secretary for planning~~
7 ~~and programming, or assistant secretary of public works, hurricane flood protection,~~
8 ~~and intermodal transportation~~ or commissioner of the office of multimodal
9 commerce, whichever is applicable to the project, to engage a specific firm to
10 perform the required services. The request shall be in written form containing the
11 following information:

12 * * *

13 §292.1. Small Engineering Consultant Program

14 * * *

15 E.(1) The department shall not prequalify or shall remove a prequalified
16 consultant firm under the following circumstances:

17 * * *

18 (f) A prequalified consultant firm requests removal from the program in
19 writing. Written requests for removal shall be addressed to the department's chief
20 engineer and the assistant secretary for project delivery or his designee.

21 * * *

22 (2) A prequalified consultant removed from the program may not requalify
23 for the program for a period of three years from the date of removal unless a written
24 corrective action plan is submitted by the consultant to the department's project
25 manager and the plan is approved by the ~~chief engineer~~ assistant secretary for project
26 delivery, or his designee, in consultation with the chief engineer.

27 * * *

28 §295.1. Definitions

29 When used in this Part, the following words and phrases have the meaning
30 ascribed to them in this Section, unless the context clearly indicates a different

meaning:

* * *

(3) "Debarment committee" means the committee consisting of the following persons acting upon a unanimous vote: the ~~chief engineer of the department~~ chief engineer or his designee, assistant secretary of project delivery or his designee; the deputy secretary of the department or his designee; and the general counsel of the department or his designee.

* * *

§381. Use and occupancy of highways

A. When not inconsistent with the purposes of state highways, the chief engineer may issue permits for the use and occupancy of the rights-of-way of state highways as follows:

* * *

C.(1)

* * *

(3)(a) The chief engineer, or his duly authorized representative is hereby authorized to negotiate utility relocation agreements containing liquidated damages clauses, equal to ~~05~~ 15 percent per day of the estimated utility's relocation costs, regarding delays caused solely by the unjustifiable delinquency of a utility in the completion of relocation work. The chief engineer, or his duly authorized representative, may decline the issuance of a permit to any utility company that is unjustifiably delinquent in completing a relocation project and shall continue to so decline until such a project is completed.

* * *

(6) The department shall use all practical means in consultation with utility operators during the planning, design, and execution of highway projects to avoid the need for utility relocation. The timeframe for operator response prior to the accrual of penalties shall be determined through this consultation.

* * *

D. The ~~chief engineer~~ assistant secretary for project delivery, or his duly

(NOT AMENDED)

1 authorized representative, in consultation with the chief engineer may require a
 2 deposit in the form of a certified check or other guaranty in a form and in an amount
 3 deemed by him to be necessary for the proper protection of the state prior to the
 4 issuing of a permit when the installations require excavations, or at other times when
 5 he believes a deposit or guaranty is necessary to protect the department's interests.

6 E.(1)(a) Except for rural water districts, the ~~chief engineer~~ assistant secretary
 7 for project delivery or his duly authorized representative may also assess reasonable
 8 utility operator's annual permit fees in connection with the issuance of permits. Such
 9 fees as determined by the department shall not exceed the maximum fees as set in
 10 the following schedule:

11 Utility Operators' Maximum Annual Fee Schedule

Operator Type	Customers	Maximum Annual
		Fee
Class 1	0 - 100	\$ 20.00
Class 2	101 - 500	\$ 50.00
Class 3	501 - 6000	\$ 200.00
Class 4	more than 6000	\$ 700.00
Operator of Transmission		
Pipelines and Natural Gas		
Gathering Systems		\$100.00/Parish
		\$1,500.00/Maximum
	* * *	

23 (2) The ~~chief engineer~~ assistant secretary of project delivery or his duly
 24 authorized representative may also assess reasonable operator's fees for rural water
 25 districts in connection with the issuance of permits to defray the expense of
 26 inspections by the department's employees.

27 * * *

28 §381.1. Rights-of-way; joint use agreements; fees

29 * * *

30 D. The ~~chief engineer~~ assistant secretary for project delivery may waive fees
 31 for governmental entities, political subdivisions, colleges and universities, provided

1 that said entities derive no income directly from the use of highway rights-of-way,
2 and provided that said entities meet any and all state and federal requirements for a
3 fee waiver.

4 * * *

5 §381.4. Rights-of-way; wireless telecommunications tower managers

6 The ~~chief engineer~~ assistant secretary for project delivery or his duly
7 authorized representative may enter into agreements with a wireless
8 telecommunications tower manager to manage such towers for specified periods as
9 follows:

10 (1) One or more telecommunication towers owned and operated ~~solely~~ solely
11 by the department may be managed for a period less than set forth in ^{Civil Code} Article 3473
12 of the ~~Civil Code~~.

13 (2) Telecommunication towers in either of the following categories may be
14 managed for a period less than that set forth in ^{Civil Code} Article 3486 of the ~~Civil Code~~.

15 (a) One or more telecommunication towers owned or operated by the
16 department which have been strengthened by the wireless telecommunications tower
17 manager.

18 (b) One or more telecommunication towers erected by the wireless
19 telecommunications tower manager on public or highway rights-of-way.

20 Section 2. R.S. 48:79 is hereby repealed in its entirety.

21 Section 3. The Louisiana State Law Institute is hereby authorized and directed to
22 arrange in alphabetical order and renumber the definitions in R.S. 48:1. ^{(1)-(18) = (1)-(18)}
^{(20)-(24) → (19)-(23)}

[NOTES R.S. 48:1]

[Signature]
SPEAKER OF THE HOUSE OF REPRESENTATIVES

[Signature]
PRESIDENT OF THE SENATE

[Signature]
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: [Signature]

June 20, 2025

ACT 337

L.A. State Law Institute
PRINTER'S COPY
NO EDITS
Classification RS 48

ENROLLED

2025 Regular Session

SENATE BILL NO. 216

BY SENATOR HODGES AND REPRESENTATIVE DICKERSON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

AN ACT

To enact R.S. 48:255.8, relative to the Department of Transportation and Development; to provide for methods of bidding contracts for road construction; to provide for contract provisions to decrease delays in the completion of roads; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 48:255.8 is hereby enacted to read as follows:

§255.8. A+B bidding; authority

A. The legislature declares it to be in the public interest that in order to increase efficiency and expediency in the construction of state highways, the Department of Transportation and Development may employ the A+B bidding method for road and highway construction projects or other best project delivery method practices.

B. Notwithstanding any other provision of law to the contrary, on or after July 1, 2025, the department shall evaluate use of the A+B bidding method for projects meeting one or more of the following criteria:

(1) The project is located on a roadway with average daily traffic greater than twenty thousand.

(2) The estimated time to complete the project is greater than three hundred sixty-five calendar days.

(3) The estimated cost to construct the project is greater than ten million dollars.

(4) The project will be constructed in multiple phases.


C. For purposes of this Section, "A+B bidding" means the cost-plus-time bidding method where the total bid is the sum of the traditional contract unit price items "A" and the estimated time to complete the project "B", with the lowest combined total determining the winning bid.

SB NO. 216


ENROLLED

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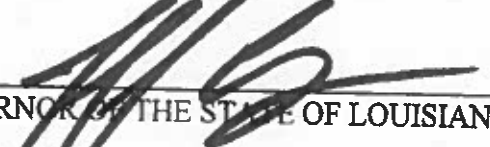
Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently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



PRESIDENT OF THE SENATE



SPEAKER OF THE HOUSE OF REPRESENTATIVES



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 11, 2025

ACT 391

ENROLLED

2025 Regular Session

HOUSE BILL NO. 649

BY REPRESENTATIVE VENTRELLA

La. State Law Institute
PRINTER'S COPY
NO EDITS

Classification RS 48
- CONFLICTS W/ ACT
487; NOTE THAT ACT 4
PRINT THIS ACT PER
ATTACHED CERT.

AN ACT

1
2 To amend and reenact R.S. 33:4570.1 and R.S. 48:1456(A) and to enact R.S. 33:4570.3(D),
3 relative to East Baton Rouge Parish; to provide relative to the Recreation and Park
4 Commission for the parish of East Baton Rouge; to provide relative to the
5 membership and powers and duties of the commission; to require the commission
6 to submit an annual report regarding the funds of the commission; to provide relative
7 to the board of commissioners of the Capital Area Transit System; to provide for an
8 effective date; and to provide for related matters.

9 Notice of intention to introduce this Act has been published
10 as provided by Article III, Section 13 of the Constitution of
11 Louisiana.

12 Be it enacted by the Legislature of Louisiana:

13 Section 1. R.S. 33:4570.1 is hereby amended and reenacted and R.S. 33:4570.3(D)
14 is hereby enacted to read as follows:

15 §4570.1. Board of commissioners; officers; quorum; employees

16 A. The commission shall be composed of three five ex officio members and
17 six four appointed members for a total of nine commissioners. The ex officio
18 members shall be the ~~mayor-president, or an officer or employee of the city or parish~~
19 ~~designated by the mayor-president from time to time, a member of the school board~~
20 ~~of East Baton Rouge Parish, designated by the school board for a term coincident~~
21 ~~with his term on the school board, and a member of the planning commission~~

1 ~~designated by the planning commission for a term coincident with his term on the~~
 2 ~~planning commission: mayors of the following municipalities: Baker, Baton Rouge,~~
 3 ~~Central, St. George, and Zachary. Each mayor may designate a person to serve in~~
 4 ~~his place as a member of the commission. Each designee shall serve at the pleasure~~
 5 ~~of the designating mayor. The ex officio members shall serve during their terms of~~
 6 ~~office. The six four appointed members shall be qualified voters of the parish~~
 7 ~~appointed by the metropolitan council governing authority of the city of Baton~~
 8 ~~Rouge, parish of East Baton Rouge for terms of three years. Of the four appointed~~
 9 ~~members, at least two shall be residents of the city of Baton Rouge, and at least one~~
 10 ~~shall be a resident of the unincorporated area of East Baton Rouge Parish. Following~~
 11 ~~the release of each federal decennial census, the commission may, by majority vote,~~
 12 ~~reallocate these designated residency requirements to reflect the changes in~~
 13 ~~population distribution across the parish. Any such reallocation shall apply~~
 14 ~~prospectively and shall not alter the term of any sitting member. Vacancies shall be~~
 15 ~~filled by the designating or appointing body for the unexpired portion of the term~~
 16 ~~authority. All commission members shall serve without compensation.~~

17 B. The commission shall elect from ~~the six appointed~~ its members a
 18 chairman, a vice chairman, and a treasurer whose terms of office shall be one year.
 19 ~~Four~~ Five members shall constitute a quorum of the commission for all purposes.
 20 The commission shall have the power and authority to name and employ a person
 21 who shall be designated as superintendent of the commission, who shall not be a
 22 member of the commission, and who shall be ex officio secretary of the commission,
 23 and to prescribe and pay an annual salary to the superintendent.

24 * * *

25 §4570.3. Powers and duties

26 * * *

27 D.(1) The commission shall submit a written report annually to each
 28 municipality located within the jurisdiction of the commission and to the members
 29 of the Louisiana Senate and House of Representatives who represent each
 30 municipality located within the jurisdiction of the commission.

Act 391

HB NO. 649

ENROLLED

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(2) The report shall provide the amount of funds received from taxpayers in each municipality, the amount of funds spent by the commission on facilities in each municipality, and the amount of money generated at commission facilities in each municipality.

(3) The report shall be submitted annually within 90 days of the end of the fiscal year.

(4) The commission shall timely submit all reports required by the legislative auditor.

Section 2. R.S. 48:1456(A) is hereby ~~amended and reenacted to read~~ follows:

§1456. Board of commissioners

A.(1) If there are no participating parishes other than East Baton Rouge Parish, the system shall be governed by a board of commissioners comprised of nine ten members, with one member being a representative of the Amalgamated Transit Union.

(2) The member from the Amalgamated Transit Union shall be the president of the Amalgamated Transit Union Local 1546 in Baton Rouge, Louisiana, or his designee. The union representative shall be a retired union member and serve as a member of the board without voting privileges. The union representative shall not participate in any executive session involving personnel issues or collective bargaining agreements.

* * *

Section 3. The terms of the members of the Recreation and Park Commission for the Parish of East Baton Rouge in office on the effective date of this Act shall terminate on that date; however, the members shall remain in office until the commission members take office as provided in this Act. The members of the Recreation and Park Commission for the Parish of East Baton Rouge shall take office as provided in this Act and shall serve terms of office as provided in this Act.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If


[IDENTICAL TO ACT 487]
[CONFLICTS w/ ACT 487. NOTE THAT ACT 487 PRINTS THIS ACT PER ATTACHED CERT.]
[NOTE @ RS 33:4570.1]

HB NO. 649

ENROLLED

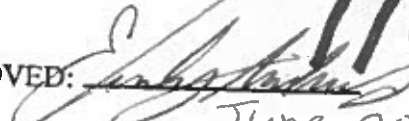
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vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.


SPEAKER OF THE HOUSE OF REPRESENTATIVES


PRESIDENT OF THE SENATE


GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025



LOUISIANA STATE LAW INSTITUTE

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October 15, 2025

Ms. Yolanda Dixon
Secretary of the Senate
P.O. Box 94183
Baton Rouge, LA 70804

Ms. Michelle Fontenot
Clerk of the House of Representatives
P.O. Box 94062
Baton Rouge, LA 70804

RE: Request for Certification of Conflict for Act Nos. 391 and 487 of the 2025 Regular Session

Ms. Dixon and Ms. Fontenot:

Act Nos. 391 and 487 both amend R.S. 48:1456 to add a new Paragraph (A)(2) concerning an additional board of commissioners member representing the Amalgamated Transit Union. Both Acts prohibit the union representative from participating in executive sessions involving personnel issues; however, Act 391 also prohibits this member from participating in executive sessions involving collective bargaining agreements. Additionally, Act 391 provides for a special effective date upon the governor's signature of June 20, 2025, whereas Act 487 is subject to the general effective date of August 1, 2025.

Pursuant to R.S. 24:252(B), please certify which of these Acts was enacted last and jointly direct the Law Institute to incorporate into the Revised Statutes the text and effective date of the provision of law last enacted. A certification reply form is included for your convenience.

Sincerely,

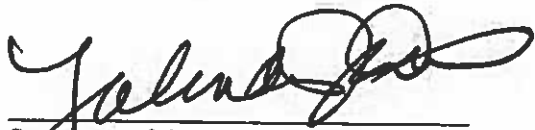
A handwritten signature in black ink, appearing to read "Mallory Chatelain Waller".


Mallory Chatelain Waller
Revisor of Statutes

CONFLICT CERTIFICATION
[R.S. 24:252(B)]

Pursuant to R.S. 24:252(B), in response to the notification by the Louisiana State Law Institute of a conflict between two or more legislative acts, dated October 15, 2025, the Secretary of the Senate and the Clerk of the House of Representatives do hereby certify that:

As between Acts 391 and 487 of the 2025 Regular Session, affecting RS 48:1456 (A)(2), Act 391 was enacted last, and the Louisiana State Law Institute is jointly directed to incorporate into the Revised Statutes the text of Act 391.


Secretary of the Senate


Clerk of the House of Representatives

Date October 19, 2025

ACT 487

ENROLLED

2025 Regular Session

HOUSE BILL NO. 179

BY REPRESENTATIVE MARCELLE

L.A. State Law Institute
PRINTER'S COPY
Edits To: RS 48 Pgs. 1
Note: - CONFLICTS w/ ACT 391;
NOTE THIS ACT & PRINT THAT ACT
PER ATTACHED CERT.

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AN ACT

To amend and reenact R.S. 48:1456(A), (B)(3), and (D), relative to the membership of the board of commissioners of the Capital Area Transit System; to add a member of the Amalgamated Transit Union to the board; to provide for voting privileges; to provide for the removal of board members; to provide for a temporary replacement if the union representative is removed; to prohibit the union representative from being counted in the total number of seats during a reapportionment period; and to provide for related matters.

Notice of intention to introduce this Act has been published as provided by Article III, Section 13 of the Constitution of Louisiana.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 48:1456(A), (B)(3), and (D) are hereby amended and reenacted to read as follows:

§1456. Board of commissioners

A.(1) If there are no participating parishes other than East Baton Rouge Parish, the system shall be governed by a board of commissioners comprised of nine ten members, with one member being a representative of the Amalgamated Transit Union.

(2) The member from the Amalgamated Transit Union shall be the president of the Amalgamated Transit Union Local 1546 in Baton Rouge, Louisiana, or his designee. The union representative shall be a retired union member and serve as a member of the board without voting privileges. The union representative shall not participate in any executive session involving personnel issues.

[IDENTICAL TO ACT 391]
[CONFLICTS w/ ACT 391;
NOTE THIS ACT & PRINT THAT ACT PER
ATTACHED CERT.]

B.

* * *

(3)(a) Except as otherwise provided in this Section, the total number of commissioners shall not exceed fifteen when a reapportionment, as provided for in Paragraphs (4) and (5) of this Subsection, is complete.

(b) The nonvoting union representative shall not be counted in the total number of seats during a reapportionment period.

* * *

D. Notwithstanding the expiration of their terms, members shall serve until their successors are appointed and qualified, unless removed for cause, which removal shall take immediate effect. The governing authority of the appointing parish shall appoint a temporary replacement to the board immediately upon removal or within fourteen days. However, if the member who is removed is the Amalgamated Transit Union Local 1546 representative, then the international president of the Amalgamated Transit Union shall appoint the temporary replacement immediately or within fourteen days. The temporary appointee shall remain on the board until a successor is appointed and qualified. A temporary appointee is not eligible for reappointment for a term. All other appointed members are eligible for reappointment.

* * *

Philip R. Ochs
SPEAKER OF THE HOUSE OF REPRESENTATIVES

Jeff D.
PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

ACT 511

ENROLLED

2025 Regular Session

HOUSE BILL NO. 588

BY REPRESENTATIVES MENA AND BOYD

La. State Law Institute
PRINTER'S COPY
NO EDITS
Classification RS 48

AN ACT

To amend and reenact R.S. ~~48:1655(A)(1)(c)(ii)~~ and (2) and (I)(1) and (2), 1656(23), and 1656.1(B)(3), (C)(2) through (5), (D), and (E) and to repeal R.S. 48:1656(24) through (26), relative to the Regional Transit Authority; to provide for the membership of the board of commissioners; to provide for certain powers and authority of the board; to require transit-specific training for members added to the board; to require a minimum of ten meetings per year for board members; to provide for voting and quorum; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 48:1655(A)(1)(c)(ii) and (2) and (I)(1) and (2), 1656(23), and 1656.1(B)(3), (C)(2) through (5), (D), and (E) are hereby amended and reenacted to read as follows:

§1655. Board of commissioners; membership; terms

A.(1) The board of commissioners of the authority shall be composed of three members from each participating parish appointed by the chief executive officer of that parish, subject to the approval of its governing authority, one member appointed by the New Orleans City Council, one member appointed from House District 102 by the state representative representing the district beginning on September 1, 2024, and this appointment shall rotate every four years thereafter between the member appointed from the house district and a member appointed from Senate District 7 by the state senator representing the district, and two members

1 appointed by the chief executive officer of the parish with the greatest percentage of
2 public transit revenue operating miles from recommendations of the legislative
3 delegation of that parish as follows:

4 * * *

5 (c)

6 * * *

7 (ii) If any participating parish opts out of the Regional Transit Authority
8 after August 1, 2024, the ~~mayor~~ chief executive officer of the parish or governing
9 authority shall have the power to appoint two new members to the board.

10 (2) Each member appointed by the chief executive officer of a parish shall
11 be domiciled within the parish. Further, each member appointed to the authority by
12 ~~the parish legislator~~ shall possess the minimum transit expertise standards and
13 ~~required training and previous union experience~~ commit to completing at least two
14 hours of transit-specific training either before taking office or no later than one year
15 after the office is assumed. The transit minimum standards shall be established by
16 the board of commissioners by January 1, 2025, and shall then apply to all newly
17 appointed commissioners.

18 * * *

19 I.(1) The board shall hold at least ~~one meeting each month~~ ten meetings per
20 year. The secretary of the board shall give written notice and agenda to each
21 ~~member of the board at least five days prior to any meeting. The secretary shall be~~
22 ~~informed of any meeting so as to provide for his giving notice as above in~~
23 accordance with R.S. 42:19.

24 (2) In order to conduct any official meeting, a quorum is required. A
25 quorum shall consist of sufficient members present to constitute two-thirds of the
26 weighted vote, and at least one representative of a majority of the parishes
27 comprising the authority. A majority of the quorum present at a meeting may
28 exercise all the powers and perform all the duties of the board, except as otherwise
29 hereinafter provided or as limited by its bylaws. If there is only one parish
30 represented on the board of commissioners, a simple majority of the regular

1 membership is required to establish a quorum or to adopt a motion. Proxy voting
2 shall not be permitted under any circumstances.

3 * * *

4 §1656. General powers

5 The authority shall have all powers necessary or convenient to accomplish
6 the aforesaid purposes, including but not limited to the following:

7 * * *

8 ~~(23) The power to require quarterly reporting of the Regional Transit~~
9 ~~Authority funds and functioning.~~

10 ~~(24) The power to establish and address situations where the Regional~~
11 ~~Transit Authority violates state and city laws and establish penalties.~~

12 ~~(25) The power to establish an investigative committee for the following:~~
13 ~~probe waste, bid rigging, abuse of employees, and labor law violations.~~

14 (26) Notwithstanding the provisions of any other law to the contrary,
15 including the provisions of R.S. 45:161 et seq., the authority created herein and any
16 entity contracted to manage or operate the authority shall not be deemed a "person"
17 as defined in R.S. 45:162 or a "common carrier" as defined in R.S. 45:162, nor shall
18 the authority or any entity contracted to manage or operate the authority be construed
19 or interpreted to be such. Additionally, the authority and any entity contracted to
20 manage or operate the authority shall not be deemed to be a common carrier or
21 interpreted to be such by any court of this state in a suit for personal injury or
22 property damage.

23 §1656.1. Regional Transit Authority Advisory Board; creation; composition;
24 powers

25 * * *

26 B.

27 * * *

1 (3) The advisory board shall be required to meet at least quarterly and
2 present findings, recommendations, and any other relevant information to with the
3 board of commissioners at least once per year.

4 C. The advisory board shall be composed of twelve persons as follows:

5 * * *

6 (2) ~~A local member of the Amalgamated Transit Union who works for the~~
7 ~~Regional Transit Authority appointed by the president and business agent.~~ One labor
8 representative from the Amalgamated Transit Union who works for the Regional
9 Transit Authority appointed by the union's president.

10 (3) One labor union representative from the International Brotherhood of
11 Electrical Workers, the United Labor Union, or any other labor union that is formed
12 in the future to represent Regional Transit Authority workers. This appointment
13 shall rotate every two years and the nomination and selection shall be decided by the
14 elected officers of these relevant Regional Transit Authority local labor unions.

15 (3)(4) A member from Ride New Orleans appointed by the executive officer.

16 (4)(5) ~~The~~ A representative appointed by the president of each of the
17 following universities educational institutions: Loyola University, Tulane
18 University, Xavier University, Dillard University, Southern University at New
19 Orleans, the University of New Orleans, and the University of Holy Cross, and
20 Delgado Community College.

21 (5) ~~Two members appointed by the president of the Louisiana American~~
22 ~~Federation of Labor and Congress of Louisiana Industrial Organizations.~~

23 D. All appointed members of the advisory board shall receive commit to
24 completing at least two hours of transit-specific training ~~in the duties,~~
25 ~~responsibilities, ethics, and substance of the positions held~~ and two hours of training
26 ~~on labor and union relations best practices,~~ either before taking office or no later than
27 one year after the office is assumed. The minimum standards for transit-specific
28 training shall be established by the advisory board and shall apply to all newly
29 appointed members. ~~All training shall be formally approved by the board and~~
30 ~~ratified by each participating parish or city legislative body.~~

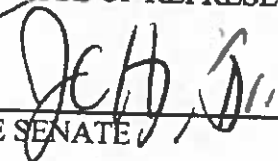
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E. Any city or parish with appointments and representation on the Regional Transit Authority board of commissioners shall have the authority to request an internal audit of the Regional Transit Authority or, at its expense, hire a third party to perform the audit. Any work hours by an employee of the authority that are dedicated to support the third-party audit shall be reimbursed by the city or parish requesting the third-party audit. All records and information requested in the audit shall be provided in an expedited manner by the Regional Transit Authority. ~~A city or parish council may levy fines on the Regional Transit Authority.~~

Section 2. R.S. 48:1656(24) through (26) are hereby repealed in their entirety.



SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____