(3) All constitutional, statutory, or other authority under which said powers, functions and duties of DOTD are performed and carried out.

The Department of Transportation and Development (DOTD) is 1 of 20 Executive Departments authorized for creation by LA Constitution Article IV §1. DOTD is created by LA Revised Statute 36:4 A. (11). The agencies included in its creation are found at LA R.S. 36:509.

DOTD is primarily a combination of the old Department of Highways in R.S. Title 48 and the old Department of Public Works in R.S. Title 38. DOTD also has powers and duties in R.S. Title 2, Aviation, R.S. Title 34, Ports, Title 47 Revenue and Taxation, as well as in R.S. Title 32, Traffic Regulation.

DOTD's structure and organization has changed since its initial creation in 1977, notably in 1988 and 1997. DOTD organization chart as of January 22, 2018 is attached.

DOTD must also operate within the constraints of the Louisiana Constitution of 1974, particularly, Article VII, Part IV - Transportation, and specifically the provisions of the Transportation Trust Fund §27.

LA Constitution Article 7 §27 Transportation Trust Fund provides funding to DOTD for its operations and programs, for example:

A) Highway Priority Program, R.S. 48:229.1-233; The Statewide Highway System in Louisiana's principal function is to provide for the safe and efficient movement of people and goods. The purpose of the Department of Transportation and Development's Highway Priority Program is to address the safety, preservation, operation and capacity of this highway system. The Highway Program identifies the projects which are scheduled for construction in the coming State Fiscal year. It also identifies projects being developed in the other stages.

B) Airport Construction and Development Priority Program, R.S. 2:801, et. seq., within the Louisiana Department of Transportation and Development, is responsible for management, development, and guidance for Louisiana's aviation system of over 780 public and private airports and heliports. The program's clients are the Federal Aviation Administration (FAA) for whom it monitors all publicly owned airports within the state to determine compliance with federal guidance, oversight, and capital improvement grants, and aviators and the general public for whom it regulates airports and provides airways lighting and electronic navigation aids to enhance both flight and ground safety.

C) Statewide Flood-Control Program, R.S. 38:90.1 et. seq., is designed to help solve flood problems through an active, innovative approach. This program uses state funds allocated each year by the Legislature to assist in the construction of flood control infrastructure. Local Sponsors can apply to the program for funding assistance of up to 90% of the construction cost (non-federal projects) or up to 70% of the non-federal share of the project (federal projects). Eligible projects under this program must reduce existing flood damages. Potential projects include measures to reduce or eliminate the incidence of flooding or damages in specific area; for example, channel modifications; levee, canal, and spillway construction; storm water detention; flood proofing of

structure; regulation of floodplains; relocation assistance; or other structural or non-structural measures.

D) Port Construction and Development Priority Program, R.S. 34:3451 et. seq., provides state participation in the construction of port infrastructure, thereby creating and/or maintaining jobs and reducing transportation costs to improve the quality of life for Louisiana's citizens. Only projects that have the highest probability of success as determined by objective standards such as technical and financial feasibility and overall impacts are funded.

E) Transportation Infrastructure Model for Economic Development [TIMED], R.S. 47:820.1 et seq. Program mission is to foster economic development throughout the state of Louisiana and enhance the quality of life for its residents through an investment in transportation projects.

F) Authority of Department of Transportation and Development, R.S. 32:2 A.(1) The department, as an exercise of the police power of this state, shall supervise and regulate all traffic on all highways within the state highway system and shall have the authority in its discretion to supervise and regulate all traffic on all highways within this state; promulgate rules and regulations not inconsistent with this Chapter and the general laws relative to highways and their construction, maintenance, and use, and the operation of vehicles and pedestrians thereon; and investigate the highways by utilizing surveys, traffic counts, etc., and effect methods and practices thereto, as in its judgment and experience it deems advisable.

DOTD rules appear in Titles 56 (Public Works), 70 (Transportation) and 73 (Weights, Measures, and Standards) of the Louisiana Administrative Code. Those titles may be accessed on the website for the Division of Administration www.doa.la.gov (click on Office of State Register). These titles contain all DOTD rules. [Attachment-Rules Table of Contents]

Additionally, there are a number of Titles and agency regulations at the federal level under which DOTD must operate. These include, but are not limited to, the following:

1. Title 23 USC - Highways

2. Title 49 USC - Transportation

3. Title 33 USC- Navigation & Navigable Waters

4. Title 45 USC - Railroads

5. Directives and Policy Memorandums from the U.S. Department of Transportation and it's Agencies, including the Federal Highway Administration, the Federal Aviation Administration, the Federal Railroad Administration, the Federal Transit Administration, the National Highway Traffic Safety Administration and the Motor Carrier Safety Administration.

DOTD also serves on and assists many boards and commissions. [Attachment]

Louisiana Department of Transportation & Development

Revised 10/20/2023

Table of Contents

Title 56
PUBLIC WORKS

Part I. Water Wells

Chapter 1. Registering Water Wells 1
§101. Authorization 1
§103. Purpose 1
§105. Registration of Water Wells and Holes Completed on or after November 1, 1985 1
§107. Registration of Water Wells Completed Prior to November 1, 1985 3
§109. Use of Information Obtained from Registration Forms 3
§111. Enforcement Actions 3
§113. Definitions 4
§115. References 7
§117. Water Well Registration (Long Form) 8
§119. Water Well Registration (Short Form) 10
Chapter 3. Water Well Construction 12
§301. Preamble 12
§303. Purpose 12
§305. Approval of Plans and Specifications for Public Water Supply Systems 12
§307. Licensing Requirements 12
§309. Registration Requirements 13
§311. Variance Requests 13
§313. Minimum Distance Requirements for Locating a Water Well 13
§315. Location in Relation to Possible Sources of Contamination 13
§317. Location in Relation to Levees 14
§319. Location in Relation to Flood Water 14
§321. Location in Relation to Buildings and Other Structures 14
§323. Drilling and Construction 15
§325. Casing 17
§327. Screen 18
§329. Methods and Standards for Cementing the Annular Space 19
§331. Well Development and Disinfection 20
§333. Standards for Miscellaneous Appurtenances 21
§335. Enforcement Actions 22
Chapter 5. Plugging and Sealing of Abandoned Water Wells and Holes 23
§501. Organization 23
§503. Purpose 23
§505. General Rules and Regulations 23
§507. Abandoned Water Wells and Holes That Shall Be Plugged 23
§509. Exemptions 24
§511. Licensing Requirements 24
§513. Variance Requests 24
§515. Submission of Water Well Plugging and Abandonment Forms (DNR-GW-2) 25
§516. Water Well Plugging and Abandonment Form (DNR-GW-2) 25
§517. Responsibility of the Owner 26
§519. Failure of the Owner to Plug an Abandoned Water Well 26
§521. Responsibilities of the Contractor 26

§523. Site Inspection by the Department Representatives 26
§525. Availability of Water Well Data 26
§527. Regulations for Determining Status of Wells or Holes and for Determining Plugging Responsibility 27
§529. Plugging and Filler Materials 28
§531. Methods and Standards for Plugging Abandoned Water Wells and Holes 28
§533. Enforcement Actions 30
Chapter 7. Installing Control Devices on Free Flowing Water Wells 31
§701. Authorization 31
§703. Purpose 31
§705. General Rules and Regulations 31
§707. Responsibility of the Owner 31
§709. Responsibility of the Department 31
§711. Failure of Responsible Party to Install a Control Device 32
§713. Enforcement Actions 32

Part III. Flood Control and Water Management

Subpart 1. Water Resources and Flood Control

Chapter 1. Funding of Water Resources 33
Subchapter A. Priorities for Funding of Water Resources Projects 33
§101. Purpose of Rule 33
§103. Definitions 33
§105. Priority Policy 34
§107. Eligible Sponsors of Projects 34
§109. Annual Report 34
§111. Regional Reports 34
§113. Projects Eligible for Priority of Funding 35
§115. Projects Excluded from Priority of Funding 35
§117. Project Costs Eligible for Priority Funding 35
§119. Project Costs Not Eligible for Priority Funding 35
§121. Applications for Priority of Funding 35
Subchapter B. Project Priority Ranking System 36
§123. General Overview 36
§125. Base Priority Value 36
§127. Priority Value Points for Comparative Benefits 36
§129. Priority Value Points to "Needing and Deserving" Projects 37
§131. Regional Priority Ranking 37
§133. Ranking of Projects by the Office of Public Works 37
§135. Verification of Need 37
§137. Conservation of Resources Required 37
§139. Accurate Cost Estimates Required 38
§141. Regulatory Agency Approvals 38
Chapter 3. Statewide Flood Control Program 38
Subchapter A. Procedures for Implementing Statewide Flood Control Program 38
§301. Sequence 38
Subchapter B. Pre-Application Evaluation 40
§303. Pre-Application Review and Evaluation Procedure 40

Subchapter C. Evaluation of Proposed Projects and Distribution of Funds 40
§315. Project Evaluation Procedure 40
§317. Project Application Review and Public Hearings 42
§319. Distribution of Funds 43
§321. Redistribution Procedure 43
§323. Legislative Process 43
§325. Construction and Operation 44
Subchapter D. Rural Grant Opportunity Program 44
§327. Eligibility 44
Chapter 5. Funding Applications 44
§501. Guidelines and Procedures for Applications for State Funding Assistance 44
Chapter 7. Dam Safety Program 45
Subchapter A. Dam Safety 45
§701. Introduction 45
§703. Purpose 45
§705. Glossary 45
§707. Applicability 47
§709. Permitting 47
§711. Submittals 47
§713. Design 48
§715. Construction 50
§717. Maintenance and Operations 50
§719. Inspections 50
§721. Enforcement 50
§723. Existing Structures 51
§725. Emergency Preparedness Plan 51
§727. References 51
Subchapter B. Figures and Forms 51
§729. Appendix 1, Structures—Approved Permit 51
§731. Appendix 2, Structures—Chief Engineer Review 52
§733. Appendix 3—Procedural Sequence 52
§735. Appendix 4—Pond Data Sheet 52
§737. Appendix 5—Notice of Application 53
§739. Appendix 6—Minimum Required Submittals 53
§741. Appendix 7—Letter of Intent 54
§743. Appendix 8—Letter of "Notice of Completion and As-Built Drawings" 54
§745. Appendix 9—Letters of No Objection and Other Permits 54
§747. Appendix 10—Minimum Hydrologic and Hydraulic Submittals to Establish Impact Classification and Inflow Design Flood (IDF) 54
s HYPERLINK \l "_Toc141352479" Chapter 9. Hurricane Flood Control Protection Program Rules 54
§901. Framework for Receipt and Evaluations of Funding Applications 54

Subpart 2. Port Construction and Development Priority Program

Chapter 21. Louisiana Port Construction and Development Priority Program 57
§2101. Definitions [Formerly §2103] 57
§2103. Creation of Priority Program [Formerly §2101] 57
§2105. Program Procedures 59
§2107. Program Requirements 60
§2109. Application 63
§2111. Evaluation 69

§2113. Distribution of Funds 70
§2115. Reimbursement 70
Chapter 23. Port Design-Build Pilot Program 71
§2301. Purpose 71
§2303. Applicability 71
§2305. Approval Process 71
§2307. Project Limits 72

Part V. Capital Area Ground Water Conservation Commission

Chapter 1. Water Well Registration in the Capital Area Ground Water Conservation District 73
§101. Water Wells That Shall Be Registered 73
§103. Registration of Water Wells Used in Connection With Petroleum Production 73
§105. Exemptions 73
§107. Registration of Water Wells Completed on or After July 1, 1975 73
§109. Responsibility for and Procedures for Registering Water Wells 73
§111. Registration of Water Wells Completed Prior to July 1, 1975 74
§113. Responsibility for and Procedures for Registering Inventoried Water Wells Whose Records are Available to the State 74
§115. Responsibility for and Procedures for Registering Water Wells Which Have Not Been Inventoried 74
§117. Registration of Reworked Wells 74
§119. Test Holes 75
§121. Observation Wells 75
§123. Use of Information 75
§125. Definitions 75
Chapter 3. Plugging and Sealing of Abandoned Water Wells and Holes in the Capital Area Ground Water Conservation District 76
§301. Purpose 76
§303. General Rules and Requirements 76
§305. Exemptions 77
§307. Effective Date 77
§309. Status of Wells Abandoned Prior to Effective Date 77
§311. Filing of Water Well Abandonment and Plugging Form (LDPW-GW-2) 77
§313. Adequacy of Plugging an Abandoned Water Well or Hole 78
§315. Inspection 78
§317. Contractor 78
§319. Availability of Well Data 78
§321. Regulations and Standards for Plugging and Sealing a Well or Hole and for Determining Responsibility 78
§323. Active Well 79
§325. Abandoned Well 79
§327. Inactive Well 79
§329. Observation Well 79
§331. Abandoned Hole 80
§333. Failure of Responsible Party to Plug and Seal an Abandoned Water Well or Hole 80
Chapter 5. Regulations and Standards for Plugging and Sealing Abandoned Drilled Water Wells and Holes 80
§501. General 80
§503. Preliminary Work 80
§505. Temporary Cover 81

§507. Plugging and Fill Materials 81
§509. Methods and Standards for Plugging Abandoned Drilled Water Well and Hole 81
§511. Exceptions 81
§513. Plugging and Sealing 81
§515. Surface Plug 82
§517. Bridge Plug 82
§519. Methods of Plugging a Drilled Water Well 82
§521. Wells Less Than 50 Feet in Depth 82
§523. Wells Greater Than 50 Feet in Depth and Where One or More Fresh Water Aquifer is Penetrated 82
§525. Wells Where One or More Saline Water Aquifers Have Been Penetrated 82
§527. A Well From Which Some of the Casing Has Been Removed 82
§529. Gravel Packed Well 83
§531. Well Where More Than One Aquifer is Screened 83
§533. The Plugging of an Abandoned Drilled Hole 83
§535. Definitions 83
Chapter 7. Rules and Regulations for Metering and/or Recording the Yield of Water Wells 84
§701. Authority 84
§703. Purpose 84
§705. Exclusions 84
§707. Measuring Well Yield 85
§709. Records 85
§711. Variance 85
Chapter 9. Water Well Permits and Plans 85
§901. Authority and Purpose 85
§903. Rules and Regulations 85
§905. Effective Date 85
§907. Exemptions 86
§909. Information for Exempted Water Wells 86
§911. Water Well Registration 86
Chapter 11. Determination of and Payment of Accounts 86
§1101. Purpose 86
§1103. Applicability 86
§1105. Billing Schedule 86
§1107. Pumpage Fee 86
§1109. Determination of When an Account Is Delinquent 87
§1111. Violation Penalty 87
§1113. Civil Suit and Jurisdiction 87
Chapter 13. Limitations and Prohibitions on Pumping 87
§1301. Purpose 87
§1303. Prohibition of Pumping in Certain Sands 87
§1305. Annual Review of Pumping Limits 87

Table of Contents

Title 70
TRANSPORTATION AND DEVELOPMENT

Part I. Highway Construction

Chapter 1. Cash Management Plan 1
§101. Phased Funding 1
§103. Project Eligibility for Phased Funding 1
Chapter 3. Roadside Vegetation Management 1
§301. Introduction 1
§303. Guidelines and Categories of Roadside Vegetative Maintenance 1
§305. Herbicides 9
§309. Factors of Herbicide Application 10
§311. Wildflowers 13
§313. Landscaping 15
§315. Guidelines for Vegetation Visibility Permits 25
§317. General Policy Governing the Treatment of Existing Significant Trees within the Highway Right-of-Way, Zone of Construction or Operational Influence 30
Chapter 5. Recycling of Highway Construction and Maintenance Material 30
§501. Purpose 30
§503. Tracking 30
§505. Construction Materials 30
§507. Maintenance Materials 31
Chapter 9. Debarment Hearings for Contractors, Subcontractors, Consultants and Subconsultants 31
§901. Debarment Committee 31
§903. Causes for Debarment of Contractors 31
§905. Causes for Debarment of Consultants 31
§907. Imputed Conduct 32
§909. Provisions for the Hearing and Decision 32
§911. Period of Debarment 32
§913. Appeals 32
§915. Application by the Contractor or Consultant for Requalification 32
Chapter 11. Traffic Impact Policy for New Access Requests Affecting Traffic on State Highways 33
§1101. Traffic Impact 33
Chapter 13. Design Guidelines for Freeways, Arterial, Collector, and Local Highways under the Jurisdiction of Political Subdivisions and Not in the State-Maintained System 35
§1301. Minimum Design Guidelines for Rural Arterial Roads 35
§1303. Footnotes for Rural Arterial Design Standards 36
§1305. Minimum Design Guidelines for Freeways 36
§1307. Footnotes for Freeway Design Standards 37
§1309. Minimum Design Guidelines for Local Roads and Streets 38
§1311. Footnotes for Local Road and Street Design Guidelines 38
§1313. Minimum Design Guidelins for Rural Collector Roads 39
§1315. Footnotes for Rural Collector Design Standards 40
§1317. Minimum Design Guidelines for Suburban Arterial Roads and Streets 40
§1319. Footnotes for Suburban Arterial Design Guidelines 41
§1321. Minimum Design Guidelines for Urban and Suburban Collector Roads and Streets 41
§1323. Footnotes for Urban and Suburban Collector Design Guidelines 42

§1325. Minimum Design Guidelines for Urban Arterial Roads and Streets 43
§1327. Footnotes for Urban Arterial Design Guidelines 43
Chapter 15. Access Connection Permits 44
§1501. Introduction 44
§1503. Definitions 44
§1505. Public Road/Street Connections 45
§1507. Facilities Requiring Access Connection 45
§1509. Personal Injury/Property Damage 45
§1511 Requirements 45
§1513. Process for Acquiring an Access Permit 45
§1515. Permit Conditions 46
§1517. Application Requirements 47
§1519. Permit Reapplication and Modifications to Existing Commercial Access Connections 47
§1521. Access Connection Requirements 47
§1523. Limited Access Highways 48
§1525. Access Connections—Spacing and Sharing 48
§1527. Access Connection Operational Restrictions 49
§1529. Access Connections on Roadways with Medians 49
§1531. Design Requirements 49
§1533. Construction Requirements 49
§1535. Improvements to the Adjacent Transportation System 50
§1537. Coordination with Local Authorities 50
§1539. Temporary Access Connection Permits 50
§1541. Appeals Process 50
§1543. Utility Company Access Connections 51
§1545. Bus Stop Shelters 51
§1547. Railroad Crossings 51
§1549. Failure to Comply 51

Part II. Utilities

Chapter 1. Communication Cable Installation on Highway Structures 53
§101. General 53
Chapter 3. Department Relocation of Publicly Owned or Non-Profit Utilities 54
§301. Utility Relocation Assistance Funding 54
§303. Additional Information to be Supplied by Applicants for Utility Relocation Assistance Funding (URAF) 55
§305. Department Relocation of Publicly Owned or Non-Profit Utilities 56
Chapter 5. Standards Manual for Accommodating Facilities on Highway Right-of-Way 57
§501. Introduction 57
§503. Statutes 57
§505. Definition of Terms 58
§507. Standards, Policies and Conditions for Utility Installations 62
§509. Requirements for Applications 62
§511. General Considerations 63
§513. Specific Policies and Conditions 64
§515. Standards for the Installation of Utilities on Highways 67
§517. Additional Standards Applicable to the Installation of Utilities on Interstate Highways and Freeways 73
§519. Standards for the Installation of Plastic Pipe 73
§521. Standards for Jacking and Boring Pipe under Roadway 74

§523. Scenic Enhancement Areas 74
§525. Drainage Related Actions within or Adjacent to State Highway 74
§527. Miscellaneous 75
§529. Utility Relocation 79
§531. Driveway Permits 85
§533. Special Conditions for Permits 85
§535. Guide for Completing the Agreement for Relocating Utilities 86
§537. Guide to Invoicing Procedures for Utility Relocation Projects 87
Chapter 7. Utility Operator Fees 89
§701. Use of Rights-of-Way 89
§703. Procedure 89
Chapter 9. Requirement for Utility Companies to Subscribe to Louisiana Regional Notification Center 90
§901. General 90
§903. Exceptions 90
§905. Sanctions 90
Chapter 11. Contracts, Leases and Agreements 90
§1101. Joint Use Agreements 90
Chapter 13. Permits for Rural Water Districts 93
§1301. Exemptions 93
§1303. Expense Reimbursement 93
§1305. Inspection Fee Reimbursement 93
§1307. Fees Covering Expenses 93
§1309. Expenses Not Reimbursed 93
Chapter 15. DOTD Wireless Telecommunications Permit 93
§1501. Purpose 93
§1503. General Conditions and Standards 93
§1505. Specific Standards for Installation and Operation of Wireless Telecommunication Tower Facilities 94
§1507. Order of Preference in Location Selection (to be Determined by the Department) 95
§1509. Fees 95
§1511. Types of Towers Permitted 96
§1513. Co-Location 96
§1515. Attachments to Existing Bridge Structures 97
§1517. Access Requirements 97
§1519. Security Requirements 97
Chapter 17. Fiber Optic Permit Rules 97
§1701. General Permit Conditions and Standards 97
§1703. Specific Standards for Installation of Fiber-Optic Cable 98
§1705. Cables Installed Parallel to the Highway 99
§1707. Cables Crossing the Highway 99
§1709. Fees 99
Chapter 19. Pipe Bursting/Crushing 99
§1901. Definition 99
§1903. Applicability and Liability 100
§1905. Responsibility for Overflows and Spills 100
§1907. Indemnification 100
§1909. Materials 100
§1911. Backfill 101
§1913. Pre-Installation Preparation 101

§1915. Pre-Installation CCTV Inspection 101
§1917. Bypassing Sewage 101
§1919. Access to Worksite and Traffic Control 101
§1921. Installation Process 102
§1923. Insertion Pits 102

Part III. Outdoor Advertising

Chapter 1. Outdoor Advertising 103
Subchapter A. Outdoor Advertising Signs 103
§101. Purpose 103
§103. Definitions 103
§105. Location 103
§107. Criteria for Specific Information Permitted 104
§109. Sign Composition 105
§111. Special Requirements 106
§112. Unique Traffic Generators 106
§113. Fees and Agreements 106
§115. "RV Friendly" Program 107
Subchapter B. Outdoor Advertising Visibility Maintenance 108
§117. Purpose 108
§119. Policy 108
§121. Procedure 108
§123. Other Issuances Affected 110
§125. Implementation 110
Subchapter C. Regulations for Control of Outdoor Advertising 110
§127. Definitions 110
§129. Purpose Test 112
§131. Landmark Signs 112
§132. Off-Premise Changeable Message Signs 112
§133. New Signs 112
§134. Spacing of Signs 112
§135. Measurements for Spacing 113
§136. Erection and Maintenance of Outdoor Advertising in Unzoned Commercial and Industrial Areas 113
§137. Nonconforming Signs 115
§138. Erection and Maintenance of Outdoor Advertising in Areas Zoned Commercial and Industrial 116
§139. Determination of On-Premise Exemptions 116
§141. Destruction of Trees and Violations of Control of Access 118
§143. Procedure and Policy for Issuing Permits for Controlled Outdoor Advertising 118
§144. Penalties for Illegal Outdoor Advertising Signs 119
§145. Directional Signs 120
§147. General 121
Subchapter D. Outdoor Advertising Fee Schedule 121
§148. Issuance of Outdoor Advertising Permits for Grandfathered Nonconforming Signs 121
§149. Permit Fee 121
§150. Removal of Unlawful Advertising 122
Subchapter E. Seasonal Agriculture Product Outdoor Advertising Devices 122
§151. Definitions 122
§153. General Requirements 122

Chapter 3. Policy, Procedure and Control of Junkyards along Interstate and Primary Systems 122
§301. General 122
§303. Authority 123
§305. Organization 123
§307. Program Priorities 123
§309. Inventory and Control 123
§311. Legally Established Nonconforming Junkyards 123
§313. Unlawful or Illegal Junkyards 123
§315. Screening 123
§317. Procedures Used in Determining the Practicality of Whether a Nonconforming Junkyard Should be Screened or Removed 124
§319. Programming and Authorization Screening Projects 124
§321. Relocation and/or Disposal 125
§323. Documentation 125
Chapter 4. Placing of Major Shopping Area Guide Signs on Interstate Highways 127
§401. Definitions 127
§403. Specifications for Major Shopping Area Mainline Guide Signs 127
§405. Major Shopping Area Ramp Signs 128
§407. Application 128
§409. Department Contracts 128
Chapter 5. Installation of Tourist Oriented Directional Signs (TODS) 128
§501. Purpose 128
§502. Definitions 128
§503. General Eligibility Requirements 129
§504. Location and Number of TODS on Conventional Highways 129
§505. Application Procedure 130
§506. Fees and Agreements 130
§507. Other Issuances Affected 131
Chapter 7. Display of American Flags within Highway Right-of-Way 131
§701. Conditions 131
Chapter 8. Advertising on Department of Transportation and Development-Owned Assets and Sponsorships on Public Rights-of-Way 132
§801. Advertising on Department Assets 132
§803. Sponsorship Agreements and Acknowledgment Signs and Plaques on Public Rights of Way 133
§805. Advertising and Sponsorship Standards Committee [Formerly LAC 70:III.809] 134

Part V. System Management

Chapter 1. Flight Operation Manual Revision Number 1 135
Subchapter A. Provisions 135
§101. General 135
Subchapter B. Scheduling Procedures 135
§103. Authorized Use of Aircraft 135
§105. Appointment of the Agency Schedulers 136

Part VII. Offshore Terminal Authority

Chapter 1. Licensing Offshore Terminal Facilities for Dry Bulk Cargoes 139
§101. Statutory Provisions 139
§103. Applicability of Existing and Prior Rules 139
§105. Definitions 140

§107. Applications 140
§109. Filing and Processing of Applications 141
§111. Licenses 142
§113. Application Processing Fees 144
§115. Procedure for Determination and Assessment of Application Processing Fees 144
§117. Compensation Fees for Administrative and Environmental Costs 144
§119. Procedure for Determination, Assessment and Collection of Administrative and Environmental Costs 145
§121. Coordination and Cooperation 145
§123. Remedies and Enforcement 145
Chapter 3. Approval of Projects and Activities 145
§301. Effect on Onshore Air Quality 145
§303. Air Emissions Recordkeeping and Reporting 146

Part IX. Intermodal Transportation

Subpart A. Intermodal

Chapter 1. Aeronautics in Louisiana 147
§101. General 147
Chapter 3. Airport Construction and Development Priority Program Process [Formerly Chapter 9] 157
§301. Introduction [Formerly §901] 157
§303. Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Grants [Formerly §903] 157
§305. Project Identification and Development [Formerly §905] 157
§307. Project Prioritization Process [Formerly §907] 157
§309. Nonprioritized Programs [Formerly §909] 158
§311. Commercial Service versus General Aviation Airports [Formerly §911] 159
§313. Preliminary Evaluation [Formerly §913] 159
§315. Project Support Documentation [Formerly §915] 160
§317. Project Priority Rating System [Formerly §917] 162
§319. Category I—Project Type (see Exhibit 1) [Formerly §919] 162
§321. Category II—Facility Usage (see Exhibit 2) [Formerly §921] 163
§323. Category III—Sponsor Compliance (see Exhibit 3) [Formerly §923] 164
§325. Category IV—Special Considerations (see Exhibit 4) [Formerly §925] 164
§327. New Airports [Formerly §927] 165
§329. Prioritization of Projects [Formerly §929] 166
§331. Priority Ranking System [Formerly §931] 166
§333. Program of Projects [Formerly §933] 166
§335. Project Available for FAA Funding [Formerly §935] 167
§337. Exhibits [Formerly §937] 167
Chapter 11. Speed Restrictions for Railroad Traffic 169
§1101. General Procedure for Municipality Request 169
§1103. Notification of Railroad 169
§1105. Investigation 169
§1107. Notification 169
§1109. Location of Public Hearing 169
§1111. Public Hearing 169
§1113. Appeal 169

§1115. Regulation Order 170
Chapter 13. Safety Requirements for Railroad Grade Crossings 170
§1301. Closures of Grade Crossings 170
§1303. Obstruction of Roadways at Railroad Grade Crossing for a Maximum of Twenty Minutes—Variances 171
§1305. Criteria for Erection of Stop Signs at Highway Grade Crossings 172
Chapter 15. State Safety Oversight for Rail Fixed Guideway Public Transportation Systems 172
§1501. Introduction 172
§1503. Program Management 172
§1505. SSOPS Development 173
§1507. Program Policy and Objectives 174
§1509. Oversight of RTA Safety Plans and Internal Safety Reviews 174
§1511. Triennial SSOA Audits 175
§1513 Accident Notification 175
§1515. Investigations 176
§1517. Corrective Action Plans 178
§1519. Annual Reporting to FTA: SSOA Reporting Requirements 178
§1521. Procedures Manual Content 179

Subpart B. Network

Chapter 50. Transportation Network Companies 179
§5001. Authority 179
§5003. Application and Scope 180
§5005. Limitations of Scope 180
§5007. Definitions 180
§5009. Transportation Network Company Permits 181
§5011. Permit Application 181
§5013. Transportation Network Company Responsibilities 181
§5015. Permit Renewal 182
§5017. Suspension and Revocation of Permits 183
§5019. Driver Responsibilities; Prohibitions 183
§5021. Records Retention 183
§5023. Audit Procedures; Confidentiality of Records 183
§5025. Complaints and Investigation 184
§5027. Local Rules and Regulations 184
§5029. Local Governmental Prohibitions 184

Part XI. Louisiana Transportation Authority

Chapter 1. Toll Exemptions—LA 1 187
§101. Exempt Entities 187
Chapter 3. Toll Appeal Procedure—LA 1 189
§301. Appeal Procedures 189
§303. Appeal Procedures—LA 1 189
§305. Toll Equipment Malfunctions 190

Part XVII. Real Estate

Chapter 1. Uniform Relocation Assistance and Real Property Acquisition for Federally and Federally-Assisted Programs and State Programs 191
§101. General 191
§103. Real Property Acquisition 196

§105. General Relocation Requirements 199
§107. Payments for Moving and Related Expenses 202
§109. Replacement Housing Payments 206
§111. Mobile Homes 210
§113. Certification 211
§115. Additional Information 213
§117. Statistical Report Form 216
Chapter 3. Disposal of Excess Highway Right-of-Way by Department of Transportation and Development 217
§301. Policy 217
Chapter 5. Appraisal Handbook for Fee Appraisers 220
§501. Purpose 220
§503. Overview of the Purpose of the Appraisal and Appraisal Requirements 221
§505. Scope of Work 221
§507. Application for Approval as Fee Appraiser (Formerly §509) 222
§509. Qualifications of Fee Appraisers (Formerly §507) 222
§511. Conduct of Appraiser (Formerly §505) 222
§513. Fee Review Appraiser Qualifications 223
§515. Agreement for Appraisal Services (Formerly §511) 223
§517. Contract for Appraisal Services (Formerly §513) 223
§519. Contract Extensions (Formerly §515) 223
§521. Appraisal Formats (Formerly §519) 223
§523. Interest Being Appraised (Formerly §521) 224
§525. Highest and Best Use 224
§527. Land Valuation 224
§529. Valuation of the Entire Tract 225
§531. Valuation of the Remainder 225
§533. Valuation of the Improvements 225
§535. Completeness of Appraisal and Appraisal Reports (Formerly §539) 226
§537. Role of the Cost Consultant (Formerly §533) 226
§539. The Role of the Review Appraiser 227
§541. Establishment and Payment of Fees 228
§543. Types of Appraisal Formats (Formerly §545) 228
§545. Form A (Formerly $547) 228
§547. Form B (Formerly §549) 229
§549. Form C (Formerly §501) 230
§551. Estimate of Compensation 230
§553. Personal Property 231
§555. Signs 231
§557. Items Excluded from Appraisals (Formerly §517) 231
§559. Control of Access (Formerly §569) 231
§561. Mineral Rights 231
§563. Timber Value 232
§565. Crop Value 232
§567. Lease Interests (Formerly §573) 232
§569. Fencing Value (Formerly §575) 232
§571. Construction and Drainage Servitudes (formerly §577) 232
§573. Railroad Parcel Acquisition (Formerly §579) 233
§575. Property Inspection with the Owner(s) (Formerly §537) 233
§577. Owners Refusal to Permit Entry (Formerly §571) 234

§579. Update of Appraisals (Formerly §543) 234
Chapter 7. Right-of-Way Acquisition for Utilities 234
§701. Acquisition for Utilities 234

Part XIX. Compliance Programs

Chapter 1. Minority Participation Program 237
Subchapter A. General Provisions 237
§101. Statement of Policy; Effective Date 237
§103. Definitions 237
§105. Applicability 237
§109. SDBE Liaison Officer 237
§111. Standing Committees 238
§113. Technical Assistance and Supportive Services 238
Subchapter B. DOTD Goal Standards 238
§115. Goals 238
Subchapter C. Certification Procedures 239
§117. Application Process 239
§119. Eligibility Requirements 239
§121. Guidelines for Certification 239
§123. Recertification 240
§125. Failure to Recertify 241
§127. Procedure for Denial of Certification or Recertification 241
§129. Procedure for Decertification 241
§131. List of Certified SDBE Firms 241
§133. Ineligibility Complaints 242
§135. Investigation of Complaint 242
§137. Notification of Complaint 242
§139. Response to Complaint 242
§141. Cooperation in Complaint Investigation 242
§143. Temporary Suspension 242
§145. Complaint Investigation Decision 242
Subchapter D. The Contract 242
§147. Determination of Successful Bidder and Award 242
§149. Interference; Penalty 243
§151. Noncompliance; Penalty 244

Part XXI. Personnel

Chapter 1. Substance Abuse and Drug-Free Workplace Policy 245
§101. Philosophy 245
§103. Employment Requirements 245
§105. Drug/Alcohol Testing 245
§107. Drug Testing Procedures 247
§109. Alcohol Testing Procedures 247
§111. Confidentiality 247
§113. Enforcement 248
§115. Employee Assistance Program (EAP) 248
§117. General Provisions 249
§119. Appendix A 249
§121. Appendix B 251

Part XXIII. Purchasing

Chapter 1. Qualified Products List 253
§101. General 253
Chapter 3. Purchasing Rules and Regulations 254
§301. Types of Commodities 254
§303. Delegation of Purchasing Authority Set by the Director of State Purchasing 254
§305. Delegation of Purchasing Authority Set by the DOTD Procurement Director 254
§307. Non-Competitive Procurement 254
§309. Requests for Quotations Covering Non-Exempt Commodities 254
§311. Requests for Quotations Covering Exempt Commodities 255
§313. Request for Sealed Bids Covering Exempt Commodities 255
§315. Single Purchase or One-Time Purchase 256
§317. Term Contract 256
§319. Proprietary Purchase 256
§321. Sole Source Procurement 256
§323. Emergency Purchase of Exempt Commodities 257
§325. Emergency Procurement of Non-Exempt Commodities 257
§327. Goods Manufactured or Services Performed by Sheltered Workshops 257
§329. Purchase of Used or Demonstrator Equipment 258
§331. Exclusive Statewide Contracts 258
§333. Non-Exclusive Statewide Contracts 258
§335. Brand Name Contracts 258
§337. DOTD Contracts 258
§339. Cost-Plus-a-Percentage-of-Cost Contracts 258
§341. Vendor Commodity Lists 258
§343. Qualified Products List 259
§345. Availability of Funds 259
§347. Bid Documents 259
§349. Specifications 259
§351. Bid Samples and/or Descriptive Literature 260
§353. New Products 260
§355. Brand Names 260
§357. Product Acceptability 260
§359. Estimated Quantities 261
§361. Guarantee and Liability 261
§363. Pre-Bid Conferences Covering Exempt Commodities 261
§365. Modifying Written Bid Solicitations 261
§367. Cancellation of Invitation for Bids 261
§369. Modification or Withdrawal of Bids 262
§371. Postponed Bid Openings 262
§373. Receipt, Opening and Recording of Bids 262
§375. Late Bids 262
§377. Bid Results 262
§379. Rejection of Bids 263
§381. Mistakes in Bids 263
§383. Increase or Decrease in Quantities 263
§385. Alternate Bids 263
§387. "All or None" Bids Covering Non-Exempt Commodities 264
§389. "All or None" Bids Covering Exempt Commodities 264

§391. Preferences 264
§393. Bid Prices 264
§395. Bids Binding 264
§397. Taxes 265
§399. Rejection of Bids 265
§401. Bid Evaluation and Award 265
§403. Determination of Lowest Bidder 265
§405. Tie Bids 265
§407. Discounts 265
§409. Standards of Responsibility 265
§411. Signatory Authority 266
§413. Documentation of Award 266
§415. Insurance Requirements 266
§417. Workman's Compensation Insurance 266
§419. Public Liability and Property Damage Insurance 266
§421. Automobile Public Liability Insurance 267
§423. Performance Bond 267
§425. Deliveries 267
§427. Invoices 267
§429. Payment 268
§431. Default of Contractor 268
§433. Assignments 268
§435. Reduction in Contract Price 268
§437. Audit of Records 268
§439. Contract Renewal 269
§441. Exercise of Renewal Option 269
§443. Termination of Contract 269
§445. Debarment 269
§447. Protest of Bid Solicitation or Award 270

Part XXV. Ferry Operations

Chapter 1. Toll Collections 271
§101. Applicability 271
§103. Ferry Toll Charges 271
§105. Exemptions 271

Part XXVII. Louisiana Transportation Research Center (LTRC)

Chapter 1. LTRC Transportation Training and Education Fund 273
§101. General Provisions 273
§103. Calculation of Fees 273

Part XXIX. Information Technology

Chapter 1. Geospatial Database 275
§101. Purpose 275
§103. Definitions 275
§105. Department Responsibilities 275
§107. Data Layer Descriptions and Features 276
§109. Database 277
§111. Liability Disclaimer 277

§113. Geographic Names 277
§115. Availability 277

Part XXXI. Toll Exemptions--Road and Bridges

Chapter 1. Toll Exemptions—Roads and Bridges 279
§101. Students in School Buses 279

Table of Contents

Title 73
WEIGHTS, MEASURES AND STANDARDS

Part I. Weights and Standards

Chapter 1. Policy and Procedures for Weight Enforcement Field Personnel 1
§101. General Procedures 1
§103. Field Procedures for Enforcing Weight and Size Limitations 3
§105. Registration and Licensing Requirements for Vehicles Operating in Louisiana 4
§107. Procedures for Enforcing Vehicle Registration and Licensing Laws 5
§109. Procedures for Enforcing Fuel Tax Laws 7
§111. Procedures for Citing Violators 10
§113. Procedures for Collecting Cash and Credit Card Payments 11
§115. Forms for Supervisory Personnel 12
Chapter 3. Oversize and Overweight Permit 13
§301. General Information 13
§303. Types of Permits 14
§305. Types of Permit Forms 16
§307. Obtaining Permits 17
§309. Permit Restriction 18
§311. Checking Permits 20
§313. Permit Violations 22
Chapter 5. Legal Limitations for Size and Weight 24
§501. Definitions 24
§503. Legal Limitations 25
§504. Department Regulations 27
Chapter 7. Oversize and Overweight Permit Laws and Regulations 28
§701. General Regulations 28
§703. Liability for Damages 28
§705. Property Damage Bond 29
§707. Federal, State, and Local Government Agencies 29
§709. Check Weights 29
§711. Maximum Permit Weights Allowed 29
§713. Permit Axle Weight Distribution 30
§715. Loads Exceeding 18 Feet in Width 30
§716. Statewide—Loads Exceeding 16 Feet 5 Inches in Height 30
§717. Houses or Buildings Exceeding 18 Feet in Height 30
§719. Exceptional Loads Exceeding 18 Feet in Height in the New Orleans Area 31
§721. Methods of Obtaining Permits 31
§723. Types of Permits 32
Chapter 9. Laws and Regulations Enforced with Other Agencies 39
§901. Vehicle Registration and Licensing 39
Chapter 11. Enforcement Procedures and Penalties 43
§1101. General Procedures 43
§1103. Legal Limitation Violations 43
§1105. Vehicle Registration and Licensing Violations 46
§1107. Fuel Tax Violations 47

Chapter 12. Violation Ticket Review Committee 48
§1201. Composition of Violation Ticket Review Committee 48
§1203. Tickets Subject to Review 48
§1205. Time Limitations 49
§1207. Duties of the DOTD Weights and Standards Administrator 49
§1209. Authorized Action 49
§1211. Rights of Protesting Party 49
§1213. Prescription 49
§1215. Reconsideration by Violation Ticket Review Committee 49
§1216. Consideration by Review Panel 49
§1217. Record-Keeping 50
Chapter 13. Laws and Regulations Enforced by Other Agencies 50
§1301. Explosives, Flammable Liquids, and Hazardous Materials 50
§1303. Operating Authority 50
§1305. Powers of Parish and Municipal Authorities 51
§1307. Utility Companies 51
§1309. Private Property Owners 51
Chapter 15. Guideline for Submitting Overweight Vehicle Configurations—Exceeding 238,000 Pounds 53
§1501. Necessary Requirements Accompanying the Permit 53
Chapter 17. Requirements for Permitting Off-Road Equipment 53
§1701. Off-Road Equipment on State-Maintained Highways 53
§1703. Noncritical Off-Road Equipment 53
§1705. Critical Off-Road Equipment 53
§1707. General Permit Requirements 54
§1709. Critical Off-Road Equipment Permit Requirements 54
Chapter 19. Escort Requirements for Oversize and/or Overweight Vehicles or Loads 54
§1901. Provision Enforcement 54
Chapter 21. Combination or Double Tandem Load Permit 57
§2101. General Information 57
§2103. Obtaining the Combination or Double Tandem Load Permit 58
§2105. Regulations 59
§2107. Limitations 59
§2109. Liability for Damages 60
§2111. Permit Restrictions 60
Chapter 30. Legal Limitations 61
§3001. Figures 61

Part III. Weights and Measures

Chapter 3. Minimum Standards for Reflectivity of Work-Site Materials 67
§301. Minimum Standards for Reflective Sign Sheeting 67
§303. Minimum Standards for Striping 68
§305. Minimum Standard for Thermoplastic Pavement Markings 70
§307. Minimum Standards for Preformed Plastic Pavement Marking Tape 71
§309. Minimum Standards for Raised Pavement Markers 72
Chapter 5. Materials and Testing 72
§501. Manuals 72