

RULE

Department of Transportation and Development Highways/Engineering

Rural Water District Permits (LAC 70:III.Chapter 21)

In accordance with the applicable provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the Department of Transportation and Development hereby adopts regulations pertaining to rural water district permits in accordance with Act 1075 of the 1995 Session of the Louisiana Legislature.

Title 70

TRANSPORTATION

Part III. Highways/Engineering

Chapter 21. Permits for Rural Water Districts

§2101. Exemptions

All parish and municipal facilities are exempt from payment of annual permit fees.

AUTHORITY NOTE: Promulgated in accordance with R.S. 48:381 (E).

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, LR 22: (March 1996).

§2103. Expense Reimbursement

The Department of Transportation and Development shall reimburse any reasonable expenses incurred by the rural water districts during an inspection and issue permits insofar as funding for such expense is available.

AUTHORITY NOTE: Promulgated in accordance with R.S. 48:381(E).

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, LR 22: (March 1996).

§2105. Inspection Fee Reimbursement

Rural water districts shall comply with the following regulations if inspection fees are to be reimbursed:

1. A cost estimate per unit break-down shall accompany each permit request. The minimum cost reimbursable estimate shall be one inspector-hour.
2. The rural water district shall notify DOTD within 72 hours of completing work, and DOTD shall arrange for a final inspection. Failure to notify DOTD within the time limit specified shall relieve DOTD of any responsibility for reimbursement of inspection fees.
3. The rural water district shall submit the detailed invoice to DOTD within one week of the final inspection.
4. Upon receipt of the above information, DOTD shall schedule an audit of the rural water district's records. Upon completion of audit, all verifiable inspection expenses shall be paid by DOTD. Any expenses which cannot be verified by the DOTD auditor will not be approved for reimbursement.

AUTHORITY NOTE: Promulgated in accordance with R.S. 48:381(E).

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, LR 22: (March 1996).

§2107. Fees Covering Expenses

Reasonable inspection fees include one rural water district representative for the on-site inspection by DOTD, and other expenses incurred as a result of DOTD requests, such as surveying, excavating, probing, etc.

AUTHORITY NOTE: Promulgated in accordance with R.S. 48:381 (E).

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, LR 22: (March 1996).

§2109. Expenses not Reimbursed

A. DOTD shall not reimburse expenses associated with highway relocation projects or expenses incurred after the permitted work has been completed.

B. Rural water districts that have received or requested Utility Relocation Assistance Funds (URAF) shall not be eligible for reimbursement.

AUTHORITY NOTE: Promulgated in accordance with R.S. 48:381(E).

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, LR 22: (March 1996).

Frank M. Denton
Secretary