

2016 Regular Session

HOUSE BILL NO. 513

BY REPRESENTATIVE GARY CARTER

DISTRICTS/SPECIAL: Provides relative to the audit of certain contracts with the Algiers Development District

1 AN ACT

2 To amend and reenact R.S. 33:2740.27(K), relative to Orleans Parish; to provide relative to
3 the Algiers Development District; to provide relative to the powers and duties of the
4 district; to authorize the legislative auditor to audit contracts the district enters for
5 certain purposes; to provide limitations; and to provide for related matters.

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

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 33:2740.27(K) is hereby amended and reenacted to read as follows:
11 §2740.27. The Algiers Development District; creation, composition, and powers;
12 levy of ad valorem taxes and issuance of bonds

13 * * *

14 K.(1) The district may enter into contracts with any private entity for the
15 purpose of development within the boundaries of the district. ~~No such private entity~~
16 ~~shall be considered a public or quasi public entity or a public body as a result of~~
17 ~~entering into a contract with the district. No such private entity shall be considered~~
18 ~~a public or quasi public entity or a public body as a result of receiving or expending~~
19 ~~funds of or on behalf of the district.~~ Such contracts shall be subject to audit by the

1 legislative auditor who may exercise the power and authority granted to him by R.S.
2 24:513 with respect to such contracts. However, no private entity shall be
3 considered a public or quasi public entity or a public body as a result of entering into
4 a contract with the district or as a result of receiving or expending funds of or on
5 behalf of the district.

6 (2) No provision of this Subsection shall be construed to apply to any
7 contract entered into by the district with an investor owned utility that is regulated
8 by the Louisiana Public Service Commission or by the governing authority of the
9 city of New Orleans.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 513 Reengrossed

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Abstract: Authorizes the legislative auditor to audit certain contracts that private entities have with the Algiers Development District for the purpose of development within the district.

Present law creates the Algiers Development District as a special taxing district comprised of all territory within the 15th ward of Orleans Parish. Provides that for federal purposes of military base realignment, the district shall be considered a local redevelopment authority. Provides that the district shall be governed by a seven-member board of commissioners.

Present law provides for the powers and duties of the district including the power to acquire, to lease, to insure, and to sell real property within its boundaries. Additionally authorizes the district, with respect to real or immovable property owned by it and that either was formerly owned by the U.S. Dept. of the Navy and known as Federal City or is immediately contiguous thereto, to lease, insure, mortgage or hypothecate, donate, or sell the property or otherwise contract with respect to the management and development of the property in order to fulfill its mission as a redevelopment authority.

Proposed law retains present law.

Present law authorizes the district to enter into contracts with any private entity for the purpose of development within the boundaries of the district. Provides that no such private entity shall be considered a public or quasi public entity or a public body as a result of entering into a contract with the district or receiving or expending funds of or on behalf of the district. Proposed law retains present law and authorizes the legislative auditor to audit the contracts that private entities have with the district for the purpose of development within the boundaries of the district. Provides that proposed law shall not be construed to apply to any contract entered into by the district with an investor owned utility that is regulated by the La. Public Service Commission or by the governing authority of the city of New Orleans.

(Amends R.S. 33:2740.27(K))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Municipal, Parochial and Cultural Affairs to the original bill:

1. Add exception to auditor's authority to audit contracts for contracts with certain utility companies.

The House Floor Amendments to the engrossed bill:

1. Restore present law relative to the status of private entities that contract with the district.