

Regular Session, 2010

HOUSE BILL NO. 542

BY REPRESENTATIVE RICHMOND

DISTRICTS/NEIGHBORHOOD: Provides relative to the renewal of parcel fees in the Kenilworth Improvement District in Orleans Parish

1 AN ACT

2 To amend and reenact R.S. 33:9078(F)(4)(c), relative to the Kenilworth Improvement
3 District in Orleans Parish; to provide relative to the renewal of parcel fees in the
4 district; and to provide for related matters.

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

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 33:9078(F)(4)(c) is hereby amended and reenacted to read as
10 follows:

11 §9078. Kenilworth Improvement District

12 * * *

13 F. Parcel fee.

14 * * *

15 (4)

16 * * *

17 (c) The fee shall expire on December 31, 2010, but the fee may be renewed,
18 the amount of the fee provided in Paragraph (2) of this Subsection may be changed,
19 or a maximum fee amount in excess of the amount of the fee provided in Paragraph
20 (2) of this Subsection may be established, if approved by a majority of the registered

1 voters of the district voting on the proposition at an election ~~as provided in~~
 2 ~~Subparagraph (a) of this Paragraph~~ held for that purpose in accordance with the
 3 Louisiana Election Code. ~~Any election to authorize renewal of the fee, to change the~~
 4 ~~amount of the fee, or to establish a new maximum fee amount shall be held only at~~
 5 ~~the same time as the mayoral primary election for the city of New Orleans.~~ If the fee
 6 is renewed, if the amount of fee is changed with voter approval, or if a new
 7 maximum fee amount is established, the term of the imposition of the fee shall be as
 8 provided in the proposition authorizing such renewal, change in fee amount, or
 9 maximum fee amount, not to exceed eight years. If a new maximum fee amount is
 10 established as provided in this Subparagraph, the amount of the fee shall be
 11 determined and such amount may be changed by duly adopted resolution of the
 12 board without the necessity of an election, provided that the fee amount shall not
 13 exceed the maximum fee amount and the term of imposition shall not exceed the
 14 term of imposition established with voter approval.

15 * * *

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

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)]

Richmond

HB No. 542

Abstract: Provides relative to the renewal of parcel fees for the Kenilworth Improvement District in Orleans Parish.

Present law creates the Kenilworth Improvement District in Orleans Parish as a political subdivision of the state for the purpose of promoting, encouraging, and enhancing the security, beautification, and overall betterment of the district. Provides that the district shall be governed by a nine-member board of commissioners. Provides for district boundaries and powers and duties.

Proposed law retains present law.

Present law authorizes the governing authority of the city of New Orleans to impose and collect a parcel fee within the district. Provides that the fee shall be a flat fee and shall be imposed on each parcel located within the district. Provides that the amount of the fee shall be \$200 per parcel.

Present law provides that the fee shall be imposed only after the question of its imposition has been approved by a majority of the registered voters of the district voting on the proposition at an election held for that purpose. Provides that no other election shall be required except as provided by present law.

Proposed law retains present law.

Present law provides that the fee may be renewed, the amount of the fee provided in present law may be changed, or a maximum fee amount in excess of the amount of the fee provided in present law may be established, if approved by a majority of the registered voters of the district voting on the proposition at an election as provided in present law.

Proposed law retains present law.

Present law requires that any election to authorize renewal of the fee, to change the amount of the fee, or to establish a new maximum fee amount be held only at the same time as the mayoral primary election for the city of New Orleans.

Proposed law removes requirement that any such election be held at the same time as the mayoral primary election for the city of New Orleans and requires instead that any such election be held in accordance with the La. Election Code.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 33:9078(F)(4)(c))

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Removed provision of present law that provides that any election to authorize renewal of the fee, to change the amount of the fee, or to establish a new maximum fee amount be held at the same time as a regularly scheduled election and provides instead that any such election be held in accordance with the La. Election Code.