

Regular Session, 2013
HOUSE BILL NO. 603

ACT No. 49

BY REPRESENTATIVE ABRAMSON

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AN ACT

To amend and reenact R.S. 33:9091.11(E)(introductory paragraph) and (F)(introductory paragraph), (3)(c), and (4) and to repeal R.S. 33:9091.11(F)(3)(b), relative to Orleans Parish; to provide relative to the Hurstville Security and Neighborhood Improvement District; to provide relative to the parcel fee imposed within the district; to change the expiration date of the parcel fee; to provide relative to the renewal of the parcel fee; to prohibit the imposition of the fee on certain parcels; to provide relative to the parcel fee being imposed on the effective date of this Act; 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. 33:9091.11(E)(introductory paragraph) and (F)(introductory paragraph), (3)(c), and (4) are hereby amended and reenacted to read as follows:

§9091.11. Hurstville Security and Neighborhood Improvement District

* * *

E. Powers and ~~Duties~~ duties. The district, acting through its board, shall have the following powers and duties:

* * *

F. Parcel ~~Fee~~ fee. The governing authority of the city of New Orleans is hereby authorized to impose and collect a parcel fee within the district subject to and in accordance with the provisions of this Subsection.

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(3)

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(c) If approved, the fee shall expire on December 31, ~~2014~~ 2022, but the fee may be renewed if approved by a majority of the registered voters of the district voting on the proposition at an election as provided in Subparagraph (a) of this Paragraph. Any election to authorize the renewal of the fee shall be held ~~only at the same time as the mayoral primary election for the city of New Orleans~~ at the same time as a regularly scheduled election in the city of New Orleans. If the fee is renewed, the term of the imposition of the fee shall be as provided in the proposition authorizing such renewal, not to exceed eight years.

(4)(a) No fee shall be imposed upon any parcel whose owner qualified for the special assessment level provided by Article VII, Section 18(G)(1) of the Constitution of Louisiana.

(b) No fee shall be imposed on any parcel on which sits only an uninhabitable accessory building that provides storage and parking to a detached residential building located on another parcel in the district and that cannot be converted for commercial use because any such conversion is prohibited by the local zoning ordinances in the parish of Orleans. Both the parcel on which the accessory building sits and the parcel on which the residential building sits shall be owned by the same person for this Subparagraph to apply.

* * *

Section 2. R.S. 33:9091.11(F)(3)(b) is hereby repealed in its entirety.

Section 3. The provisions of this Act shall not affect the parcel fee being imposed within the Hurstville Security and Neighborhood Improvement District on the effective date of this Act. The governing authority of the city of New Orleans shall continue to impose the parcel fee until such time as it expires, as provided in the proposition approved by a majority of the district's registered voters voting on the proposition at an election held on November 17, 2007. The governing authority of the city shall then begin to impose a parcel fee as provided in this Act if the parcel fee has been approved by a majority of district's registered voters as provided in this Act.

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 Section 4. This Act shall become effective upon signature by the governor or, if not
2 signed by the governor, upon expiration of the time for bills to become law without signature
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
5 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____