

Regular Session, 2012
HOUSE BILL NO. 684
BY REPRESENTATIVE PYLANT

ACT No. 273

1 AN ACT

2 To amend and reenact R.S. 40:1502.4(A) and (C)(2)(c), relative to Crowville Fire District
3 #1; to provide relative to a service charge on structures imposed by the district; and
4 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. 40:1502.4(A) and (C)(2)(c) are hereby amended and reenacted to
10 read as follows:

11 §1502.4. Service charge authorized for Madison Parish, Caldwell Parish, and
12 Franklin Parish

13 A.(1) The governing authority of any fire protection district situated wholly
14 within the geographical boundaries of Madison Parish, the governing authority of
15 any fire protection district situated wholly within Caldwell Parish, and the governing
16 authority of any fire protection district situated wholly within Franklin Parish are
17 hereby authorized to establish, by majority vote of the members of the authority, a
18 service charge or rates of service charges to be assessed persons owning each
19 residential or commercial structure, whether occupied or unoccupied, located wholly
20 or partly within the boundaries of the fire protection district, subject to the provisions

1 of Subsection B of this Section. For purposes of this Section, each residential or
 2 commercial unit and each housing unit within a multiple dwelling structure shall be
 3 considered a separate structure, and a mobile home, as defined in R.S. 9:1149.2(3),
 4 shall be considered a structure. Such service charges or rates of service charges shall
 5 be equal for all structures, except that mobile homes shall be charged eighty percent
 6 of the service charge, and shall be framed so as to cover and shall be used for the
 7 costs of any or all fire protection services. The fire protection district shall provide
 8 a receipt to each property owner paying the service charge.

9 (2) The requirement in Paragraph (1) of this Subsection that mobile homes
 10 be charged eighty percent of the service charge is not applicable to Crowville Fire
 11 District #1.

12 * * *

13 C.

14 * * *

15 (2)

16 * * *

17 (c) In addition, the governing authority of the district shall be entitled to
 18 recover the amount of said charges, together with all costs of court and attorney fees,
 19 by ordinary process in the Sixth Judicial District for Madison Parish, the Thirty-
 20 Seventh Judicial District for Caldwell Parish, and the ~~Sixth~~ Fifth Judicial District for
 21 Franklin Parish. Said governing authority may also provide, by resolution, for
 22 interest on the amount of said charges, which shall be paid prior to cancellation of
 23 the lien. The rate of interest charged shall not exceed the rate of legal interest, as
 24 provided in R.S. 9:3500, and shall be computed from the date of recordation of the
 25 lien until paid.

26 Section 2. This Act shall become effective upon signature by the governor or, if not
 27 signed by the governor, upon expiration of the time for bills to become law without signature

1 by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If
2 vetoed by the governor and subsequently approved by the legislature, this Act shall become
3 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____