

SENATE BILL NO. 16

BY SENATOR HEITMEIER

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AN ACT

To amend and reenact R.S. 41:1212(G), 1215(B)(8), and 1224, relative to provisions of Title 41 (Public Lands) of the Louisiana Revised Statutes of 1950, which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 41:1212(G), 1215(B)(8), and 1224 are hereby amended and reenacted to read as follows:

§1212. Lands which may be leased; purposes; leases of sixteenth section lands for agricultural purposes; negotiation of surface leases of school lands; negotiation of leases by certain public benefit corporations; negotiation of leases for administering buildings designated as historic landmarks

* * *

G. Whenever a public benefit corporation formed by ~~a political subdivision of the state of Louisiana with a population in excess of four hundred seventy-five thousand~~ **the city of New Orleans or Orleans Parish**, through its chief executive officer for the purposes of owning, leasing, developing, and operating properties owned by the public benefit corporation or the political subdivision, leases any property owned by the public benefit corporation or the political subdivision, such public benefit corporation shall not be required to advertise for and receive bids as

1 hereinafter provided for in this Part for other leases. Such leases entered into shall
2 provide for a fair and equitable return of revenue to ~~said~~ the public benefit
3 corporation or political subdivision.

4 * * *

5 §1215. Opening of bids; execution of leases; exceptions; public benefit
6 corporations; negotiated lease to nonprofit organizations

7 * * *

8 B. For the purposes of this Part a "public benefit corporation" is defined to
9 be a nonprofit corporation formed pursuant to the general nonprofit corporation law
10 of the state of Louisiana, except those formed pursuant to specific constitutional or
11 statutory authority, by a political subdivision of the state of Louisiana through its
12 chief executive officer for the purposes of owning, leasing, developing, and
13 operating properties owned by such political subdivision or by such public benefit
14 corporation, including but not limited to planning, renovating, constructing, leasing,
15 subleasing, managing, and promoting such properties, which activity is declared to
16 constitute a public purpose, and which shall meet each of the following
17 requirements:

18 * * *

19 (8) Notwithstanding the provisions of Paragraph (7) ~~herein~~ of this
20 Subsection and R.S. 41:1217, any lease or sublease executed by a public benefit
21 corporation under the provisions of this Part, in ~~a municipality with a population in~~
22 ~~excess of four hundred seventy-five thousand~~ the city of New Orleans, shall be for
23 a period not exceeding ninety-nine years and shall provide for a monthly rental
24 payable in cash.

25 * * *

26 §1224. Leases without advertisement or bids

27 Notwithstanding any other provision of this Part to the contrary, in ~~any parish~~
28 ~~with a population in excess of four hundred twenty-five thousand~~ Orleans Parish
29 or Jefferson Parish, the requirements for public bid and advertisement shall not
30 apply to any lease of land of less than ten thousand square feet in size to which the

1 lessor has title, custody, or possession, when the lease is between the lessor and the
2 owner of the adjacent land.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____