

SENATE BILL NO. 201

BY SENATOR COUSSAN AND REPRESENTATIVE CHASSION

1 AN ACT

2 To enact Chapter 31-C of Title 51 of the Louisiana Revised Statutes of 1950, to be
3 comprised of R.S. 51:2122 through 2123, relative to the Cajundome Commission;
4 to provide with respect to the creation of the Cajundome Commission; to provide for
5 the governance of the commission; to provide for the composition, powers, duties,
6 and functions of the board of commissioners; to provide for the purpose and
7 authority of the commission; to authorize the commission to adopt rules; to provide
8 for definitions; and to provide for related matters.

9 Notice of intention to introduce this Act has been published.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. Chapter 31-C of Title 51 of the Louisiana Revised Statutes of 1950,
12 comprised of R.S. 51:2122 through 2123, is hereby enacted to read as follows:

13 **Chapter 31-C. CAJUNDOME COMMISSION**

14 **§2122. Cajundome Commission; board of commissioners; membership**

15 **A. The Cajundome Commission, hereinafter referred to as the**
16 **"commission", was established in 1987 pursuant to an intergovernmental**
17 **contract between the University of Louisiana at Lafayette, formerly the**
18 **University of Southwestern Louisiana, hereinafter referred to as the**

1 "University", and the city of Lafayette, hereinafter referred to as the "city",
2 under authority of La. Const. Art. VII, Sec. 14(C) and La. R.S. 33:1332, as a
3 joint commission and body corporate to control and operate the multi-purpose
4 academic, athletic, civic, and community assembly arena and convention center
5 and surrounding land located at 444 Cajundome Boulevard, Lafayette,
6 Louisiana, known as the Cajundome (collectively, the "Cajundome"). The
7 Cajundome is owned by the University through the Board of Supervisors for the
8 University of Louisiana System, for the public purpose of providing
9 entertainment, cultural, economic, and educational benefits to the community
10 of Lafayette and the Acadiana region. The commission was continued through
11 two subsequent intergovernmental contracts and three extensions thereof
12 between the University and the city. Act 319 of the 1995 Regular Session of the
13 Louisiana Legislature recognized the commission by adding it to the list of
14 employers participating in the Municipal Employees' Retirement System.

15 **B. The current intergovernmental contract providing for the commission**
16 **expires on July 31, 2024. To ensure the continued existence of the commission**
17 **upon expiration of the intergovernmental contract, and to prevent any**
18 **disruption to the management, operation, or maintenance of the Cajundome or**
19 **the rights, benefits, debts, or obligations of the presently existing commission,**
20 **effective immediately upon the expiration of the current intergovernmental**
21 **contract, the commission is hereby statutorily continued as a political**
22 **subdivision of the state to develop, manage, operate, and maintain the**
23 **Cajundome. In all respects except as otherwise expressly provided in this**
24 **Chapter, the commission shall continue in existence as presently constituted,**
25 **with and subject to all rights, benefits, debts, and obligations in existence as of**
26 **the date of expiration of the current intergovernmental contract, with no**
27 **interruption whatsoever. For purposes of R.S. 39:112, any project undertaken**
28 **by the commission shall be considered to be owned and operated by the state.**

29 **C. The commission shall be domiciled in the parish of Lafayette.**

30 **D.(1) The commission shall be governed by a board of commissioners,**

1 hereinafter referred to as the "board", composed of five persons. Except as
2 provided in Paragraph (2) of this Subsection, each member of the board shall
3 be appointed for a term of four years and shall serve until their successors have
4 been appointed. Members shall be appointed as follows:

5 (a) Two by the president of the University of Louisiana at Lafayette, with
6 one appointment being a minority.

7 (b) Two by the mayor-president of the Lafayette City-Parish
8 Consolidated Government.

9 (c) One by the Lafayette City Council.

10 (2) The members as of the date of expiration of the current
11 intergovernmental contract shall continue to serve their then-current terms.
12 Upon expiration of their terms, the members as of such date other than the
13 president shall be replaced by members appointed by the appointing authorities
14 set forth in Paragraph (1) of this Subsection as their terms expire in the
15 following order: first by the president of the University of Louisiana at
16 Lafayette; second by the mayor-president of the Lafayette City-Parish
17 Consolidated Government; third by the board of commissioners of the
18 Lafayette Economic Development Authority; fourth by the president of the
19 University of Louisiana at Lafayette; and fifth by the Lafayette City Council.

20 (3) Any vacancy occurring in the membership of the board shall be filled
21 by the appointing authorities set forth in Paragraph (1) of this Subsection, as to
22 the members respectively appointed by them. Any person appointed to fill a
23 vacancy shall serve for the remainder of the unexpired term. The appointing
24 authorities set forth in Paragraph (1) of this Subsection, as appropriate, may
25 remove any member respectively appointed by them at any time, with or
26 without cause and solely at their discretion.

27 E. The board shall elect, from its membership, a chair, a vice chair, and
28 a secretary-treasurer.

29 F. A majority of the total membership of the board shall constitute a
30 quorum in order to transact business of the commission. No contract shall be

1 approved or any financial obligation incurred by or on behalf of the commission
2 unless approved by a majority vote of the members of the board; provided,
3 however, that the board may delegate to its chair or to the commission's
4 director the authority to enter into contracts or incur financial obligations that
5 the board determines to be in the commission's best interest for the efficient
6 operation of the Cajundome.

7 G. Members of the board shall serve without compensation; however,
8 they shall be reimbursed for expenses incurred while attending to the business
9 of the board or the commission.

10 §2123. Cajundome Commission; purpose; function; authority; powers; duties

11 A. The commission shall develop, manage, operate, and maintain the
12 Cajundome including any additions or appurtenances thereto for the public
13 purpose of providing entertainment, cultural, economic, and educational
14 benefits to the community of Lafayette and the Acadiana region.

15 B. The commission, through its board, may sue and be sued in the courts
16 of its domicile and service of process shall be made on the chair of the board or,
17 in the absence of the chair, upon the vice chair.

18 C. The commission, acting through its board, shall have all authority and
19 power to effectuate the purposes of the commission, including but not limited
20 to the following rights and powers:

21 (1) To acquire, purchase, lease as lessee, and hold and use any property,
22 movable or immovable, tangible or intangible, or any interest therein that is
23 necessary or desirable to carry out the purposes of the commission and to sell,
24 lease as lessor, transfer, dispose of, or encumber any property or interest
25 therein acquired by the commission.

26 (2) To develop, manage, operate, and maintain the Cajundome, including
27 any and all additions and appurtenances thereto; provided, however, that the
28 construction of additions, improvements, or renovations to the Cajundome shall
29 be done only with permission of the University as owner of the Cajundome.

30 (3) To execute contracts of any sort with public or private entities to

1 effectuate the provisions of this Chapter.

2 (4) To execute contracts or agreements with any person, corporation,
3 association, or other entity, including private persons, public corporations,
4 political subdivisions, the government of the United States or any of its agencies,
5 the state of Louisiana or any of its agencies, or any combination thereof, for or
6 relating to the use of the Cajundome's facilities, services, and equipment.

7 (5) To fix, collect, consent to, and revise rates, charges, rentals, and other
8 terms for the use of the Cajundome's facilities, services, and equipment as may
9 be necessary or appropriate in the board's discretion or as authorized by the
10 board, including but not limited to contracts with promoters for such use upon
11 terms authorized by the board.

12 (6) To establish rules and regulations for the conduct of the commission's
13 affairs, including but not limited to rules and regulations governing the
14 management and operation of the Cajundome and its facilities, services,
15 equipment, programs, and activities.

16 (7) To accept gifts, grants, and donations of property and money.

17 (8) To cooperate with the state of Louisiana or any political subdivision,
18 department, agency, or corporation thereof for the development, operation, or
19 maintenance of the Cajundome to accomplish the purposes of this Chapter on
20 any basis, including the matching of funds, and by participating in projects
21 authorized by federal or state law.

22 (9) To contract with, employ, and fix the compensation and terms of
23 employment of agents or employees as may be necessary or appropriate to
24 develop, manage, operate, and maintain the Cajundome.

25 (10) To pledge all or any part of its revenues for any lawful purpose to
26 effectuate the provisions of this Chapter.

27 (11) To incur debt, issue bonds, and pledge payment of bonds issued by
28 the commission for any authorized purpose pursuant to Part XII of Chapter 4
29 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950.

30 D. All policies, procedures, delegations, authorizations, contracts, and

1 obligations of the board or commission in effect on the effective date of this Act
2 shall continue in full force and effect unless and until amended by future action
3 of the board.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____