

1 Section 1. Section 1 of Act No. 130 of the 1896 Regular Session of the Legislature,
2 as amended by Act No. 395 of the 2006 Regular Session of the Legislature, Act No. 257 of
3 the 2020 Regular Session of the Legislature, and Act No. 613 of the 2024 Regular Session
4 of the Legislature is hereby amended and reenacted to read as follows:

5 Section 1. Be it enacted by the General Assembly of the State of Louisiana,

6 That:

7 (A) The park in the City of New Orleans known as the "New Orleans City
8 Park" be and is hereby placed under control and management of the "New Orleans
9 City Park Improvement Association" incorporated under the laws of the State, by an
10 act before Felix J. Dreyfous, Notary Public, on the 13th day of August, 1891.

11 (B) The secretary of the Department of Culture, Recreation and Tourism shall
12 be a member of the board of commissioners of the New Orleans City Park
13 Improvement Association. The secretary may designate a person to serve as a
14 member of the board of commissioners in his absence.

15 (C) The president of the Senate, or his designee, shall be a member of the
16 board of commissioners of the New Orleans City Park Improvement Association for
17 a term concurrent with his elected term.

18 (D) The speaker of the House of Representatives, or his designee, shall be a
19 member of the board of commissioners of the New Orleans City Park Improvement
20 Association for a term concurrent with his elected term.

21 (E) The senator, or his designee, for the district in which New Orleans City
22 Park lies shall be a member of the board of commissioners of the New Orleans City
23 Park Improvement Association for a term concurrent with his elected term.

24 (F) The member of the House of Representatives, or his designee, for the
25 district in which New Orleans City Park lies shall be a member of the board of
26 commissioners of the New Orleans City Park Improvement Association for a term
27 concurrent with his elected term.

28 (G) Members of the board of commissioners of the New Orleans City Park
29 Improvement Association pursuant to Subsections (C), (D), (E), and (F) of this

1 Section shall also serve as members of the governing authority of any nonprofit or
2 not-for-profit firm, corporation, or entity that the New Orleans City Park
3 Improvement Association contracts with for the operation, care, control, and
4 management of the park and its facilities.

5 Section 2. Sections 1 through 8 of Act No. 569 of the 1989 Regular Session of the
6 Legislature, as amended by Act No. 13 of the 1998 First Extraordinary Session of the
7 Legislature, Act No. 395 of the 2006 Regular Session of the Legislature, and Act No. 613
8 of the 2024 Regular Session of the Legislature, is amended and reenacted to read as follows:

9 Section 1. A.(1) The New Orleans City Park Improvement Association,
10 through its board of commissioners, is hereby vested with authority to and may
11 contract with any nonprofit or not-for-profit firm, corporation, or entity, as more
12 specifically provided in Section 2 of this Act, for the operation, care, control, and
13 management of the park and its facilities or to contract with any such entity for any
14 of such purposes for any or all of such facilities.

15 (2) The authority granted by this Section shall include but shall not be limited
16 to the authority to contract for:

17 (a) The recruiting, hiring, and employing by the contractor of such kinds and
18 numbers of non-managerial employees to be managed, supervised, directed, and/or
19 scheduled by the board or its designee as the board or its designee may direct from
20 time to time.

21 (b) The procurement by the contractor for the park or the board of such goods
22 and/or services as the board or its designee may direct from time to time.

23 (3)(a) Any firm, corporation, or entity with which the board contracts as
24 authorized by this Section shall be deemed to be a private entity and shall not be
25 deemed to be an agent or agency of the state for purposes of provisions of law
26 relative to procurement of goods and services, leases of facilities, or subcontracts to
27 manage facilities or services, including but not limited to the Louisiana Procurement
28 Code (R.S. 39:1551 et seq.); Chapter 17 of Title 39 of the Louisiana Revised Statutes
29 of 1950, relative to procurement of professional, personal, consulting, and social

1 services; Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, relative
2 to public contracts; and Chapter 10 of Title 41 of the Louisiana Revised Statutes of
3 1950, relative to leases of public lands. Any such firm, corporation, or entity with
4 which the board so contracts may be named as an additional insured on all general
5 liability, property, automobile, employment practices liability, and workers'
6 compensation insurance plans that insure the New Orleans City Park Improvement
7 Association, including participation in the state risk management program. **If New**
8 **Orleans City Park Improvement Association enters into a contract with any**
9 **such firm, corporation, or entity for the operation, care, control and**
10 **management of the park as authorized in Section 2 of this Act, New Orleans**
11 **City Park Improvement Association shall not be required to participate in the**
12 **state risk management program for the purposes of comprehensive general**
13 **liability or workers compensation liability coverage, provided that all City Park**
14 **employees are employed by the firm, corporation, or entity and provided that**
15 **the firm, corporation or entity carries its own comprehensive general liability**
16 **and workers compensation insurance. New Orleans City Park Improvement**
17 **Association may continue to participate in the state risk management program**
18 **for purposes of property insurance.**

19 (b) Notwithstanding any provision of this Section or of any other law to the
20 contrary, no contract to manage services or facilities related to golf or tennis shall be
21 entered into by the board or by any entity contracting with the board unless the
22 contractor with whom the board or such entity contracts has been selected pursuant
23 to a request for proposals designed to promote competition, and the proposals have
24 been evaluated by a multimember selection committee.

25 B. The board is prohibited from entering into any contract under the
26 provisions of this Act which is for a purpose not in conformity with the master plan
27 for New Orleans City Park required by the provisions of Act No. 865 of the 1982
28 Regular Session of the Legislature or which is otherwise not in conformity with such
29 master plan.

1 C. Any agreement that the board may enter into in accordance with this Act
2 may be a contract, lease, or combination contract and lease.

3 D. The board shall in its sole discretion determine the terms, conditions, and
4 duration of any contract or lease entered into under the provisions of this Act. Any
5 contract or lease entered into by the board under the provisions of this Act shall
6 contain a provision in such contract or lease that the contract or lease may be
7 terminated by the board, with or without just cause, upon written notification to all
8 parties in the contract or lease, which notification shall be given not less than ninety
9 days prior to the termination.

10 Section 2. Only a firm, corporation, or entity that is organized under the laws
11 of the state of Louisiana shall be eligible to contract with the board under the
12 provisions of this Act, and only a firm, corporation, or entity that is organized as a
13 nonprofit or not-for-profit firm, corporation, or entity and which has as its primary
14 purpose the betterment and improvement of New Orleans City Park and has at least
15 five hundred members shall be eligible to contract with the board under the
16 provisions of this Act.

17 Section 3. This Act shall be construed to grant the board the authority to
18 contract in a cooperative endeavor for the operation, care, control, and management
19 of the park and its facilities, including any or all facilities located in the park on the
20 effective date of this Act and any future facilities located in the park. This authority
21 shall extend to all lands and property for which management and control has been
22 vested in the New Orleans City Park Improvement Association.

23 Section 4. The board shall have the right to assign any existing contracts that
24 it may have on the effective date of this Act to any contracting party under the
25 provisions of this Act. Contracts regarding Tad Gormley Stadium, the Pan-American
26 Stadium, or any other stadium constructed in the future, if assigned, shall be assigned
27 under the same terms and conditions existing on June 1, 1989.

28 Section 5. The board shall have full authority to delegate to the nonprofit
29 entity its ability or authority to collect any rents, charges, admissions, or fares it may

1 be empowered to collect.

2 Section 6. Any contractor shall have the full authority to hire its own
3 employees to provide services under a contract authorized by this Act, including but
4 not limited to any services formerly provided by the employees of the New Orleans
5 City Park Improvement Association or its board.

6 Section 7. Any contract entered into under the provisions of this Act shall be
7 deemed to be a cooperative endeavor under the provisions of Article VII, Section
8 14(C) of the Constitution of Louisiana.

9 Section 8. Nothing in this Act No. 569 of the 1989 Regular Session of the
10 Legislature, as amended by Act No. 13 of the 1998 First Extraordinary Session of the
11 Legislature and Section 2 of the Act which originated as House Bill No. 744 of the
12 2006 Regular Session of the Legislature, shall be construed to affect or diminish, in
13 any manner whatsoever, the rights, powers, and authority otherwise granted by law
14 to the New Orleans City Park Improvement Association and its board of
15 commissioners to manage and control New Orleans City Park, and the authority
16 granted to the New Orleans City Park Improvement Association and its board by this
17 Act shall be in addition to any rights, powers, and authority otherwise granted to the
18 association or the board by law. The provisions of this Act shall be subject to the
19 provisions of R.S. 36:209 relative to the transfer of the New Orleans City Park
20 Improvement Association and its board of commissioners to the Department of
21 Culture, Recreation and Tourism.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, 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)]

SB 385 Reengrossed

DIGEST
2026 Regular Session

Harris

Present law provides for membership of the board as follows:

- (1) The secretary of the Department of Culture, Recreation and Tourism.
- (2) The president of the Senate, or his designee.
- (3) The speaker of the House of Representatives, or his designee.

- (4) The senator for the district in which New Orleans City Park lies.
- (5) The member of the House of Representatives for the district in which New Orleans City Park lies.

Proposed law retains present law but allows the senator or representative for the district in which New Orleans City Park lies to appoint designees to the board of commissioners.

Present law provides that any firm, corporation, or entity with which the board contracts as authorized by present law shall be deemed to be a private entity and shall not be deemed to be an agent or agency of the state for purposes of provisions of law relative to procurement of goods and services, leases of facilities, or subcontracts to manage facilities or services. Any firm, corporation, or entity with which the board so contracts may be named as an additional insured on all general liability, property, automobile, employment practices liability, and workers' compensation insurance plans that insure the New Orleans City Park Improvement Association, including participation in the state risk management program.

Proposed law provides that if the New Orleans City Park Improvement Association enters into a contract with any firm, corporation or entity for the operation, care, control and management of the park as authorized in present law, the New Orleans City Park Improvement Association shall not be required to participate in the state risk management program for the purposes of comprehensive general liability or workers compensation liability coverage, provided that all New Orleans City Park employees are employed by the firm, corporation or entity and provided that the firm, corporation or entity carries its own comprehensive general liability and workers compensation insurance. The New Orleans City Park Improvement Association may continue to participate in the state risk management program for purposes of property insurance.

Effective August 1, 2026.

(Amends Act No. 130 of 1896 RS, §1, as amended by Act No. 395 of 2006 RS, Act No. 257 of 2020 RS and Act No. 613 of 2024 RS and §1-8 as amended by Act No. 569 of 1989 RS, Act No. 13 of 1998 1st ES Act No. 395 of 2006 RS and Act No. 613 of 2024 RS)

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Makes technical changes.