
DIGEST

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HB 237 Engrossed

2024 Regular Session

Newell

Abstract: Relative to the Faubourg Marigny Security and Improvement District in Orleans Parish, changes the district's boundaries and board membership, and provides for its powers and duties, including the imposition of a parcel fee.

Present law creates the Faubourg Marigny Security and Improvement District in Orleans Parish as a political subdivision of the state to aid in crime prevention by providing security to the district's residents and to promote quality of life initiatives to district residents. Provides for district boundaries.

Proposed law retains present law.

Present law provides that the district is governed by a seven-member board of commissioners, composed as follows:

- (1) Three members appointed by the board of directors of the Faubourg Marigny Improvement Assoc.
- (2) One member appointed by the member(s) of the La. House of Representatives who represent the district.
- (3) One member appointed by the member(s) of the La. Senate who represent the district.
- (4) One member appointed by the member(s) of the New Orleans city council who represent the district.
- (5) One member appointed by the mayor of the city of New Orleans.

Proposed law removes present law and provides that the affairs of the district shall be managed by the board of directors of the Faubourg Marigny Improvement Assoc.

Present law provides for the district's powers and duties, including the authority to perform or have performed any other function or activity necessary for achieving the district's purpose.

Proposed law removes present law and instead authorizes the district to enter into any cooperative endeavor between or among the district and the state, any of its local governmental subdivisions, political corporations, or public benefit corporations, the U.S. or its agencies, or any public or private

association, corporation, or individual.

Present law authorizes the governing authority of the city of New Orleans, subject to voter approval, to impose and collect a parcel fee within the district which amount shall be as requested by duly adopted board resolution. Provides that the fee shall be a flat fee not to exceed \$200 per parcel per year on unimproved parcels and improved residential parcels with fewer than three family units, \$300 per parcel per year on improved parcels with three or more family units, and \$500 per parcel per year on improved parcels zoned for commercial use. Requires that the fee be imposed on each parcel located within the district, except that no fee shall be imposed on properties that qualify for special ad valorem tax assessment pursuant to present constitution (Art. VII, Sec. 21).

Proposed law removes present law and instead authorizes the governing authority of the city of New Orleans, subject to voter approval, to impose and collect a parcel fee within the district for the initial calendar year as follows:

- (1) For each unimproved residential parcel, a flat fee not to exceed \$250 per year.
- (2) For each improved residential parcel with a single dwelling unit, a flat fee not to exceed \$250 per year.
- (3) For each improved residential parcel with two dwelling units, a flat fee not to exceed \$300 per year.
- (4) For each improved residential parcel with three to four dwelling units, a flat fee not to exceed \$500 per year.
- (5) For each improved residential parcel with five to nine dwelling units, a flat fee not to exceed \$750 per year.
- (6) For each improved residential parcel with ten or more dwelling units, a flat fee not to exceed \$1250 per year.
- (7) For each unimproved parcel zoned for commercial use, a flat fee not to exceed \$500 per year.
- (8) For each improved parcel zoned for commercial use, a flat fee not to exceed \$750 per year.
- (9) For each improved parcel, residential or commercial, used for the purposes of rooming and boarding house, bed and breakfast, hostel, hotel/motel, etc (transient housing), a flat fee not to exceed \$1800 per year.
- (10) For improved residential parcels that qualify for a special ad valorem tax assessment pursuant to present constitution (Art. VII, Sec. 21), except parcels used for transient housing, the fee shall be imposed at 50% of the respective fee amount.

Proposed law requires that the fee amounts be increased by \$25 per year, without election.

Proposed law provides that any improved parcel consisting of commercial and residential uses is considered commercial if it is comprised of fewer than five residential units and residential if it is comprised of five or more residential units.

Present law provides that the fee shall expire on Dec. 31, 2018, but authorizes renewal of the fee. Provides that the term of the renewal shall be as provided in the proposition authorizing such renewal, not to exceed four years.

Proposed law removes present law and provides that the fee expires at the end of the term provided for in the proposition authorizing the fee, not to exceed eight years, but authorizes renewal of the fee. Provides that the term of the renewal shall be as provided in the proposition authorizing such renewal, not to exceed eight years.

Present law provides that it is the purpose and intent of present law that the additional law enforcement personnel and their services provided for through the fees authorized by present law shall be supplemental to and not in lieu of personnel and services provided in the district by the New Orleans Police Dept.

Proposed law removes present law and provides that it is the purpose and intent of proposed law that any additional security patrols, public or private, or any other security or other services or betterments provided by the district through the fees authorized by proposed law shall be supplemental to and not in lieu of personnel and services to be provided in the district by the state or the city of New Orleans or their departments or agencies or by other political subdivisions.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 33:9091.23(B), (D), (E)(4), (F)(1), (2)(b) and (c), and (3), and (I)(1))