2017 Regular Session

HOUSE BILL NO. 450

BY REPRESENTATIVE ABRAMSON

DISTRICTS/CRIME PREVENT: Provides relative to the Upper Audubon Security District
in Orleans Parish

1   AN ACT

2   To amend and reenact R.S. 33:9091.12(D)(1)(a) and (F)(2) and (4), relative to the Upper

3   Audubon Security District in Orleans Parish; to provide relative to the governing

4   board of the district; to provide relative to the parcel fee levied within the district; to

5   provide relative to the amount, expiration, and renewal of such fee; and to provide

6   for related matters.

7   Notice of intention to introduce this Act has been published

8   as provided by Article III, Section 13 of the Constitution of

9   Louisiana.

10   Be it enacted by the Legislature of Louisiana:

11   Section 1. R.S. 33:9091.12(D)(1)(a) and (F)(2) and (4) are hereby amended and

12   reenacted to read as follows:

13   §9091.12. Upper Audubon Security District

14   *   *   *

15   D. Governance. (1) The district shall be managed by a board of

16   commissioners, referred to in this Section as the "board". The board shall be

17   composed as follows:

18   (a) The president of the Upper Audubon Association or his designee.

19   *   *   *

1   F. Parcel fee.

2   *   *   *

3   (2) The amount of the fee shall be as requested by duly adopted resolution

4   of the board. The fee shall be a flat fee per parcel of land not to exceed ~~five~~ seven

5   hundred dollars per year for each parcel.

6   *   *   *

7   (4)(a) A fee shall be imposed only after the question of its imposition has

8   been approved by a majority of registered voters of the district voting on the

9   proposition at an election held for that purpose in accordance with the Louisiana

10   Election Code at the same time as a regularly scheduled ~~primary or general~~ election

11   in the city of New Orleans. The amount of the fee may be changed by duly adopted

12   resolution of the board, not to exceed the maximum amount authorized by this

13   Subsection and approved by the voters. No other election shall be required except

14   as provided by this Paragraph.

15   (b) The fee shall expire at the time provided in the proposition authorizing

16   the fee, ~~not to exceed six years from its initial imposition,~~ but the fee may be

17   renewed as provided in Subparagraph(a) of this Paragraph. Any election to authorize

18   the renewal of the fee shall be held ~~only~~ at the same time as ~~the mayoral primary~~ a

19   regularly scheduled election ~~for~~ in the city of New Orleans. If renewed, the term of

20   the imposition of the fee shall be provided in the proposition authorizing such

21   renewal~~, not to exceed eight years~~.

22   *   *   *

23   Section 2. This Act shall become effective upon signature by the governor or, if not

24   signed by the governor, upon expiration of the time for bills to become law without signature

25   by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

26   vetoed by the governor and subsequently approved by the legislature, this Act shall become

27   effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, 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)]

HB 450 Engrossed   2017 Regular Session   Abramson

Abstract: Relative to the Upper Audubon Security District. Provides relative to the membership of the district's governing board and the parcel fee imposed within the district.

Present law creates the Upper Audubon Security District in Orleans Parish as a political subdivision to aid in crime prevention and reduction by providing for an increase in the presence of law enforcement personnel in the district.

Present law provides that the district shall be managed by a board of commissioners. Requires all members of the board to be residents of the district. Provides that the board shall be composed as follows:

(1)   The president of the Upper Audubon Association.

(2)   Three members appointed by the board of directors of the Upper Audubon Association.

(3)   One member appointed by the member of the city council whose district encompasses the area from a list of nominations submitted by the Upper Audubon Association.

(4)   One member appointed by the state representative whose district encompasses the area from a list of nominations submitted by the Upper Audubon Association.

(5)   One member appointed by the state senator whose district encompasses the area from a list of nominations submitted by the Upper Audubon Association.

Proposed law retains present law but authorizes the president of the Upper Audubon Association to designate someone to serve for him.

Present law authorizes the governing authority of the city of New Orleans to impose a parcel fee on behalf of the district, subject to voter approval. Provides that the fee is a flat fee per parcel of land not to exceed $500 per year for each parcel. Proposed law increases the maximum rate of the parcel fee to $700 per year.

Proposed law provides that the governing board of the district may change the amount of the fee by duly adopted resolution of the board, not to exceed the maximum amount authorized by proposed law and approved by the voters.

Present law provides that the fee shall expire at the time provided in the proposition authorizing the fee, not to exceed six years from its initial imposition. Proposed law removes the six-year limit on the duration of the fee.

Present law authorizes renewal of the fee, subject to voter approval, and requires the election for renewal of the fee to be held only at the same time as the mayoral primary election for the city of New Orleans.

Proposed law retains present law but authorizes holding the election for renewal at any regularly scheduled election in New Orleans.

Present law provides that if renewed, the term of the imposition of the fee shall be as provided in the proposition authorizing the renewal, not to exceed eight years. Proposed law removes the eight-year limit on the duration of the renewal.

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

(Amends R.S. 33:9091.12(D)(1)(a) and (F)(2) and (4))

CODING: Words in struck through type are deletions from existing law; words underscored are additions.