
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 438 Reengrossed

2017 Regular Session

Zeringue

Abstract: Authorizes multi-jurisdictional spending across multiple levee districts.

Present law provides that members of the board of commissioners of the Southeast Louisiana Flood Protection Authority-West Bank must hold a baccalaureate degree from an institution of higher learning and ten years of professional experience in that discipline.

Proposed law removes the requirement that members of the board of commissioners hold a baccalaureate degree.

Present law provides that flood protection authority board meetings must be convened on a rotating basis.

Proposed law modifies present law by specifying that flood protection authority board meetings may be convened on a rotating basis.

Present law provides that no taxes or other revenue of any levee district may be used for the liabilities of another levee district or authority.

Proposed law modifies present law by allowing taxes or other revenue of a levee district to be used for the liabilities of other levee districts or authorities when used for the payment of the joint costs of management, planning, design, construction, operation and maintenance, repair, replacement, and rehabilitation of the Hurricane and Storm Damage Risk Reduction System on a proportional basis determined by the value of the property in each levee district.

Present law provides that no taxes or other revenue, including the proceeds of all taxes on property in Jefferson, Orleans, and St. Bernard parishes of any levee district may be expended for any other purpose than that of the authority or levee district where the tax was levied or collected.

Proposed law modifies present law by allowing taxes or other revenue, including the proceeds of all taxes on property in Jefferson, Orleans, and St. Bernard parishes of a levee district to be expended for purposes other than that of the authority or levee district where the tax was collected, including payment of costs of drainage projects not included in the Hurricane and Storm Damage Risk Reduction System, when used for the payment of the joint costs of management, planning, design, construction, operation and maintenance, repair, replacement, and rehabilitation of the Hurricane and Storm Damage Risk Reduction System on a proportional basis determined by the value of the property in each levee district.

Present law provides that the proceeds of taxes must be deposited into separate accounts in the name of the levee district or flood protection authority. Present law further provides that there cannot be any commingling of funds.

Proposed law provides that the cost of any drainage project not included in the Hurricane and Storm Damage Risk Reduction System must be borne by the levee district where that project is physically located.

Proposed law allows the Southeast Louisiana Flood Protection Authority-East and Southeast Louisiana Flood Protection Authority-West Bank to each establish their own separate accounts for the joint costs of management, planning, design, construction, operation and maintenance, repair, replacement, and rehabilitation of the Hurricane and Storm Damage Risk Reduction System on a proportional basis determined by the value of the property in each levee district.

(Amends R.S. 38:330.1(C)(1)(b)(ii) and (F)(1), 330.3(A)(1)(c) and (B), and 330.8(B)(1))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Make technical changes.
2. Remove requirement that members of the board of commissioners of the Southeast Louisiana Flood Protection Authority-West Bank hold a baccalaureate degree from an institution of higher learning.
3. Add that the Southeast Louisiana Flood Protection Authority-East and West-Bank may use taxes levied in one levee district for the liabilities of other levee districts within the authority or for liabilities of the authority on a proportional basis determined by the value of the property in each levee district.
4. Add that the Southeast Louisiana Flood Protection Authority-East and West-Bank is allowed to expend taxes or other revenue of a levee district for purposes other than that of the authority or levee district where the tax was collected, including payment of costs of drainage projects not included in the Hurricane and Storm Damage Risk Reduction System, on a proportional basis determined by the value of the property in each levee district.
5. Add that the levee district where a project is physically located will bear the cost of any drainage project not included in the Hurricane and Storm Damage Risk Reduction System.
6. Add that the Southeast Louisiana Flood Protection Authority-East and Southeast Louisiana Flood Protection Authority-West Bank may each establish their own separate accounts on a proportional basis determined by the value of the property in each levee

district.