

2018 Regular Session

HOUSE BILL NO. 837

BY REPRESENTATIVE MARCELLE

DISTRICTS/CRIME PREVENT: Provides relative to powers of crime prevention districts

1 AN ACT

2 To amend and reenact R.S. 33:9099.1 and to enact R.S. 33:9099.4, relative to crime
3 prevention districts; to provide relative to the powers and duties of such districts
4 including the authority to impose a parcel fee; to provide relative to the liability of
5 board members; to provide relative to the budgets of such districts; to provide
6 relative to the authority of the governing authority and the tax collector of the parish
7 in which the district is located; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 33:9099.1 is hereby amended and reenacted and R.S. 33:9099.4 is
10 hereby enacted to read as follows:

11 §9099.1. Renewal of parcel fee

12 A. Notwithstanding any other provision of law, an election to renew a parcel
13 fee imposed within any crime prevention and security district or improvement
14 district, created pursuant to Chapter 29 of Title 33 of the Louisiana Revised Statutes
15 of 1950, may be held at an election held for that purpose in accordance with the
16 Louisiana Election Code.

17 B. Notwithstanding any other provision of law, any crime prevention district
18 imposing a parcel fee may spend proceeds of the parcel fee for the following
19 purposes if such use of the proceeds is approved by a majority of the voters of the
20 district who vote on a proposition that authorizes such use:

and to provide for the overall betterment of the district if the voters of the district authorize such use.

Proposed law provides that the district shall indemnify its officers and board members and that, as permitted by present law, a board member is not individually liable for any act or omission arising out of performance of his duties.

Proposed law provides that no board member or officer of a crime prevention district shall be liable to the district or to any individual who resides, owns property, visits, or otherwise conducts business in the district for monetary damages for breach of his duties as a board member or officer unless the board member performs an act or omission not in good faith or which involves intentional misconduct or a knowing violation of law or any transaction from which he derives an improper personal benefit.

Proposed law authorizes a crime prevention district to purchase or lease items and supplies and to exercise the following powers and duties:

- (1) To procure and maintain liability insurance against liability of a board member in his service or actions as a board member.
- (2) To solicit, accept, and expend additional voluntary contributions and grants.

Proposed law provides that if the parish in which the district is located has imposed a parcel fee to fund the district, the parish may delegate the authority to impose the fee to the district. Further provides that if the parish does so, the district's budget shall not be subject to approval of the parish governing authority and the sheriff or other tax collector shall remit amounts collected directly to the district.

(Amends R.S. 33:9099.1; Adds R.S. 33:9099.4)