

2022 Regular Session

HOUSE BILL NO. 713

BY REPRESENTATIVE ZERINGUE

UTILITIES: Authorizes political subdivisions to create stormwater utility systems

1 AN ACT

2 To enact R.S. 33:4161.1, relative to stormwater utility systems; to authorize political
3 subdivisions to create stormwater utility systems and adopt utility fees relative to
4 stormwater management systems; to provide relative to definitions; and to provide
5 for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 33:4161.1 is hereby enacted to read as follows:

8 §4161.1. Stormwater utility systems; political subdivisions

9 For the purpose of managing stormwater flooding, including abatement of
10 litter and other flood-causing sediments, a political subdivision may create one or
11 more stormwater utility systems and adopt stormwater utility fees sufficient to plan,
12 construct, acquire, extend, improve, operate, and maintain stormwater management
13 systems, either within or without its boundaries. Any stormwater utility system
14 created pursuant to this Section shall be a revenue-producing public utility pursuant
15 to R.S. 33:4161 and shall have all the rights, powers, and privileges granted to such
16 utilities by this Part and any other applicable provisions of law.

17 Section 2. This Act shall become effective upon signature by the governor or, if not
18 signed by the governor, upon expiration of the time for bills to become law without signature
19 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

- 1 vetoed by the governor and subsequently approved by the legislature, this Act shall become
2 effective on the day following such approval.
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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 713 Original

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Zeringue

Abstract: Provides relative to stormwater utility systems.

Present law defines a "revenue-producing public entity" as a revenue-producing business or organization that regularly supplies the public with a commodity or service or any project or undertaking owned and operated by a political subdivision authorized by present constitution or by present law to issue bonds, from the conduct and operation of which revenue can be derived.

Proposed law authorizes any political subdivision to create one or more stormwater utility systems and adopt stormwater utility fees sufficient to plan, construct, acquire, extend, improve, operate, and maintain stormwater management systems, either within or without its boundaries. Further provides that any such system created pursuant to proposed law is a revenue-producing public utility pursuant to present law and shall have all the rights, powers, and privileges granted to such utilities by present law.

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

(Adds R.S. 33:4161.1)