

SENATE BILL NO. 79

BY SENATOR BASS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

AN ACT

To amend and reenact R.S. 33:130.12 and R.S. 51:1202, relative to industrial areas; to provide for the inclusion of a data center as an industrial purpose; to provide for certain cooperative endeavor agreements for services and facilities; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:130.12 is hereby amended and reenacted to read as follows:

§130.12. Territory included within industrial area

Subject to the limitation contained in R.S. 33:130.11, an industrial area may include any compact body of land which is used exclusively for industrial purposes or which is primarily suited for industrial development. **For the purposes of this Subpart, "industrial purposes" shall include the construction and operation of data centers and commercial operations directly related thereto.**

Section 2. R.S. 51:1202 is hereby amended and reenacted to read as follows:

§1202. Facilities to be furnished and maintained by industries located in industrial area

A. Those industries located within the boundaries of any industrial area established pursuant to Subpart B-1 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950 shall furnish and maintain individually or as a group the following services usually provided by parish or local governments: the construction and cleaning of streets, street lighting, sewers and sewerage works,

1 water service, fire protection, and garbage and refuse collection and disposal. Any
2 industrial area which furnishes and maintains all of the above enumerated services
3 shall not be subject to annexation or incorporation. Any industrial area heretofore
4 designated which complies with the provisions hereof shall be considered validly
5 designated hereunder and any agreement or resolution with respect thereto shall be
6 considered to include all services herein enumerated though not specifically included
7 therein. ~~Agreements between the industries located within the boundaries of an~~
8 ~~industrial area and the governing authority of the parish and/or any municipality or~~
9 ~~municipalities situated therein may be made for mutual fire protection in grave~~
10 ~~emergencies~~ **Industries located within the boundaries of an industrial area may**
11 **enter into one or more cooperative endeavor agreements with the parish or**
12 **municipality in which the industrial area is situated, any other political**
13 **subdivision of the state that is not a parish or municipality, a political**
14 **corporation of the state, or any private entity to provide one or more of the**
15 **services or facilities required in this Section. However, in the event an industrial**
16 **area is not situated within a municipality, or the municipality in which the**
17 **industrial area is situated determines it is not able or willing to enter into a**
18 **cooperative endeavor agreement to provide the requested services or facilities,**
19 **the industries within the industrial area may enter into one or more cooperative**
20 **endeavor agreements with another municipality for the services or facilities.**

21 B. **Any cooperative endeavor agreement entered into for the purpose of**
22 **providing any of the services or facilities required in this Section shall include**
23 **a provision ensuring that the obligations required under the agreement shall not**
24 **impair the prior existing obligations of the parish, municipality, or political**
25 **subdivision to provide the contracted services or facilities to its existing**
26 **residents.**

27 C. All industrial areas established pursuant to Subpart B-1 of Part IV of
28 Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950 shall include
29 provision for access by public road to any and all entrances to the premises of each
30 and every plant in such area which entrances are provided for use by employees of

1 such company, or for use by employees of independent contractors working on such
2 premises, or for delivery of materials or supplies, other than by rail or water
3 transportation, to such premises.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____