

Regular Session, 2013

SENATE BILL NO. 237

BY SENATOR PETERSON

SPECIAL DISTRICTS. Provides for legislation relative to the BioDistrict New Orleans' board general powers. (8/1/13)

1 AN ACT

2 To amend and reenact R.S. 33:9039.68(B), relative to the general powers of the BioDistrict

3 New Orleans board; to provide a method by which the board may reduce or exclude

4 lands from its original district; to require legislative approval of any territorial

5 changes to the BioDistrict boundaries; to authorize the creation of economic

6 development projects within the original boundaries of the downtown development

7 district and the BioDistrict New Orleans; and to provide for related matters.

8 Notice of intention to introduce this Act has been published.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 33:9039.68(B) is hereby amended and reenacted to read as follows:

11 §9039.68. General powers

12 \* \* \*

13 B.(1) At least ten days after publication of a notice in the official journal of

14 the district, a public hearing shall be conducted, and the board may then designate

15 one or more areas within or without the boundaries of the district as they may exist

16 from time to time as a separate subdistrict, or as an enlargement **or reduction** of the

17 original district, provided that subdistricts created by the board outside the then

1 current boundaries of the district need not be contiguous to the district. Any territory  
 2 outside the original boundaries of the district which is sought to be included or  
 3 excluded in the district, or designated as a separate subdistrict, may only be so  
 4 included, excluded, or designated subject to the approval of the governing board of  
 5 ~~the parish or municipality having jurisdiction over such territory~~ Legislature of  
 6 Louisiana. Each subdistrict shall constitute a separate political subdivision of the  
 7 state, governed by the district board with the same powers of the district. Each  
 8 designated subdistrict area shall be representative of its geographic location and  
 9 designated as "BioDistrict Economic Development Subdistrict for  
 10 \_\_\_\_\_".

11 (2)(a) In addition to any other provision of this Chapter, the owner or owners  
 12 of land whether or not contiguous to the district may file with the board a petition  
 13 requesting that ~~there~~ their property be included as an enlargement of the original  
 14 district, excluded from the original district, or designated as a separate subdistrict,  
 15 ~~the~~ The land to be included or excluded in the district may be described in the  
 16 petition by metes and bounds or by lot and block number if there is a recorded plat  
 17 of the area, ~~to be included in the district~~. The board shall hear and consider the  
 18 petition and may add or reduce the land described to the original district or  
 19 designated as a subdistrict in the petition if it is feasible, practicable, and to the  
 20 advantage of the district. Upon receipt of such petition and at least ten days after  
 21 publication of a notice in the official journal of the district, a public hearing shall be  
 22 conducted, and the board shall consider the petition and may then enlarge or reduce  
 23 the boundaries of the district or designate one or more areas within or without the  
 24 boundaries of the district as they may exist from time to time as a subdistrict if it is  
 25 practicable, feasible, and to the benefit of the district ~~to do so~~: development of the  
 26 bioscience healthcare industries.

27 (b) Subdistricts created outside the then current boundaries of the district  
 28 also need not be contiguous to the district. Any territory outside the district which  
 29 is sought to be included or excluded in the district or designated as a subdistrict,

1           may only be so ~~included~~ subject to the approval of the ~~governing board of the parish~~  
 2           ~~or municipality having jurisdiction over such territory~~ **Legislature of Louisiana.**

3           Each subdistrict shall constitute a separate political subdivision of the state, governed  
 4           by the district board with the same powers of the district. Each designated subdistrict  
 5           area shall be representative of its geographic location and designated as " BioDistrict  
 6           Economic Development Subdistrict for \_\_\_\_\_".

7                       (3) ~~The~~ **No** territorial jurisdiction or boundaries of the district shall ~~not~~ be  
 8           expanded, **reduced**, or extended and no subdistrict shall be created to include any  
 9           area which is not entirely contained within the New Orleans Metropolitan Statistical  
 10          Area **without the approval of the Legislature of Louisiana.**

11          Section 2. Notwithstanding any provisions of this Act to the contrary, the Downtown  
 12          Development District of the City of New Orleans may exercise all of their authority within  
 13          their boundaries regardless of any overlapping jurisdiction and may further undertake  
 14          economic development projects within the original boundaries of the downtown  
 15          development district and the BioDistrict New Orleans.

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The original instrument and the following digest, which constitutes no part  
 of the legislative instrument, were prepared by Ann S. Brown.

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#### DIGEST

Peterson (SB 237)

Present law authorizes the board of the BioDistrict in New Orleans to include or designate  
 as a separate subdistrict certain properties of the district.

Proposed law requires legislative approval of any territorial changes outside the district's  
 original boundaries.

Proposed law authorizes the creation of economic development projects within the original  
 boundaries of the downtown development district and the BioDistrict in the city of New  
 Orleans.

Effective August 1, 2013.

(Amends R.S. 33:9039.68(B))

#### Summary of Amendments Adopted by Senate

##### Senate Floor Amendments to engrossed bill

1. Requires legislative approval of any territorial changes outside the district's  
 original boundaries.

2. Technical changes.