

Regular Session, 2013
HOUSE BILL NO. 500

ACT No. 318

BY REPRESENTATIVE MORENO

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

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AN ACT

To amend and reenact R.S. 18:402(F)(2) and 1300.33(A) and R.S. 33:9100.21(B)(1) and (F)(2)(d), relative to election dates; to provide for the election dates that may be used for elections relative to security or neighborhood improvement districts in certain parishes; to provide for definitions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 18:402(F)(2) and 1300.33(A) are hereby amended and reenacted to read as follows:

§402. Dates of primary and general elections

* * *

F. Bond, tax, or other elections. Every bond, tax, or other election at which a proposition or question is to be submitted to the voters shall be held only on one of the following dates:

* * *

(2)(a) The first Tuesday after the first Monday in November or the fifth Saturday after the first Tuesday after the first Monday in November of even-numbered years.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the fifth Saturday after the first Tuesday after the first Monday in November shall not be applicable in a parish containing a municipality with a population of three hundred thousand or more for an election relative to a parcel fee imposed within a security or neighborhood improvement district. For purposes of this Subparagraph, "security or neighborhood improvement district" means a special district one of the primary purposes of which is aiding in crime prevention and adding to the security

1 of district residents by providing for an increased presence of law enforcement
2 personnel in the district or otherwise promoting and encouraging security in the
3 district.

4 * * *

5 §1300.33. Appropriate local governing authority to order election

6 A. If the required number of qualified electors within the subdivision or
7 subdivisions proposing the creation of a district and the levy of a parcel fee sign the
8 petition, the appropriate local governing authority may adopt a resolution ordering
9 an election within such area for the purpose of creating the district and approving the
10 levy of the parcel fee in the manner provided for in Chapter 6-A of this Title; ~~such~~.
11 Such election shall ~~only~~ occur only in a congressional general election or
12 gubernatorial primary election; however, in a parish containing a municipality with
13 a population of three hundred thousand or more, such election shall occur only in a
14 gubernatorial primary election.

15 * * *

16 Section 2. R.S. 33:9100.21(B)(1) and (F)(2)(d) are hereby amended and reenacted
17 to read as follows:

18 §9100.21. Neighborhood crime prevention and security district implementation
19 procedure

20 * * *

21 B. Creation and boundaries. (1) A neighborhood crime prevention and
22 security district shall be created ~~only~~ upon the adoption of a resolution by the
23 appropriate local governing authority authorizing the collection of signatures for a
24 petition seeking an election to approve the district and parcel fee; the signing of such
25 petition by thirty percent of the qualified electors in the proposed district; and
26 approval by a majority of the electors of the proposed district voting on the
27 proposition at an election held for the purpose, all in the manner and according to the
28 procedure provided for in Chapter 6-E of Title 18 of the Louisiana Revised Statutes
29 of 1950, R.S. 18:1300.31 et seq. Such election shall be held at the same time as a
30 congressional general election or a gubernatorial primary election; however, in a

1 parish containing a municipality with a population of three hundred thousand or
2 more, such election shall only be held at the same time as a gubernatorial primary
3 election.

4 * * *

5 F. Parcel fee. The appropriate local governing authority may impose and
6 collect a parcel fee within the district subject to and in accordance with the
7 provisions of this Subsection:

8 * * *

9 (2)

10 * * *

11 (d) The fee shall expire ten years from its initial levy as provided for in the
12 ballot proposition approved by the voters pursuant to Chapter 6-E of Title 18 of the
13 Louisiana Revised Statutes of 1950, R.S. 18:1300.31 et seq., but may be renewed for
14 an additional ten years only after the question of its imposition has been approved
15 by a majority of the registered voters of the district voting on the proposition at an
16 election held for the purpose prior to the expiration of the fee. Such an election shall
17 be held at the same time as a congressional general election or a gubernatorial
18 primary election; however, in a parish containing a municipality with a population
19 of three hundred thousand or more, such election shall be held only at the same time
20 as a gubernatorial primary election. At least thirty days prior to such election, the
21 board of commissioners shall mail notification of the upcoming election as provided
22 for in R.S. 18:1300.33(B). No other election for renewal of the parcel fee shall be
23 required except as provided by this Subparagraph.

24 * * *

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.