

Regular Session, 2014

HOUSE BILL NO. 173

BY REPRESENTATIVE JAMES

DISTRICTS/NEIGHBORHOOD: Provides relative to the Sherwood Forest Crime Prevention and Neighborhood Improvement District

1 AN ACT

2 To amend and reenact R.S. 33:9097.19(F)(introductory paragraph), (2)(a), and (5), relative
3 to East Baton Rouge Parish; to provide relative to the Sherwood Forest Crime
4 Prevention and Neighborhood Improvement District; to provide relative to the parcel
5 fee imposed and collected within the district; to provide relative to the collection fee;
6 and to provide for related matters.

7 Notice of intention to introduce this Act has been published
8 as provided by Article III, Section 13 of the Constitution of
9 Louisiana.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 33:9097.19(F)(introductory paragraph), (2)(a), and (5) are hereby
12 amended and reenacted to read as follows:

13 §9097.19. Sherwood Forest Crime Prevention and Neighborhood Improvement
14 District

15 * * *

16 F. Parcel fee. The ~~governing authority of the city of Baton Rouge, parish of~~
17 ~~East Baton Rouge~~ district is hereby authorized to impose and collect a parcel fee
18 within the district subject to and in accordance with the provisions of this Subsection.

19 * * *

1 (2)(a) The initial amount of the fee shall be as ~~requested by~~ provided in a
2 duly adopted resolution of the governing authority of the district. The initial fee
3 shall not exceed seventy-five dollars per parcel per year.

* * *

5 (5) The fee shall be collected at the same time and in the same manner as ad
6 valorem taxes are collected by the sheriff, as ex officio tax collector, of the parish of
7 East Baton Rouge. The sheriff shall collect and remit to the district all amounts
8 collected. ~~not more than sixty days after collection; however, the~~ The district may
9 enter into an agreement with the sheriff to authorize the sheriff to retain a collection
10 fee not to exceed one percent of the amount collected.

* * *

12 Section 2. This Act shall become effective upon signature by the governor or, if not
13 signed by the governor, upon expiration of the time for bills to become law without signature
14 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
15 vetoed by the governor and subsequently approved by the legislature, this Act shall become
16 effective on the day following such approval.

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)]

James

HB No. 173

Abstract: Provides relative to the imposition and collection of a parcel fee within the Sherwood Forest Crime Prevention District in East Baton Rouge Parish.

Present law creates the Sherwood Forest Crime Prevention and Neighborhood Improvement District in East Baton Rouge Parish as a political subdivision of the state in order to aid in crime prevention and to add to the security of district residents by providing for an increase in the presence of law enforcement personnel in the district. Present law provides for the district's boundaries, governance, and powers and duties. Proposed law retains present law.

Present law authorizes the governing authority of the city Baton Rouge, parish of East Baton Rouge, subject to voter approval, to impose and collect a parcel fee within the district. Provides that the initial amount of the fee shall be as requested by duly adopted resolution of the governing authority of the district not to exceed \$75 per parcel per year. Requires that the fee be imposed on each improved and unimproved parcel located within the district. Authorizes the board, not less than five years from the initial imposition of the fee, to increase the fee one time without election, not to exceed \$200.

Proposed law authorizes the district rather than the governing authority of the city of Baton Rouge, parish of East Baton Rouge, to impose and collect a parcel fee. Proposed law otherwise retains present law.

Present law provides that the fee shall be collected in the same manner and at the same time as ad valorem taxes and that any unpaid fee shall be added to the city tax rolls and enforced with the same authority and subject to the same penalties and procedures as unpaid ad valorem taxes. Proposed law retains present law.

Present law requires the sheriff to remit to the district all amounts collected not more than 60 days after collection. Authorizes the district to enter into an agreement with the sheriff to authorize the sheriff to retain a collection fee.

Proposed law removes the time limit for the sheriff to remit the collected taxes to the district. Limits the amount that the sheriff is authorized to retain for collecting the parcel fee to 1% of the amount collected.

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

(Amends R.S. 33:9097.19(F)(intro. para.), (2)(a), and (5))