

Regular Session, 2014

HOUSE BILL NO. 371

BY REPRESENTATIVES BADON AND WESLEY BISHOP

DISTRICTS/NEIGHBORHOOD: Provides relative to the parcel fee levied within the Kingswood Subdivision Improvement District in Orleans Parish

1 AN ACT

2 To amend and reenact R.S. 33:9079(A) and (E)(1)(d), relative to Orleans Parish; to provide
3 relative to the Kingswood Subdivision Improvement District; to provide relative to
4 the parcel fee levied within the district; to provide relative to the expiration and
5 renewal of the fee; to provide relative to the parcel fee being levied on the effective
6 date of this Act; 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. 33:9079(A) and (E)(1)(d) are hereby amended and reenacted to read
12 as follows:

13 §9079. The Kingswood Subdivision Improvement District; creation, composition,
14 powers; levy of parcel fee

15 A. Creation. The Kingswood Subdivision Improvement District, a special
16 taxing district and political subdivision of the state, ~~hereinafter~~ referred to in this
17 Section as the "district", is hereby created in Orleans Parish.

18 * * *

19 E. Parcel fee. (1) The governing authority of the city of New Orleans may
20 levy and collect a parcel fee upon each parcel of taxable real property within the

1 district in accordance with the provisions of this Subsection. For purposes of this
2 Section, "parcel" means a lot, a subdivided portion of ground, or an individual tract.

3 * * *

4 (d) ~~The fee shall be levied initially for a term not to exceed nine years,~~
5 ~~provided that such term shall expire on December thirty-first of the year of a mayoral~~
6 ~~election. Subsequent to its initial levy, the fee may be renewed as provided in~~
7 ~~Subparagraph (c) of this Paragraph for a term not to exceed eight years. If approved,~~
8 ~~the fee shall expire on December 31, 2022, but the fee may be renewed if approved~~
9 ~~by a majority of the registered voters of the district voting on the proposition at an~~
10 ~~election as provided in Subparagraph (c) of this Paragraph. If the fee is renewed, the~~
11 ~~term of the imposition of the fee shall be as provided in the proposition authorizing~~
12 ~~such renewal, not to exceed eight years. Any election to authorize renewal of the fee~~
13 ~~shall be held at the same time as a regularly scheduled election in the city of New~~
14 ~~Orleans.~~

15 * * *

16 Section 2. The provisions of this Act shall not affect the parcel fee being levied
17 within the Kingswood Subdivision Improvement District on the effective date of this Act.
18 The governing authority of the city of New Orleans shall continue to levy the parcel fee until
19 such time as it expires, as provided in the proposition approved by a majority of the district's
20 registered voters voting on the proposition at an election held on November 17, 2007. The
21 governing authority of the city shall then begin to levy a parcel fee as provided in this Act,
22 if the parcel fee has been approved by a majority of the district's registered voters as
23 provided in this Act.

24 Section 3. This Act shall become effective upon signature by the governor or, if not
25 signed by the governor, upon expiration of the time for bills to become law without signature
26 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
27 vetoed by the governor and subsequently approved by the legislature, this Act shall become
28 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)]

Badon

HB No. 371

Abstract: Relative to the Kingswood Subdivision Improvement District, changes the expiration date of the parcel fee levied within the district and provides for the renewal of the fee.

Present law creates and provides for the Kingswood Subdivision Improvement District in Orleans Parish as a political subdivision of the state for the primary object and purpose of promoting and encouraging the beautification, security, and overall betterment of the Kingswood Subdivision. 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 of New Orleans, subject to voter approval, to levy and collect a parcel fee upon each parcel of taxable real property within the district. Provides that the fee shall not exceed \$240 per parcel per year.

Proposed law retains present law.

Present law provides that the fee shall be levied initially for a term not to exceed nine years and shall expire on Dec. 31 of the year of a mayoral election.

Proposed law instead provides that the fee shall expire on Dec. 31, 2022.

Present law authorizes renewal of the fee for a term not to exceed eight years. Requires that any election to authorize renewal of the fee be held only at the same time as the mayoral primary election.

Proposed law retains present law relative to the term of renewal but instead requires that any election to authorize renewal be held at the same time as a regularly scheduled election in the city of New Orleans.

Proposed law provides that the provisions of proposed law shall not affect the parcel fee being levied within the district on the effective date of proposed law. Requires the governing authority of the city of New Orleans to continue to levy the parcel fee until it expires, as provided in the proposition approved by a majority of the district's registered voters voting on the proposition at an election held on Nov. 17, 2007. Further requires the governing authority of the city to begin to levy a parcel fee as provided in proposed law, if approved by a majority of the district's registered voters as provided in proposed law.

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

(Amends R.S. 33:9079(A) and (E)(1)(d))