



OFFICE OF LEGISLATIVE AUDITOR
Fiscal Note

Fiscal Note On: HB 940 HLS 14RS 1310
Bill Text Version: REENGROSSED
Opp. Chamb. Action: w/ SEN COMM AMD
Proposed Amd.:
Sub. Bill For.:

Date: May 15, 2014 1:41 PM Author: ABRAMSON
Dept./Agy.: City of New Orleans, Certain Parishes
Subject: Violations of Sanitation and Litter Ordinances Analyst: Becky Ewing

ADMINISTRATIVE PROCEDURE RE1 +\$115,000 LF RV See Note Page 1 of 1
Provides relative to nuisance ordinances in the city of New Orleans

Purpose of Bill: This bill authorizes the City of New Orleans to adopt a sanitation and litter ordinance and provides for additional administrative adjudication notice and procedures relative to violations of such ordinance.

This bill provides that a person who has received a sanitation ticket may present evidence or testimony to a hearing officer at a scheduled hearing. Failure to appear for the hearing or to present sufficient evidence prior to the hearing is considered an admission of liability for the charged violation. If the hearing officer determines the person is liable for the violation, the person must pay the assessed fines, penalties, costs, and fees in the same manner as property taxes.

This bill also provides for additional administrative adjudication procedures relative to ordinance violations in parishes with a population between 35,500 and 36,000 persons.

Table with 7 columns: EXPENDITURES, 2014-15, 2015-16, 2016-17, 2017-18, 2018-19, 5 -YEAR TOTAL. Rows include State Gen. Fd., Agy. Self-Gen., Ded./Other, Federal Funds, Local Funds, and Annual Total.

Table with 7 columns: REVENUES, 2014-15, 2015-16, 2016-17, 2017-18, 2018-19, 5 -YEAR TOTAL. Rows include State Gen. Fd., Agy. Self-Gen., Ded./Other, Federal Funds, Local Funds, and Annual Total.

EXPENDITURE EXPLANATION

This bill may increase local fund expenditures for the City of New Orleans by \$39,000 annually starting in fiscal year 2014-15.

According to an official with the City of New Orleans, this bill may increase expenditures of the City by \$39,000 annually starting in fiscal year 2014-15, assuming the City establishes the ordinance and begins to enforce it in July 2014.

The provisions of the bill relating to parishes with a population between 35,500 and 36,000 do not have a direct material effect on governmental expenditures. These provisions only apply to Beauregard Parish and St. Bernard Parish, according to the 2010 Census data, and essentially clarify the applicability of existing law in those parishes relative to administrative adjudication procedures for ordinance violations.

REVENUE EXPLANATION

This bill may increase local fund revenues for the City of New Orleans by \$115,000 annually starting in fiscal year 2014-15.

According to an official with the City of New Orleans, this bill may increase revenues of the City by \$115,000 annually starting in fiscal year 2014-15, assuming the City establishes the ordinance and begins to enforce it in July 2014.

The provisions of the bill relating to parishes with a population between 35,500 and 36,000 do not have a direct material effect on governmental revenues. These provisions only apply to Beauregard Parish and St. Bernard Parish, according to the 2010 Census data, and essentially clarify the applicability of existing law in those parishes relative to administrative adjudication procedures for ordinance violations.

- Senate Dual Referral Rules House
13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}
13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}
6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
6.8(F)(2) >= \$500,000 State Rev. Reduc. {H & S}
6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Joy Irwin
Director of Advisory Services