

HOUSE SUMMARY OF SENATE AMENDMENTS

House Bill No. 577 by Representative Brown

DISTRICTS/WATERWORKS: Authorizes Waterworks District No. 3 of Rapides Parish to acquire a privately owned water system located in Grant Parish

Synopsis of Senate Amendments

1. Removes provision that prohibits the district from supplying water services to the residents of Grant Parish from the acquired water system or expanding the acquired district until the governing authority of Grant Parish adopts a resolution authorizing the district to supply such services.
2. Adds provision that prohibits the district from acquiring any water system pursuant to proposed law until the governing authorities of the district and Grant Parish enter into an inter-governmental agreement that provides for the operation and maintenance of the system and requires the district to provide water services to the residents of Grant Parish.
3. Relative to the district's authority to continue to supply water services pursuant to any existing agreement between the district and the parishes of Grant and Rapides, changes the reference to the existing agreements from franchise to inter-governmental.

Digest of Bill as Finally Passed by Senate

Present law authorizes parishes to create waterworks districts to oversee the installation, operation, and maintenance of waterworks systems. Provides that each waterworks district is governed by a board of five commissioners, with certain exceptions.

Proposed law retains present law.

Present law provides for the powers and duties of the waterworks districts, including the authority to expropriate property for any purpose that it may find necessary in the operation of its waterworks system, and the authority to acquire by donation or purchase any existing waterworks system in the district. Authorizes the districts to acquire all machinery necessary for the purpose of affecting the object for which it is formed. Authorizes the districts to cooperate with other districts within their respective parishes and with private individuals, associations, corporations, or municipalities.

Proposed law retains present law.

Present law relative to waterworks districts that own property in an adjoining parish, authorizes the districts to expropriate property within their respective districts and to acquire by donation, purchase, exchange, lease, or otherwise, any property or facilities located at any location which affects the object for which the district was formed. Provides that the provisions of present law shall not be construed so as to restrict a waterworks district in one parish from supplying water services to other waterworks districts or fire districts in an adjoining parish, when permission has been granted by the governing authority of the adjoining parish pursuant to a resolution or franchise agreement. Provides exceptions.

Proposed law retains present law and additionally authorizes the Waterworks District No. 3 of Rapides Parish to acquire, by donation, one privately owned water system located in the Grant Parish for the purpose of supplying water services to the residents of the parishes of Grant and Rapides. Authorizes the district to acquire all property or facilities owned by the

system and to acquire all machinery deemed necessary by the district to maintain and operate the system. Provides that all properties and facilities acquired are considered publicly owned by the district.

Proposed law prohibits the district from acquiring any water system pursuant to proposed law until the governing authorities of the district and Grant Parish enter into an inter-governmental agreement that provides for the operation and maintenance of the system, including any expansion of the system's water lines, and requires the district to provide water services to the residents of Grant Parish.

Proposed law provides that proposed law shall not be construed as to void the provisions of any inter-governmental agreement between the parishes of Grant and Rapides in effect prior to proposed law and authorizes the district to continue to supply water services to the residents of both parishes pursuant to any inter-governmental agreement between the district and the parishes of Grant and Rapides in effect prior to proposed law.

(Adds R.S. 33:3815.5)