

Relative to revision of local government laws pursuant to HCR No. 218 of 2009 R.S. (which requested the La. State Law Institute (LSLI) to study and propose a revised codification of Title 33 of the La. Revised Statutes of 1950), provides for revision and repeal of certain obsolete, superseded, and inaccurate provisions, authorizes the LSLI to redesignate certain laws, and removes obsolete references to provisions of the 1921 Constitution of La. as follows:

Existing law (R.S. 33:130.31) authorizes parishes to create industrial districts by adoption of an appropriate resolution, pursuant to Art. XIV, §14, Subsection (b-2) of the 1921 constitution. New law replaces 1921 constitution reference (the referenced provision no longer exists) with reference to authority in existing law (R.S. 39:551.2). Also provides for creation of such districts by ordinance if required by home rule charter.

Existing law (R.S. 33:1333) authorizes a parish, municipality, or consolidated garbage district created pursuant to Art. XIV, §14(K-1-b) of the 1921 Constitution of La. or a political subdivision of the state to make agreements in the area of solid waste disposal. Also cites Art. X, §10 of the 1921 constitution in reference to tax authority to finance such projects. New law replaces 1921 constitution references (the referenced provisions no longer exist) with references to authority in existing law and existing constitution. Uses the term "political subdivision" instead of listing the various named entities in existing law all of which are political subdivisions.

Existing law (R.S. 33:3821) provides that waterworks districts are subdivisions of the state and authorizes them to issue bonds and levy taxes. Existing law (R.S. 33:4051) provides for consolidated sewerage districts. Relative to authority of such districts, cites Art. XIV, §14 of the 1921 Constitution of La. New law replaces 1921 constitution references (the provisions no longer exist) with authority in existing law.

Existing law (R.S. 33:4161) defines "revenue-producing public utility" as a revenue-producing business or organization that supplies the public with a commodity or service or a project or undertaking owned and operated by a municipal corporation or parish or other political subdivision or taxing district authorized by Art. XIV, §14 of the 1921 constitution to issue bonds. Existing law (R.S. 33:4162) provides for a municipal corporation or parish or other political subdivision or taxing district authorized by Art. XIV, §14 of the 1921 constitution to issue bonds to construct, acquire, extend, or improve and operate and maintain a revenue-producing public utility. New law replaces 1921 constitution references (the provisions no longer exist) with references to authority in existing law and existing constitution. Uses the term "political subdivision" instead of listing the various named entities in existing law all of which are political subdivisions.

Existing law (R.S. 33:4306) provides that a gas utility district created under existing law is a subdivision of the state within the meaning of Art. XIV, §14 of the 1921 constitution and general laws authorizing the issuance of bonds. New law deletes the 1921 constitution reference (the referenced section no longer exists) and retains the reference to the general laws authorizing bond issuance. Changes "subdivision of the state" to "political subdivision".

New law repeals prior law (R.S. 33:3744) that authorized municipalities to compel males to perform street duty or to pay a street tax in lieu thereof.

New law repeals prior law (R.S. 33:3745) that authorized municipalities to designate sweeping and sprinkling districts, upon petition of the majority of the residents of a street and to provide for the financing of the sprinkling and sweeping services.

New law authorizes the LSLI to redesignate certain provisions of existing law (R.S. 33:1947, 1981, 2001-2010, 2201, and 2218.1-2218.10) from Title 33 (Municipalities and Parishes) to Title 40 (Public Health and Safety). Also authorizes the LSLI to designate new chapters, parts, and subparts of Title 40 for the redesignated statutes. The statutes to be redesignated include provisions for: the Law Enforcement Officers and Firemen's Survivor Benefit Review Board and payment of claims by the board; financial security for firemen's surviving spouses and children; extra compensation for firemen, eligibility therefor, and for the Fireman's Supplemental Pay Board; financial security for law enforcement officers' surviving

spouses and children; and extra compensation for law enforcement officers, including various specified such officers, and the board of review.

Existing law (R.S. 33:1391) provides for the Lafayette Parish and the city of Lafayette charter commission and the plan for unified government. Existing law (R.S. 33:1392) provides for the Terrebonne Parish charter commission and the plan of government. New law directs the LSLI to redesignate existing law by removing the provisions from Title 33 and placing them in the Table of Local and Special Acts. There is no change in the law.

New law authorizes the LSLI to make necessary technical changes in citations as necessary to reflect redesignations. Provides that a redesignation shall not affect the validity of the statute, that references to a statute as redesignated shall be valid, and that redesignation of a statute shall not invalidate a reference to the former citation of the redesignated statute.

Effective Aug. 1, 2014.

(Amends R.S. 33:130.31, 1333, 3821, 4051, 4161, 4162, and 4306; Repeals R.S. 33:3744 and 3745)