

2015 Regular Session

SENATE BILL NO. 53

BY SENATOR MORRELL

SPECIAL DISTRICTS. Provides relative to the Oak Island Neighborhood Improvement District within the parish of Orleans to levy and collect a parcel fee. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 33:9091.15(F)(1) and (3)(a) and (c), relative to Oak Island  
3 Neighborhood Improvement District within the parish of Orleans; to provide for the  
4 levy of a parcel fee within the district; to provide for election notice; to provide for  
5 an effective date; and to provide for related matters.

6 Notice of intention to introduce this Act has been published.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 33:9091.15(F)(1) and (3)(a) and (c) are hereby amended and  
9 reenacted to read as follows:

10 §9091.15. Oak Island Neighborhood Improvement District

11 \* \* \*

12 F. Parcel Fee. The governing authority of the city of New Orleans is hereby  
13 authorized to impose and collect a parcel fee within the district subject to and in  
14 accordance with the provisions of this Subsection.

15 (1) The amount of the fee shall be as requested by duly adopted resolution of  
16 the commission. The fee shall be a flat fee per improved parcel of land not to exceed  
17 ~~five hundred~~ **one hundred fifty** dollars per year for each improved parcel for

1 calendar year ~~2009~~ 2015; however, the maximum may be increased by twenty-five  
2 dollars per year for each calendar year after ~~2009~~ 2015.

3 \* \* \*

4 (3)(a) The fee shall be imposed only after the question of its imposition has  
5 been approved by a majority of the registered voters of the district who vote on the  
6 proposition at an election held for that purpose in accordance with the Louisiana  
7 Election Code. **No less than thirty days prior to any election held to approve**  
8 **such parcel fee, the board of commissioners shall mail notification of the**  
9 **upcoming election to each registered voter of the district and to the owner of a**  
10 **parcel located in the district if the owner is not a registered voter of the district.**

11 The amount of the fee may be changed by duly adopted resolution of the  
12 commission, not to exceed the maximum amount authorized as provided in this  
13 Subsection. No other election shall be required except as provided by this Paragraph.

14 \* \* \*

15 (c) If approved, the fee shall expire ~~on December 31, 2014~~ **ten years after**  
16 **its levy**, but the fee may be renewed if approved by a majority of the registered  
17 voters of the district voting on the proposition at an election as provided in  
18 Subparagraph (a) of this Paragraph. Any election to authorize the renewal of the fee  
19 shall be held for that purpose in accordance with the Louisiana Election Code. If the  
20 fee is renewed, the term of the imposition of the fee shall be as provided in the  
21 proposition authorizing such renewal, not to exceed ~~eight~~ **ten** years.

22 \* \* \*

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

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michael Bell.

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DIGEST

SB 53 Original 2015 Regular Session Morrell

Present law provides for the parcel fee amount to be requested by duly adopted resolution of the commission, and the fee shall be a flat fee per improved parcel of land not to exceed \$500 per year for each improved parcel for calendar year 2009; however, the maximum may be increased by \$25 per year for each calendar year after 2009.

Present law provides for the fee to be imposed only after the question of its imposition has been approved by a majority of the registered voters of the district who vote on the proposition at an election held for that purpose in accordance with the Louisiana Election Code.

Proposed law retains present law but changes the cap on a parcel fee to \$150 per year and provides that no less than 30 days prior to any election held to approve such parcel fee, the board of commissioners shall mail notification of the upcoming election to each registered voter of the district and to the owner of a parcel located in the district if the owner is not a registered voter of the district.

Present law provides for the parcel fee to expire on December 31, 2014.

Proposed law provides that the parcel fee shall expire 10 years after its levy but may be renewed for another 10 years if the renewal is approved by the voters.

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

(Amends R.S. 33:9091.15(F)(1) and (3)(a) and (c))