

2016 Regular Session

SENATE BILL NO. 48

BY SENATOR ALLAIN

LOCAL AGENCIES. Authorizes the St. Mary Parish Council, the town of Berwick and Recreation District No. 3 to enter into a contract assigning to the town the obligation to provide service in the area of the district annexed by the town. (gov sig)

1 AN ACT

2 To enact R.S. 33:4562.4, relative to St. Mary Parish; to authorize the governing authorities
3 for the parish of St. Mary, the town of Berwick and Recreational District No. 3 of St.
4 Mary Parish to enter contracts for certain services; to provide relative to taxes; and
5 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. 33:4562.4 is hereby enacted to read as follows:

9 **§4562.4. St. Mary Parish; contracts; taxes**

10 **Notwithstanding any provision of law to the contrary, the governing**
11 **authorities for the parish of St. Mary, the town of Berwick and Recreational**
12 **District No. 3 of St. Mary Parish may enter into a written contract assigning the**
13 **town the obligation to provide service in the area of the district annexed by the**
14 **town. The contract shall include but not be limited to:**

15 **(1) Provisions that the district shall continue to levy and collect taxes in**
16 **the annexed area for the retirement of any outstanding tax secured bonds of the**
17 **district.**

1 (2) Provisions that, during the time the contract is effective, the district
2 shall not levy maintenance taxes authorized prior to the effective date of the
3 contract within the annexed area.

4 (3) Provisions that, during the time the contract is effective, the district
5 shall not levy any new maintenance taxes within the annexed area.

6 (4) Provisions that, during the time the contract is effective, if the district
7 issues any tax secured bonds, the assessed valuation of the annexed area shall
8 not be used in computing the capacity of the district to issue such bonds.

9 (5) Provisions that taxes shall not be levied within the annexed area for
10 the retirement of new bonds of the district issued while the contract is effective.

11 (6) Provisions authorizing the St. Mary Parish Council, the town of
12 Berwick, and Recreational District No. 3 of St. Mary Parish to change
13 boundaries of the district so as to not encroach upon or be within the existing
14 boundaries of the town of Berwick effective with expiration of the latest
15 expiration date of current bonded indebtedness of the district.

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

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

DIGEST

SB 48 Original

2016 Regular Session

Allain

Proposed law authorizes the St. Mary Parish Council, the town of Berwick and Recreational District No. 3 of St. Mary Parish to enter into a written contract assigning the town the obligation to provide services in the area of the district annexed by the town.

Proposed law provides for the contract to include the following:

1. Provisions that the district shall continue to levy and collect taxes in the annexed area for the retirement of any outstanding tax secured bonds of the district.
2. Provisions that, during the time the contract is effective, the district shall not levy maintenance taxes authorized prior to execution of the contract within the annexed

area.

3. Provisions that the district shall not levy any new maintenance taxes within the annexed area during the time the contract is effective.
4. Provisions that if the district issues any tax secured bonds during the time the contract is effective, the assessed valuation of the annexed area shall not be used in computing the capacity of the district to issue such bonds.
5. Provisions that taxes shall not be levied within the annexed area for the retirement of new bonds of the district issued while the contract is effective.
6. Provisions authorizing the St. Mary Parish Council, the town of Berwick, and Recreational District No. 3 of St. Mary Parish to change boundaries of the district so as to not encroach upon or be within the existing boundaries of the town of Berwick effective with expiration of the latest expiration date of current bonded indebtedness of the district.

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

(Adds R.S. 33:4562.4)