

2020 Regular Session

SENATE BILL NO. 225

BY SENATOR CONNICK

LEVEES. Authorizes levee boards to spend funds generated from one or more levee districts in another district that benefits an entire levee authority. (8/1/20)

1 AN ACT

2 To amend and reenact R.S. 38:330.3(A)(1)(c) and to enact R.S. 38:330.3(B)(4) and
3 330.8(D), relative to levee districts; to provide for revenue generated by taxes levied
4 by levee districts; to authorize the use of funds generated from one or more levee
5 districts; to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 38:330.3(A)(1)(c) is hereby amended and reenacted and R.S.
8 38:330.3(B)(4) and 330.8(D) are hereby enacted to read as follows:

9 §330.3. Levee district and board reorganization; transfer of authority; obligations;
10 taxes; lands

11 A.(1)

12 * * *

13 (c) No provision of law providing the Southeast Louisiana Flood Protection
14 Authority-East or Southeast Louisiana Flood Protection Authority-West Bank with
15 any authority over and management, oversight, and control of the areas and levee
16 districts provided for in R.S. 38:330.2(A) shall be construed or interpreted to make
17 the taxes levied by, or other revenue of, a levee district within the territorial

1 jurisdiction of the authority payable for the liability of another levee district, or for
2 any liability of the authority when acting on behalf of another levee district.

3 Notwithstanding any other provision of law to the contrary, taxes and other
4 revenues generated in one or more levee districts within the jurisdiction of a
5 levee authority may be used within any portion of the territorial jurisdiction of
6 the authority if use of such funds will benefit all or a portion of the authority
7 and the levee districts from which the taxes or revenues are generated.

8 * * *

9 B.

10 * * *

11 (4) Notwithstanding any other provision of law to the contrary, taxes and
12 other revenues generated in one or more levee districts within the jurisdiction
13 of a levee authority may be used within any portion of the territorial
14 jurisdiction of the authority if use of such funds will benefit all or a portion of
15 the authority and the levee districts from which the taxes and revenues are
16 generated.

17 * * *

18 §330.8. Funding; appropriations

19 * * *

20 D. Notwithstanding any other provision of law to the contrary, taxes and
21 other revenues generated in one or more levee districts within the jurisdiction
22 of a levee authority may be used within any portion of the territorial
23 jurisdiction of the authority if use of such funds will benefit all or a portion of
24 the authority and the levee districts from which the taxes and revenues are
25 generated.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Tyler S. McCloud.

SB 225 Original DIGEST 2020 Regular Session Connick

Present law provides that no provision of law providing the Southeast Louisiana Flood

Protection Authority-East or Southeast Louisiana Flood Protection Authority-West Bank with any authority over and management, oversight, and control of the areas and levee districts provided for in present law makes the taxes levied by, or other revenue of, a levee district within the territorial jurisdiction of the authority payable for the liability of another levee district, or for any liability of the authority when acting on behalf of another levee district.

Present law restricts revenue from taxes levied by an authority or a levee district to be used or expended for a purpose of the authority or levee district where the tax is levied and revenue is collected.

Proposed law provides that notwithstanding present law, taxes and other revenues generated in one or more levee districts within the jurisdiction of a levee authority may be used within any portion of the territorial jurisdiction of the authority if use of such funds will benefit all or a portion of the authority and the levee districts from which the taxes or revenues are generated.

Effective August 1, 2020.

(Amends R.S. 38:330.3(A)(1)(c); adds R.S. 38:330.3(B)(4) and 330.8(D))