

First Extraordinary Session, 2000

HOUSE BILL NO. 9

BY REPRESENTATIVE FAUCHEUX

LOCAL FINANCE: (Constitutional Amendment) Authorizes local governments to donate certain revenues for industrial development purposes

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A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize a local government to loan, pledge, or donate certain revenues for industrial development purposes; to provide prerequisites for such a loan, pledge, or donation; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state of Louisiana, for their approval or rejection in the manner provided by law, a proposal to amend Article VII, Section 14(B) of the Constitution of Louisiana, to read as follows:

§14. Donation, Loan, or Pledge of Public Credit

* * *

(B) Authorized Uses. Nothing in this Section shall prevent (1) the use of public funds for programs of social welfare for the aid and support of the needy; (2) contributions of public funds to pension and

1 insurance programs for the benefit of public employees; (3) the pledge
2 of public funds, credit, property, or things of value for public purposes
3 with respect to the issuance of bonds or other evidences of
4 indebtedness to meet public obligations as provided by law; (4) the
5 return of property, including mineral rights, to a former owner from
6 whom the property had previously been expropriated, or purchased
7 under threat of expropriation, when the legislature by law declares that
8 the public and necessary purpose which originally supported the
9 expropriation has ceased to exist and orders the return of the property
10 to the former owner under such terms and conditions as specified by
11 the legislature; (5) acquisition of stock by any institution of higher
12 education in exchange for any intellectual property; (6) the donation
13 of abandoned or blighted housing property by the governing authority
14 of a municipality or a parish to a nonprofit organization which is
15 recognized by the Internal Revenue Service as a 501(c)(3) or 501(c)(4)
16 nonprofit organization and which agrees to renovate and maintain such
17 property until conveyance of the property by such organization; (7) the
18 deduction of any tax, interest, penalty, or other charges forming the
19 basis of tax liens on blighted property so that they may be subordinated
20 and waived in favor of any purchaser who is not a member of the
21 immediate family of the blighted property owner or which is not any
22 entity in which the owner has a substantial economic interest, but only
23 in connection with a property renovation plan approved by an
24 administrative hearing officer appointed by the parish or municipal
25 government where the property is located; (8) the deduction of past due
26 taxes, interest, and penalties in favor of an owner of a blighted

1 property, but only when the owner sells the property at less than the
2 appraised value to facilitate the blighted property renovation plan
3 approved by the parish or municipal government and only after the
4 renovation is completed such deduction being canceled, null and void,
5 and to no effect in the event ownership of the property in the future
6 reverts back to the owner or any member of his immediate family; (9)
7 the donation by the state of asphalt which has been removed from state
8 roads and highways to the governing authority of the parish or
9 municipality where the asphalt was removed, or if not needed by such
10 governing authority, then to any other parish or municipal governing
11 authority, but only pursuant to a cooperative endeavor agreement
12 between the state and the governing authority receiving the donated
13 property; ~~or~~ (10) the investment in stocks of a portion of the
14 Rockefeller Wildlife Refuge Trust and Protection Fund, created under
15 the provisions of R.S. 56:797, and the Russell Sage or Marsh Island
16 Refuge Fund, created under the provisions of R.S. 56:798, such portion
17 not to exceed thirty-five percent of each fund; ~~or~~ (11) the loan, pledge,
18 or donation by a local governmental subdivision of tax revenues
19 dedicated to industrial or economic development or proceeds of bonds
20 secured by such revenues to a person, association, or corporation
21 which, by cooperative endeavor agreement, agrees to locate or expand
22 industrial enterprises within the local governmental subdivision and
23 further agrees to hire some minimum number of residents of the
24 subdivision, which number must be specifically provided in the
25 agreement. A local governmental subdivision may enter a cooperative

enterprises within the city or parish and to hire a minimum number of local residents as specified in the agreement. Authorizes a local government to enter a cooperative endeavor for this purpose subject to Bond Commission approval of the agreement.

Provides for submission of the proposed amendment to the voters at the statewide election to be held on November 7, 2000.

(Amends Const. Art. VII, §14(B))