

2017 Regular Session

HOUSE BILL NO. 182

BY REPRESENTATIVE JIMMY HARRIS

1 AN ACT

2 To amend and reenact R.S. 33:9078(D) and (F)(2) and (4), relative to Orleans Parish; to
3 provide relative to the Kenilworth Improvement District; to provide relative to the
4 governing board of the district; to provide relative to the membership of the board;
5 to provide relative to the parcel fee imposed within the district; to provide relative
6 to the maximum rate, expiration, and renewal of the fee; and to provide for related
7 matters.

8 Notice of intention to introduce this Act has been published
9 as provided by Article III, Section 13 of the Constitution of
10 Louisiana.

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. R.S. 33:9078(D) and (F)(2) and (4) are hereby amended and reenacted to
13 read as follows:

14 §9078. Kenilworth Improvement District

15 * * *

16 D. Governance. ~~(1) The district shall be governed by a board of~~
17 ~~commissioners, referred to in this Section as the "board", consisting of nine members~~
18 ~~appointed as follows:~~

19 ~~(a) The board of directors of the Kenilworth Civic and Improvement~~
20 ~~Association shall appoint five members, one of whom shall be the president of the~~
21 ~~Kenilworth Civic and Improvement Association.~~

1 ~~(b) The member or members of the Louisiana House of Representatives who~~
 2 ~~represent the area which comprises the district shall appoint one member.~~

3 ~~(c) The member or members of the Louisiana Senate who represent the area~~
 4 ~~which comprises the district shall appoint one member.~~

5 ~~(d) The member or members of the city council of the city of New Orleans~~
 6 ~~who represent the area which comprises the district shall appoint one member.~~

7 ~~(e) The mayor of the city of New Orleans shall appoint one member.~~

8 ~~(2) Every member of the board shall be a property owner in or a resident of~~
 9 ~~the district.~~

10 ~~(3)(a) Members of the board shall serve two-year terms after initial terms as~~
 11 ~~provided in Subparagraph (b) of this Paragraph.~~

12 ~~(b) Three members shall serve initial terms of one year, three shall serve~~
 13 ~~initial terms of eighteen months, and three shall serve initial terms of two years, all~~
 14 ~~as determined by lot at the first meeting of the board.~~

15 ~~(4) Vacancies resulting from the expiration of a term or for any other reason~~
 16 ~~shall be filled in the manner of the original appointment. Members shall be eligible~~
 17 ~~for reappointment.~~

18 ~~(5) The members of the board shall select from among themselves a~~
 19 ~~president and such other officers as they deem appropriate. The terms and~~
 20 ~~responsibilities of officers shall be as provided in the bylaws of the board.~~

21 ~~(6) All members of the board, including the officers of the board, shall be~~
 22 ~~voting members.~~

23 ~~(7) The members of the board shall serve without compensation but shall~~
 24 ~~receive reimbursement for reasonable expenses directly related to the governance of~~
 25 ~~the district.~~

26 (1) The district shall be governed by the members of the board of directors
 27 of the Kenilworth Civic and Improvement Association, referred to in this Section as
 28 the "board".

1 (2) The members of the board shall select from among themselves a
 2 president and such other officers as they deem appropriate. The terms and
 3 responsibilities of officers shall be as provided in the bylaws of the board.

4 (3) A majority of the members of the board shall constitute a quorum for the
 5 transaction of business.

6 (4) The members of the board shall serve without compensation but shall
 7 receive reimbursement for reasonable expenses directly related to the governance of
 8 the district.

9 (5) The board shall adopt such rules and regulations as it deems necessary
 10 or advisable for conducting its business affairs. It shall hold regular meetings as shall
 11 be provided in the bylaws and may hold special meetings at such times and places
 12 within the district as may be prescribed in the bylaws.

13 (6) The board shall keep minutes of all meetings and shall make them
 14 available through the board's secretary to residents of the district.

15 (7) The monies, funds, and accounts of the district shall be in the official
 16 custody of the board.

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F. Parcel fee.

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20 (2) The fee shall be a flat fee and shall be imposed on each parcel located
 21 within the district. The amount of the fee shall ~~be two hundred~~ not exceed two
 22 hundred twenty-five dollars per parcel per year.

* * *

24 (4)(a) The fee shall be imposed only upon request to the city of New Orleans
 25 by the board by duly adopted resolution and only after the question of its imposition
 26 has been approved by a majority of the registered voters of the district voting on the
 27 proposition at an election held for that purpose at the same time as a regularly
 28 scheduled election in the city of New Orleans and conducted in accordance with the
 29 Louisiana Election Code. The amount of the fee may be changed by duly adopted
 30 resolution of the board, not to exceed the maximum amount authorized by this

1 Subsection and approved by the voters. No other election shall be required except as
2 provided in this Paragraph.

3 ~~(b) The initial election on the question of the imposition of the fee shall be~~
4 ~~held at the same time as the regularly scheduled election in the city of New Orleans~~
5 ~~to be held on November 2, 2004, or if not held on that date, it shall be held at the~~
6 ~~same time as a regularly scheduled election in the city of New Orleans held after that~~
7 ~~date.~~

8 ~~(c)(b) The fee shall expire on December 31, 2010, but the fee may be~~
9 ~~renewed, the amount of the fee provided in Paragraph (2) of this Subsection may be~~
10 ~~changed, or a maximum fee amount in excess of the amount of the fee provided in~~
11 ~~Paragraph (2) of this Subsection may be established, if approved by a majority of the~~
12 ~~registered voters of the district voting on the proposition at an election held for that~~
13 ~~purpose in accordance with the Louisiana Election Code. If the fee is renewed, if the~~
14 ~~amount of fee is changed with voter approval, or if a new maximum fee amount is~~
15 ~~established, the term of the imposition of the fee shall be as provided in the~~
16 ~~proposition authorizing such renewal, change in fee amount, or maximum fee~~
17 ~~amount, not to exceed eight years. If a new maximum fee amount is established as~~
18 ~~provided in this Subparagraph, the amount of the fee shall be determined and such~~
19 ~~amount may be changed by duly adopted resolution of the board without the~~
20 ~~necessity of an election, provided that the fee amount shall not exceed the maximum~~
21 ~~fee amount and the term of imposition shall not exceed the term of imposition~~
22 ~~established with voter approval.~~ at the end of the term provided for in the proposition
23 authorizing the fee, not to exceed eight years, but may be renewed as provided in
24 Subparagraph (a) of this Paragraph. Any election to authorize the renewal of the fee
25 shall be held at the same time as the regularly scheduled election in the city of New
26 Orleans. If renewed, the term of the imposition of the fee shall be as provided in the
27 proposition authorizing such renewal, not to exceed eight years.

28 * * *

29 Section 2. The terms of the members of the board of commissioners of the
30 Kenilworth Improvement District in office on the effective date of this Act shall terminate

1 on such date; however, such members shall remain in office until all members of the board
2 of directors of the Kenilworth Civic and Improvement Association take office.

3 Section 3. This Act shall become effective upon signature by the governor or, if not
4 signed by the governor, upon expiration of the time for bills to become law without signature
5 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
6 vetoed by the governor and subsequently approved by the legislature, this Act shall become
7 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____