2023 Regular Session

HOUSE BILL NO. 296

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BY REPRESENTATIVES HILFERTY AND LANDRY

| 2 | To amend and reenact R.S. 33:9091.14(F)(1), (2)(introductory paragraph), (3)(c), and (4) |
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| 3 | and to repeal R.S. 33:9091.14(F)(3)(b), relative to Orleans Parish; to provide relative |
| 4 | to the Mid-City Security District; to provide relative to district funding; to provide |
| 5 | relative to the parcel fee imposed and collected in the district; to provide for an |
| 6 | effective date; and to provide for related matters. |
| 7 | Notice of intention to introduce this Act has been published |
| 8 | as provided by Article III, Section 13 of the Constitution of |
| 9 | Louisiana. |
| 10 | Be it enacted by the Legislature of Louisiana: |
| 11 | Section 1. R.S. 33:9091.14(F)(1), (2)(introductory paragraph), (3)(c), and (4) are |
| 12 | hereby amended and reenacted to read as follows: |
| 13 | §9091.14. Mid-City Security District |
| 14 | * * * |
| 15 | F. Parcel fee. The governing authority of the city of New Orleans may |
| 16 | impose and collect a parcel fee within the district subject to and in accordance with |
| 17 | the provisions of this Subsection. |
| 18 | (1) The amount of the fee shall be as requested by duly adopted resolution |
| 19 | of the board. For improved residential parcels, the fee shall be a flat fee per parcel |
| 20 | of land not to exceed two hundred fifty dollars per year for each improved residential |
| 21 | parcel. For each residential parcel which is unimproved, or contains a single-family |
| 22 | dwelling, condominium, townhouse, or two-family dwellings, the fee shall be a flat |
| | |

AN ACT

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CODING: Words in struck through type are deletions from existing law; words $\underline{\text{underscored}}$ are additions.

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fee not to exceed two hundred fifty dollars per year. For each residential parcel which contains three- or four-family dwellings, the fee shall be a flat fee not to exceed three hundred dollars per year. For each residential parcel which contains five to nine rental units, the fee shall be a flat fee not to exceed six hundred dollars per year. For each residential parcel which contains ten to nineteen rental units, the fee shall be a flat fee not to exceed one thousand dollars per year. For each residential parcel which contains twenty to thirty-nine rental units, the fee shall be a flat fee not to exceed two thousand dollars per year. For each residential parcel which contains forty or more rental units, the fee shall be a flat fee not to exceed four thousand dollars per year. For improved residential parcels subject to a special assessment level pursuant to La. Const. Article VII, Section 18(G) Article VII, Section 18(G) of the Constitution of Louisiana, the fee shall be a flat fee per parcel of land not to exceed one hundred and fifty dollars per year. For commercial parcels, the fee shall be a flat fee per parcel of land not to exceed three hundred seventy-five dollars for each improved commercial parcel five hundred dollars per year. Any improved parcel consisting of both commercial and residential uses shall be considered commercial for purposes of this Section For the purposes of this Section, any parcel used for both commercial and residential purposes shall be considered commercial if it is comprised of fewer than four residential units and residential if it is comprised of four or more residential units.

(2) The fee shall be imposed on each improved parcel located within the district.

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(c) If approved, the fee shall expire on December 31, 2014 at the end of the term provided for in the proposition authorizing the fee, not to exceed eight years, but the fee may be renewed if approved by a majority of the registered voters of the district voting on the proposition at an election as provided in Subparagraph (a) of

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this Paragraph. Any election to authorize the renewal of the fee shall be held at the same time as a regularly scheduled municipal, state, or federal election. Any election to authorize the renewal of the fee shall be held for that purpose in accordance with the Louisiana Election Code. If the fee is renewed, the term of the imposition of the fee shall be as provided in the proposition authorizing such renewal, not to exceed eight years.

(4)(a) The fee shall be collected at the same time and in the same manner as ad valorem taxes on property subject to taxation by the city are collected, except that properties exempt from ad valorem taxation pursuant to Article VII, Section 21 of the Constitution of Louisiana shall not be exempt from the parcel imposed pursuant to this Section.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, no parcel fee shall be imposed on property exempt from ad valorem taxation pursuant to Article VII, Section 21(A) or (B) of the Constitution of Louisiana.

* * *

Section 2. R.S. 33:9091.14(F)(3)(b) is hereby repealed in its entirety.

Section 3. (A) The provisions of this Act shall not affect the parcel fee levied within the Mid-City Security District on the effective date of this Act. The governing authority of the city of New Orleans shall continue to levy the fee until such time as it expires, as provided in the proposition approved by a majority of the district's registered voters voting on the proposition at an election held on November 16, 2019.

(B) Notwithstanding the provisions of Subsection A of this Section, the board of commissioners of the Mid-City Security District may call an election for the purpose of submitting the question of the imposition of the fee authorized in this Act to the voters prior to December 31, 2024. If the imposition of the fee is approved by a majority of the district's registered voters voting on the proposition at any such election, the governing authority of the city shall then begin to levy a parcel fee as provided in the proposition.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature

| 1 | by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If |
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| 2 | vetoed by the governor and subsequently approved by the legislature, this Act shall become |
| 3 | effective on the day following such approval. |
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| | SPEAKER OF THE HOUSE OF REPRESENTATIVES |
| | |
| | PRESIDENT OF THE SENATE |
| | |
| | GOVERNOR OF THE STATE OF LOUISIANA |
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APPROVED: