

RÉSUMÉ DIGEST

ACT 442 (SB 187)

2025 Regular Session

Boudreaux

New law provides for the creation of the St. Martin Parish Economic and Industrial Development District.

New law provides that the boundaries of the district shall be coterminous with the boundaries St. Martin Parish.

New law provides that the district is established for the primary purpose of stimulating industrial and commercial development in St. Martin Parish.

New law provides that the district shall be governed by a board of directors appointed as follows:

- (1) The St. Martin Parish Council shall appoint two commissioners.
- (2) The St. Martin Parish School Board shall appoint three commissioners.
- (3) The St. Martin Parish Sheriff shall appoint one commissioner.
- (4) The Breaux Bridge City Council shall appoint one commissioner.
- (5) The St. Martinville City Council shall appoint one commissioner.
- (6) The village of Parks Council shall appoint one commissioner.

New law provides that the board shall prescribe rules and bylaws to govern its meetings and activities. Provides that the board may amend or repeal its rules.

New law provides that the district shall have and exercise all powers of a political subdivision necessary or convenient to implement its objects and purposes, including but not limited to the following rights and powers:

- (1) To sue and be sued.
- (2) To adopt, use, and alter at will a corporate seal.
- (3) To acquire by gift, grant, purchase, lease, option, bequest, mortgage device, exchange, or sale, or otherwise all property, and to hold and use any franchise or property, real, personal, or mixed, tangible or intangible, necessary or desirable for carrying out the objects and purposes of the district.
- (4) To purchase, acquire, construct, improve, equip, and furnish works and facilities.
- (5) To require and issue licenses with respect to the use of its properties and facilities.
- (6) To regulate the imposition of fees and rentals charged by the district for its facilities and services rendered by it.
- (7) To appoint, contract with, or employ officers, attorneys, clerks, engineers, deputy commissioners, a director, and other agents and employees, prescribe their duties, and fix their compensation and terms of employment.
- (8) To provide or arrange or contract for the furnishing or repair by any person or agency, public or private, of or for services, privileges, or works on streets, roads, public utilities, or other facilities for or in connection with a redevelopment project to install, construct, and reconstruct streets, utilities, parks, playgrounds, and other public improvements.
- (9) To establish business and industry foundations or nonprofit economic development corporations, for the purpose of providing venture capital, equity loans, or financing,

and to take stock as security for an equity position in start-up and expanding businesses and industries.

New law provides that in order to provide growth and development of the district the board shall:

- (1) Make recommendations concerning natural and environmental factors, needs, and trends of business and industry, housing needs, social or educational trends, population, or other developments; the habits and lifestyles of the people of the district; the relation of land use within the district as it relates to the parish as a whole; areas for the concentration of wholesale, retail, housing, business, and other commercial or industrial uses; and areas for recreational uses and for spaces and areas of mixed uses.
- (2) Make recommendations concerning the need for and the proposed general location of public and private works and facilities or to provide those facilities.
- (3) Make or assist in studies and investigations of the resources of the district and the existing and emerging problems of industry, commerce, transportation, population, housing, and public service affecting the redevelopment of the district, and in making such studies to seek the cooperation and collaboration of the appropriate departments, agencies, and instrumentalities of federal, state, and local government, educational institutions, research organizations, whether public or private, and of civic groups and private persons and organizations.
- (4) Prepare, and from time to time revise, inventory listings of the district's resources and of the major public and private works and facilities of all kinds.
- (5) Cooperate and confer with and upon request supply information to federal agencies and to local and regional agencies, and cooperate and confer, as far as possible, with economic development districts in and outside of the state.
- (6) Advise and supply information, as far as available, to civic groups and private persons and organizations who may request such information or advice.
- (7) Provide information to officials of departments, agencies, and instrumentalities of state and local government and to the public at large.
- (8) Accept and receive, in furtherance of its functions, funds, grants, and services from the federal government or its agencies, from departments, agencies, and instrumentalities of state, parish, municipal, or local government, or from private or civic sources.
- (9) Solicit the assistance and active cooperation of industry and private civic organizations which are active in anti-litter programs in the district and recycling efforts to assist in the control and reduction of litter in the district.
- (10) Hold public hearings and sponsor public forums.
- (11) Exercise all other powers necessary and proper for the discharge of its duties.

New law provides that the district shall have a revitalization plan.

New law provides that the district may construct and acquire facilities.

New law provides that the district may sell, lease, contract for the use or otherwise dispose of, by suitable and appropriate contract, to any enterprise locating or existing within the district, all or any part of a site, building, or other property owned by the district.

New law provides that district may:

- (1) Lease or contract for the use of any or all of its authorized projects and charge and collect rent, fees, or charges therefor, and terminate any lease or contractual

arrangement upon the failure of the lessee or contracting party to comply with any of the obligations thereof.

- (2) Sell, exchange, donate, grant, and convey any or all of its projects.
- (3) As security for the payment of the principal of and interest on any bonds, notes, or other obligations of the district and any agreements made in connection therewith, mortgage and pledge any or all of its projects or any part or parts thereof, whether then owned or thereafter acquired, and to pledge the revenues and receipts therefrom or from any other source.

New law provides the resolution adopted by the board or the executive committee authorizing any lease, sale, or other disposition of lands, buildings, or other property of the district or any attachment thereto shall set forth the terms of the authorized lease, sale, or other disposition, and the resolution shall be published as soon as possible in one issue of the official journal of the district.

New law provides that the board of commissioners may, when necessary, levy annually an ad valorem tax, provided that the amount, term, and purpose of the tax, as set out in a proposition submitted to the electors in accordance with the Louisiana Election Code, shall be approved by a majority of the qualified electors.

New law provides that the board of commissioners may, subject to approval of a majority of the electors voting at an election held for the purpose, levy and collect a sales and use tax within the boundaries of the district for the purposes and at the rate as provided by the proposition authorizing its levy, not exceeding one percent, which tax may exceed the limitation set in existing constitution.

New law provides that the tax shall be levied upon the sale at retail, the use, the lease or rental, the consumption, the distribution and storage for use or consumption of tangible personal property, and upon the sales of services within the district.

New law provides that all funds derived under new law may be used only for expenses or specified purposes of the district.

New law provides for a revolving loan guarantee fund, to be used to guarantee business, housing, industrial or business terminal development loans.

New law provides that the district may loan or grant funds to businesses, industries, manufacturing firms, housing programs, and wholesale distribution firms and service firms.

New law provides that any tax levied under new law shall be in addition to all other taxes which the city, parish, or any other political subdivision within the parish of St. Martin are authorized to levy and collect.

New law provides that the district shall have authority to incur debt for any one or more of its lawful purposes.

New law provides that the district may in its own name and behalf incur debt and issue general obligation ad valorem property tax secured bonds, issue revenue bonds, and borrow from time to time in the form of certificates of indebtedness.

New law provides that the district may borrow the amount of the anticipated ad valorem tax, not to exceed 10 mills, for a period not to exceed 20 years and may issue certificates of indebtedness.

New law provides that the board of commissioners is authorized to adopt all necessary resolutions or ordinances.

New law provides that for a period of 30 days from the date of publication of any resolution or ordinance authorizing the issuance of any bonds, certificates of indebtedness, notes, or other evidence of debt of the district, any interested person may contest the legality of the resolution or ordinance and the validity of the bonds, certificates of indebtedness, notes, or other evidence of debt issued or proposed.

New law provides that the issuance and sale of the bonds, certificates of indebtedness, notes, or other evidence of debt by the district shall be subject to approval by the State Bond Commission.

New law provides that the bonds, certificates of indebtedness, notes, or other evidence of debt shall have all the qualities of negotiable instruments pursuant to existing law.

New law provides that bonds, certificates, or other evidences of indebtedness issued by the district are deemed to be securities of public entities within the meaning of existing law.

Effective August 1, 2025.

(Adds R.S. 33:130.883-130.889)