

2020 Regular Session

HOUSE BILL NO. 413

BY REPRESENTATIVE HILFERTY

SEWERAGE/N O WATER BD: Provides relative to the approval of the annual capitol and operating budgets of the Sewerage and Water Board of New Orleans

1 AN ACT

2 To enact R.S. 33:4083.2, relative to the Sewerage and Water Board of New Orleans; to
3 provide relative to the capitol and operating budgets of the board; to provide that
4 such budgets are subject to the approval of the city council of New Orleans; and to
5 provide for related matters.

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

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 33:4083.2 is hereby enacted to read as follows:

11 §4083.2. Operating and capitol budgets; approval

12 A. Notwithstanding any other provision of law to the contrary, the annual
13 capital and operating budgets of the board are subject to the approval of the
14 governing authority of the city of New Orleans.

15 B. If the governing authority of the city does not approve a proposed annual
16 budget, the board shall continue to operate under the budget for the previous fiscal
17 year until a new budget is approved by the governing authority of the city.

18 C. The board shall not make any expenditure pursuant to a budget that has
19 not been approved by the governing authority of the city.

- 1 D. The governing authority of the city may adopt rules and regulations
2 necessary to implement the provisions of the Section.
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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 413 Original

2020 Regular Session

Hilferty

Abstract: Provides that the annual operating and capitol budgets of the Sewerage and Water Board of New Orleans are subject to the approval of the city council of New Orleans.

Present law (R.S. 33:4071) provides that the public water, sewerage, and drainage systems of the city of New Orleans shall be constructed, controlled, maintained, and operated by the sewerage and water board of the city of New Orleans.

Present law provides that the board is composed of 11 members as follows: the mayor; the chair of the Public Works Sanitation and Environment Committee of the city council, or a member of the committee appointed by the chair, or a civil engineer appointed by the chair; two syndicate members of the board of liquidation, city debt; and seven members appointed by the mayor from a list of nominees submitted by the Sewerage and Water Board Selection Committee.

Present law provides for the powers and duties of the board, including the authority to fix rates for all persons who use water from the public water supply. Present law additionally authorizes the city council to levy taxes and issue bonds on behalf of the district. Requires that all funds received by the board, from water rates and the city, be deposited to the credit of the board with a fiscal agent of the city. Requires the board to select an officer who will be responsible for the withdrawal of board funds.

Proposed law retains present law and additionally provides that the operating and capitol budgets of the board are subject to the approval of the city council. Requires the board to continue to operate under the previous fiscal year budget if the annual budget is not approved by the city council. Prohibits the board from expending funds pursuant to a budget not approved by the city council.

(Adds R.S. 33:4083.2)