Regular Session, 2011

HOUSE BILL NO. 576

BY REPRESENTATIVE LEGER

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

HEALTH: Provides with respect to the Greater New Orleans Biosciences Economic Development District

AN ACT

To amend and reenact the heading of Chapter 27-E of Title 33 of the Louisiana Revised Statutes of 1950 and R.S. 33:9039.61, 9039.62, 9039.65(3), 9039.66(A)(1) and (J), and 9039.68(B)(1) and (2), relative to the Greater New Orleans Biosciences Economic Development District; to change the name of the Greater New Orleans Biosciences Economic Development District to the BioDistrict New Orleans; to provide for definitions; to change the composition of the board of commissioners and the advisory committee for the BioDistrict New Orleans; to modify certain subdistrict designations; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. The heading of Chapter 27-E of Title 33 of the Louisiana Revised Statutes of 1950 and R.S. 33:9039.61, 9039.62, 9039.65(3), 9039.66(A)(1) and (J), and 9039.68(B)(1) and (2) are hereby amended and reenacted to read as follows:

CHAPTER 27-E. ~~GREATER NEW ORLEANS BIOSCIENCES ECONOMIC DEVELOPMENT DISTRICT ACT~~

BIODISTRICT NEW ORLEANS ACT

§9039.61. ~~The Greater New Orleans Biosciences Economic Development District Act~~ BioDistrict New Orleans Act

This Chapter shall be known as the ~~"The Greater New Orleans Biosciences Economic Development District Act~~ "BioDistrict New Orleans Act".

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§9039.62. ~~Greater New Orleans Biosciences Economic Development District~~ BioDistrict New Orleans; creation; territorial jurisdiction

There is hereby created the ~~Greater New Orleans Biosciences Economic Development District~~ BioDistrict New Orleans, referred to in this Chapter as the "district". The district shall be composed of all of the territory located in the parish of Orleans bounded by Earhart Blvd., Carrollton Ave., Loyola Ave., and Iberville St. The district shall be a political subdivision of the state as defined in Article VI, Section 44(2) of the Constitution of Louisiana. Pursuant to Article VI, Sections 19 and 20 of the Constitution of Louisiana, the district, acting through its board of commissioners, the governing authority of the district, is hereby granted all of the rights, powers, privileges, and immunities accorded by law and the Constitution of Louisiana to political subdivisions of the state, including but not limited to the power to incur debt.

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§9039.65. Definitions

The following words or terms as used in this Chapter shall have the following meaning:

* * *

(3) "District" means the ~~Greater New Orleans Biosciences Economic Development District~~ BioDistrict New Orleans as further defined in R.S. 33:9039.62.

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§9039.66. Board of commissioners; members; officers; advisory committee

A.(1) The district shall be governed by a board of commissioners referred to in this Chapter as the "board" consisting of ~~thirteen~~ fifteen members comprised of the following:

(a) The president of the Louisiana State University System or his designee.

(b) The president of Tulane University or the president's designee.

(c) The president of Xavier University or the president's designee.

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(d) The chancellor of Delgado Community College or the chancellor's designee.

(e) The mayor of the city of New Orleans or the mayor's designee.

(f) Three appointments by the mayor of the city of New Orleans from nominees submitted by Greater New Orleans, Inc., the New Orleans Chamber of Commerce, and the New Orleans Business Council.

(g) Four appointed by the governor, at least two of which shall be residents of Orleans Parish.

(h) The secretary of the Department of Economic Development or the secretary's designee.

(i) Two members who reside within the boundaries of the BioDistrict New Orleans, to be appointed by the mayor of the city of New Orleans from a list of nominees submitted by the representatives and senators for the districts that overlap the boundaries of the BioDistrict New Orleans.

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J. There shall be an advisory committee of the district created by the board of commissioners of the district, which may include but not be limited to representatives of the Ochsner Foundation, the New Orleans Foundation, Children's Hospital, Department of Veteran's Affairs Medical Center, the University of New Orleans, the Greater New Orleans Foundation, Black Economic Development Council, the New Orleans Downtown Development District, Dillard University, ~~and~~ Southern University of New Orleans, and two members appointed by the mayor of the city of New Orleans from a list of nominees submitted by the representatives and senators for the districts that overlap the boundaries of the BioDistrict New Orleans.

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§9039.68. General powers

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B.(1) At least ten days after publication of a notice in the official journal of the district, a public hearing shall be conducted, and the board may then designate

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one or more areas within or without the boundaries of the district as they may exist from time to time as a separate subdistrict or as an enlargement of the original district, provided that subdistricts created by the board outside the then current boundaries of the district need not be contiguous to the district. Any territory outside the original boundaries of the district which is sought to be included in the district or designated as a separate subdistrict may only be so included or designated subject to the approval of the governing board of the parish or municipality having jurisdiction over such territory. Each subdistrict shall constitute a separate political subdivision of the state, governed by the district board with the same powers of the district. Each designated subdistrict area shall be representative of its geographic location and designated as "~~Greater New Orleans Biosciences Economic Development Subdistrict No. ___~~ BioDistrict Economic Development Subdistrict for _____".

(2) In addition to any other provision of this Chapter, the owner or owners of land whether or not contiguous to the district may file with the board a petition requesting that there be included as an enlargement of the original district or designated as a separate subdistrict, the land described in the petition by metes and bounds or by lot and block number if there is a recorded plat of the area to be included in the district. The board shall hear and consider the petition and may add the land described to the original district or designated as a subdistrict in the petition if it is feasible, practicable, and to the advantage of the district. Upon receipt of such petition and at least ten days after publication of a notice in the official journal of the district, a public hearing shall be conducted, and the board shall consider the petition and may then enlarge the boundaries of the district or designate one or more areas within or without the boundaries of the district as they may exist from time to time as a subdistrict if it is practicable, feasible, and to the benefit of the district to do so. Subdistricts created outside the then current boundaries of the district also need not be contiguous to the district. Any territory outside the district which is sought to be included in the district or designated as a subdistrict, may only be so included subject

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to the approval of the governing board of the parish or municipality having jurisdiction over such territory. Each subdistrict shall constitute a separate political subdivision of the state, governed by the district board with the same powers of the district. Each designated subdistrict area shall be representative of its geographic location and designated as "~~Greater New Orleans Biosciences Economic Development Subdistrict No. ___~~ BioDistrict Economic Development Subdistrict for _____".

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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)]

Leger HB No. 576

Abstract: Changes the name of the district from the Greater New Orleans Biosciences Economic Development District to the BioDistrict New Orleans. Adds two members to the board of commissioners and two members to the advisory committee of the district.

Present law (R.S. 33:9039.61 et seq.) creates and provides for the Greater New Orleans Biosciences Economic Development District as a political subdivision of the state located within the city of New Orleans. Provides for district boundaries. Provides that the district shall be governed by a board of commissioners composed of 13 members. Provides further with respect to the powers and duties of the board and the district.

Proposed law changes the name of the district from the Greater New Orleans Biosciences Economic Development District to the BioDistrict New Orleans. Proposed law adds two members to the board of commissioners who shall be appointed by the mayor from a list of nominees submitted by the representatives and senators for the districts that overlap the boundaries of the BioDistrict New Orleans. Requires the two new members to be residents of the district. Proposed law otherwise retains present law.

Present law (R.S. 33:9039.66(J)) requires the board of commissioners to create an advisory committee of the district, which may include but not be limited to representatives of the Ochsner Foundation, the New Orleans Foundation, Children's Hospital, Department of Veteran's Affairs Medical Center, the University of New Orleans, the Greater New Orleans Foundation, Black Economic Development Council, the New Orleans Downtown Development District, Dillard University, and Southern University of New Orleans.

Proposed law adds two members to the advisory committee who shall be appointed by the mayor of the city of New Orleans from a list of nominees submitted by the representatives and senators for the districts that overlap the boundaries of the BioDistrict New Orleans.

Present law (R.S. 33:9039.68(B)(1) and (2)) requires that each designated subdistrict area be designated as "Greater New Orleans Biosciences Economic Development Subdistrict No. ____".

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Proposed law changes present law by requiring that each designated subdistrict area be representative of its geographic location and designated as "BioDistrict Economic Development Subdistrict for _____".

(Amends R.S. 33:9039.61, 9039.62, 9039.65(3), 9039.66(A)(1) and (J), and 9039.68(B)(1) and (2))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Municipal, Parochial and Cultural Affairs to the original bill.

1. Removes proposed law that would have provided that all employees of the district shall be members of the unclassified civil service for cities of over 100,000 persons and members of the La. State Employees' Retirement System.

House Floor Amendments to the engrossed bill.

1. Adds two members to the board of commissioners of the district who shall be appointed by the mayor of the city. Provides for a nomination process. Requires the new members to be residents of the district.

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