

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

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AN ACT

To amend and reenact the heading of Chapter 27-E of the Title 33 of the Louisiana Revised Statutes of 1950, and R.S. 33:2401(A), 9039.61, 9039.62, 9039.65(3), 9039.66(J), and 9039.68(A)(13) and (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 advisory committee for the BioDistrict New Orleans; to specify that all BioDistrict New Orleans employees are unclassified and are a part of certain retirement system; 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 the Title 33 of the Louisiana Revised Statutes of 1950 and R.S. 33:2401(A), 9039.61, 9039.62, 9039.65(3), 9039.66(J), and 9039.68(A)(13) and (B)(1) and (2) are hereby amended and reenacted to read as follows:

§2401. Unclassified and classified service

A. The unclassified service shall include the following positions:

* * *

(5) Persons employed by the BioDistrict New Orleans for the purpose of conducting its daily activities.

* * *

1 CHAPTER 27-E. ~~GREATER NEW ORLEANS BIOSCIENCES~~
2 ~~ECONOMIC DEVELOPMENT DISTRICT ACT~~ BIODISTRICT NEW ORLEANS
3 ACT

4 §9039.61. ~~The Greater New Orleans Biosciences Economic Development District~~
5 ~~Act~~ BioDistrict New Orleans Act

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

8 §9039.62. ~~Greater New Orleans Biosciences Economic Development District~~
9 ~~BioDistrict New Orleans~~; creation; territorial jurisdiction

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

21 * * *

22 §9039.65. Definitions

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

25 * * *

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

28 * * *

29 §9039.66. Board of commissioners; members; officers; advisory committee

1 * * *

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

11 * * *

12 §9039.68. General powers

13 A. In addition to the powers and duties elsewhere granted in this Chapter, the
14 board is hereby granted and shall have and may exercise all powers necessary or
15 convenient for the carrying out of its objects and purposes, including but not limited
16 to the following:

17 * * *

18 (13)~~(a)~~ To appoint officers, agents, and employees, including an executive
19 director and staff, prescribe their duties, and fix their compensation.

20 (b) All employees of the BioDistrict shall be members of the unclassified
21 civil service for cities and the Louisiana State Employees' Retirement System.

22 * * *

23 B.(1) At least ten days after publication of a notice in the official journal of
24 the district, a public hearing shall be conducted and the board may then designate
25 one or more areas within or without the boundaries of the district as they may exist
26 from time to time as a separate subdistrict or as an enlargement of the original
27 district, provided that subdistricts created by the board outside the then current
28 boundaries of the district need not be contiguous to the district. Any territory outside
29 the original boundaries of the district which is sought to be included in the district

1 or designated as a separate subdistrict may only be so included or designated subject
2 to the approval of the governing board of the parish or municipality having
3 jurisdiction over such territory. Each subdistrict shall constitute a separate political
4 subdivision of the state, governed by the district board with the same powers of the
5 district. Each designated subdistrict area shall be representative of its geographic
6 location and designated as "~~Greater New Orleans Biosciences Economic~~
7 ~~Development Subdistrict No. _____~~ BioDistrict Economic Development Subdistrict for
8 _____".

9 (2) In addition to any other provision of this Chapter, the owner or owners
10 of land whether or not contiguous to the district may file with the board a petition
11 requesting that there be included as an enlargement of the original district or
12 designated as a separate subdistrict, the land described in the petition by metes and
13 bounds or by lot and block number if there is a recorded plat of the area to be
14 included in the district. The board shall hear and consider the petition and may add
15 the land described to the original district or designated as a subdistrict in the petition
16 if it is feasible, practicable, and to the advantage of the district. Upon receipt of such
17 petition and at least ten days after publication of a notice in the official journal of the
18 district, a public hearing shall be conducted and the board shall consider the petition
19 and may then enlarge the boundaries of the district or designate one or more areas
20 within or without the boundaries of the district as they may exist from time to time
21 as a subdistrict if it is practicable, feasible, and to the benefit of the district to do so.
22 Subdistricts created outside the then current boundaries of the district also need not
23 be contiguous to the district. Any territory outside the district which is sought to be
24 included in the district or designated as a subdistrict may only be so included subject
25 to the approval of the governing board of the parish or municipality having
26 jurisdiction over such territory. Each subdistrict shall constitute a separate political
27 subdivision of the state, governed by the district board with the same powers of the
28 district. Each designated subdistrict area shall be representative of its geographic
29 location and designated as "~~Greater New Orleans Biosciences Economic~~

1 Development Subdistrict No. ~~_____~~ BioDistrict Economic Development Subdistrict for
 2 _____ ".
 3 * * *

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: Amends provisions relative to the Greater New Orleans Biosciences Economic Development District.

Present law (R.S. 33:2401(A)) establishes a list of positions that qualify for unclassified civil service status for cities with populations of over one hundred thousand.

Proposed law adds employees of the BioDistrict to unclassified service.

Present law (R.S. 33:9039.61) establishes that present law shall be known as the Greater New Orleans Biosciences Economic Development District.

Proposed law changes the name of present law from the Greater New Orleans Biosciences Economic Development District to the BioDistrict New Orleans.

Present law (R.S. 33:9039.62) creates the Greater New Orleans Biosciences Economic Development District, referred to in present law as the "district".

Proposed law changes the name of the Greater New Orleans Biosciences Economic Development District so that "district" now refers to the BioDistrict New Orleans.

Present law (R.S. 33:9039.65(3)) defines "District" as the Greater New Orleans Biosciences Economic Development District.

Proposed law changes the definition of "District" in present law meaning the Greater New Orleans Biosciences Economic Development District to the BioDistrict New Orleans.

Present law (R.S. 33:9039.66(J)) creates 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.

Proposed law adds two members to the advisory committee that are 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.

Present law (R.S. 33:9039.68(A)(13)) authorizes the board of commissioners to appoint officers, agents, and employees, including an executive director and staff, and prescribe their duties, and fix their compensation.

Proposed law specifies that all employees of the BioDistrict are members of the unclassified civil service for cities and the Louisiana State Employees' Retirement System.

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. ____".

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

(Amends R.S. 33:2401(A), 9039.61, 9039.62, 9039.65(3), 9039.66(J), and 9039.68(A)(13) and (B)(1) and (2))