

SENATE BILL NO. 523

BY SENATOR HEITMEIER

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AN ACT

To amend and reenact R.S. 38:330.8(B), relative to authority of levee districts; to provide relative to the funding of the Algiers Levee District and the Orleans Levee District; and to provide for related matters.

Notice of intention to introduce this Act has been published.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 38:330.8(B) is hereby amended and reenacted to read as follows:

§330.8. Funding; appropriations

* * *

B.(1) Proceeds from taxes levied and collected pursuant to this Subsection shall ~~only~~ be used **only** as provided in the tax proposition if a proposition is required and only within the authority or district in which the tax is levied.

(2)(a) The proceeds from the annual ad valorem taxes levied by the Orleans Levee District and the Algiers Levee District shall be delivered by the tax collector for Orleans Parish to **each respective district** ~~the Orleans Levee District~~.

(b) From the first proceeds of such taxes received by the Orleans Levee District **and the Algiers Levee District**, provision shall be made and all funds necessary shall be set aside **by each respective district** for the payment of all debt service or other requirements due on all outstanding bonds, notes, or other evidences of indebtedness **of each respective district** during such calendar year ~~relating to the outstanding bonds of the Orleans Levee District issued and outstanding as of January 1, 2007~~, in accordance with the terms of such instruments and the resolutions and agreements providing for their ~~insurance~~ **issuance** and security.

~~(c) The net amount of such taxes remaining shall be paid by the Orleans Levee District to the Algiers Levee District in such amount as the proportion that the dollar amount of the taxes collected within the Algiers Levee District bears to the total amount of such taxes collected within the parish of Orleans for that tax year.~~

1 ~~(d) Said payment of ad valorem tax proceeds by the Orleans Levee District~~
2 ~~to the Algiers Levee District shall be made on or before the fifteenth day of April in~~
3 ~~each year beginning in the year 2008.~~

4 ~~(e)~~**(c)** After the payments made **by the Orleans Levee District** under
5 Subparagraphs (b) ~~and (e)~~ of this Paragraph:

6 (i) Seven hundred thousand dollars shall be paid to the Non-Flood Protection
7 Asset Management Authority on or before the thirtieth day of July beginning in the
8 year 2011 and on or before the fifteenth day of April thereafter to be used for the
9 operation and maintenance of Lakeshore Drive.

10 (ii) Sufficient funds shall be allocated for purposes of maintaining an Orleans
11 Levee District police force to be made up of not less than twenty-four police officers
12 who shall provide security for Lakeshore Drive and other flood assets located within
13 the jurisdiction of the Orleans Levee District.

14 (iii) The provisions of Subparagraph ~~(e)~~ of this Paragraph shall expire on
15 December 31, 2012.

16 ~~(f) Any additional ad valorem taxes received by the Orleans Levee District~~
17 ~~for the same tax year after said payment shall be paid to the Algiers Levee District~~
18 ~~in the same proportion set forth in Subparagraph (e) of this Paragraph not later than~~
19 ~~thirty days after receipt thereof by the Orleans Levee District.~~

20 (3) The tax proceeds received by the Southeast Louisiana Flood Protection
21 Authority-West Bank pursuant to Paragraph (2) of this Subsection shall be used for
22 the operation and maintenance of levees and for other flood control activities in the
23 West Bank of Orleans Parish.

24 (4) In addition to the taxing authority authorized by Article VI, Section 39(A)
25 and (B) of the Constitution of Louisiana and other applicable provisions of law, the
26 district shall have the same taxing authority as the Orleans Levee District on July 12,
27 2007, to include but not limited to the taxing authority authorized by Article VI,
28 Section 39(A) and (B) and Article VII, Section 23 of the Constitution of Louisiana,
29 and the Special Levee Improvement Tax reauthorized by the Special Election held
30 in Orleans Parish on November 19, 1983.

1 ~~(5) The governing authority of the Orleans Levee District shall, by July 1,~~
2 ~~2008, refinance all of the district's issued and outstanding debt as of January 1, 2007.~~

3 * * *

4 Section 2. This Act shall become effective upon signature by the governor or, if not
5 signed by the governor, upon expiration of the time for bills to become law without signature
6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
7 vetoed by the governor and subsequently approved by the legislature, this Act shall become
8 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____