
SENATE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Senator Riser to Engrossed House Bill No. 132 by Representative Zeringue

AMENDMENT NO. 1

On page 1, line 19, after "project." insert the following:

"The division of administration shall promulgate rules on or before July 1, 2019, that establish the criteria to be used by the commissioner to determine what projects are emergency projects. The rules shall be approved by the Senate Committee on Finance, the Senate Committee on Revenue and Fiscal Affairs, the House Committee on Appropriations, and the House Committee on Ways and Means. If the rules are not approved on or before July 1, 2019, the exception provided pursuant to this Subparagraph shall not apply."

AMENDMENT NO. 2

On page 2, delete lines 10 through 22, and insert the following:

"(c) The nonstate entity is either a parish or a municipality that can demonstrate that it does not have the financial ability to provide a local match pursuant to this Subparagraph.

(i) The commissioner shall determine the ability of a parish to provide the twenty-five percent match using the following formula to determine the parish's Composite Needs Index (CNI):

(aa) The tax base factor shall be a comparison of the parish sales and property tax base per capita to the average statewide sales and property tax base per capita.

(bb) The poverty index factor shall be a comparison of the poverty index for individuals in the parish to the average poverty index for individuals statewide.

(cc) The measurement of family income factor shall be a comparison of the percentage of families in the parish with income less than twenty-five thousand dollars per year to the average percentage of families statewide with income less than twenty-five thousand dollars per year.

(dd) Mathematically, the CNI is the parish sales and property tax base per capita relative to the statewide local sales and property tax base per capita, plus the reciprocal of the poverty index for individuals in the parish relative to the average poverty index for individuals statewide, plus the reciprocal of the percentage of families in the parish earning less than twenty-five thousand dollars per year relative to the percentage of families statewide earning less than twenty-five thousand dollars per year.

(ee) Parishes with a CNI of seventy percent or less than the average CNI for all parishes, not to exceed in number twenty-five percent of all parishes, shall not be required to provide a local match.

(ii) The commissioner shall determine the ability of a municipality to provide the twenty-five percent match by comparing the poverty index for individuals in the municipality to the average poverty index for individuals statewide. Mathematically, the index is the reciprocal of the municipality poverty index compared to the state poverty index. Municipalities with a poverty index that is sixty percent or less than the average poverty index for individuals statewide, not to exceed in number twenty-five percent of all municipalities in the state, shall not be required to provide a local match.

(3) When determining if a nonstate entity has met the local match requirements, the commissioner shall include both cash and in-kind contributions. In-kind contributions include, but are not limited to, expenditures for pre-construction activities, such as securing land, rights of way, permits, planning, design, and engineering, time spent by employees of the nonstate entity on the project, equipment owned by the nonstate entity and used on the project and associated costs of operations, and third-party in-kind contributions."