

GREEN SHEET REDIGEST

HB 857

2024 Regular Session

Robby Carter

CAPITAL OUTLAY. Expands the class of parishes eligible for a waiver of a matching funds requirement for capital outlay projects.

DIGEST

Present law requires the legislature to enact into law a capital outlay bill which includes appropriations of funds from specified sources, including proceeds of bonds, to be expended during the ensuing fiscal year for capital projects as defined in present law. Requires that all projects included within any capital outlay act, under penalty of nullity, shall have been proposed, reviewed, and evaluated by the division of administration, referred to hereafter as the "division", in accordance with applicable provisions of present law. Proposed law retains present law.

Present law requires that capital outlay projects of nonstate entities have a match of not less than 25% of the total project cost, but provides for certain exceptions to this match requirement. Proposed law retains present law.

Present law authorizes the division, at its discretion, to waive the entire 25% match requirement, or a portion of the required match, for an applicant project undertaken by a municipality with a population of less than 6,000 or a parish with a population of 7,500 or less which has demonstrated, through a procedure established in present law, its inability to provide a local match.

Proposed law increases from 7,500 to 12,000 the population threshold under which a parish may potentially qualify for a waiver of the match requirement for capital outlay projects.

Proposed law stipulates that in determining the population of a municipality or parish for purposes of the waiver, the calculation of the municipality's or parish's population shall exclude the number of correctional facility inmates who are committed to the custody of a federal, state, or local corrections or law enforcement agency. Requires the division to determine which municipalities and parishes meet the population-based qualifications established in proposed law.

Proposed law applies to the funding of nonstate entity projects included in the capital outlay budget for fiscal years commencing on or after July 1, 2025 and ending on or before June 30, 2027.

(Amends R.S. 39:112(E)(2)(e)(i)(intro. para.))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Ways and Means to the original bill:

- 1. Provide that proposed law shall apply to the funding of nonstate entity projects included in the capital outlay budget for fiscal years commencing on or after July 1, 2025.

The House Floor Amendments to the engrossed bill:

- 1. Stipulate that in determining the population of a municipality or parish for purposes of the waiver provided for in present law and proposed law, the calculation of the municipality's or parish's population shall exclude the number of correctional facility inmates within the municipality or parish who are committed to the custody of a federal, state, or local corrections or law enforcement agency.

2. Require the division of administration to determine which municipalities and parishes meet the population-based qualifications established in proposed law.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Revenue and Fiscal Affairs to the reengrossed bill

1. Provides that proposed law shall only be applicable to capital outlay budget for fiscal years commencing on or after July 1, 2025 and ending on or before June 30, 2027.