

RÉSUMÉ DIGEST

ACT 741 (HB 857)

2024 Regular Session

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Existing law requires the legislature to enact 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 existing 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 existing law.

Existing 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.

Existing 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 which has demonstrated its inability to provide a local match.

Prior law authorized 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 parish with a population of 7,500 or less which had demonstrated its inability to provide a local match.

New law increases from 7,500 to 12,000 the population threshold qualifying a parish for a waiver of the match requirement for a capital outlay project contingent upon the parish demonstrating its inability to provide a local match.

Existing law establishes the procedure through which a municipality or parish may demonstrate its inability to provide a local match for a capital outlay project.

New law stipulates that in determining the population of a municipality or parish for purposes of the local match waiver, the calculation of its 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 meet the population-based qualifications established in existing law and which parishes meet the population-based qualifications established in new law.

New law stipulates that its provisions, along with those of existing law relative to waivers of the match requirement, apply 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.

Effective August 1, 2024.

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