

First Extraordinary Session, 2005

HOUSE BILL NO. 55

BY REPRESENTATIVE HEBERT

FUNDS/FUNDING: Establishes the Rebuild Louisiana Fund as a special fund in the state treasury for support of repair and reconstruction of state infrastructure lost or damaged due to Hurricanes Katrina and Rita (Item #27)

1 AN ACT

2 To enact Subpart I of Part II-B of Chapter 1 of Subtitle I of Title 39 of the Louisiana
3 Revised Statutes of 1950, to be comprised of R.S. 39:100.21, relative to state funds;
4 to establish the Rebuild Louisiana Fund as a special fund in the state treasury; to
5 provide for the deposit of monies into the fund; to provide for appropriation and use
6 of monies in the fund; to provide for limitations on the use of appropriations; to
7 require approval by the Joint Legislative Committee on the Budget for certain
8 expenditures from monies appropriated from the fund; and to provide for related
9 matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. Subpart I of Part II-B of Chapter 1 of Subtitle I of Title 39 of the
12 Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.21, is hereby enacted to read
13 as follows:

14 SUBPART I. REBUILD LOUISIANA FUND

15 §100.21. Rebuild Louisiana Fund

16 A. The "Rebuild Louisiana Fund", hereinafter referred to as the "fund", is
17 hereby established as a special fund in the state treasury to provide for the repair,
18 renovation, restoration, reconstruction, or replacement of state-owned public

1 facilities, buildings, and other assets, hereinafter referred to in this Subpart as "state
2 assets".

3 B. The sources of monies to be deposited into the fund shall be all monies
4 received by the state on behalf of or through any of its agencies from the federal
5 government, an insurer, or from any other nonstate source for purposes of repair,
6 renovation, restoration, reconstruction, or replacement of a state asset.

7 C. Monies in the fund shall be appropriated only to the facility planning and
8 control section of the division of administration, for use in the repair, renovation,
9 restoration, reconstruction, or replacement of state assets. The expenditure of any
10 monies appropriated from the fund for any project which exceeds one hundred
11 thousand dollars shall be approved by the Joint Legislative Committee on the Budget
12 prior to the execution of any contract related thereto, including planning and
13 preconstruction activities.

14 D. All unexpended and unencumbered monies in the fund at the end of the
15 fiscal year shall remain in the fund. Monies in the fund shall be invested by the state
16 treasurer in the same manner as those in the state general fund. Earnings on the
17 investment of monies in the fund shall be credited to the fund.

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

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument.

Hebert

HB No. 55

Abstract: Establishes the Rebuild Louisiana Fund to provide for repair, renovation, restoration, reconstruction, and replacement of Louisiana's public infrastructure.

Proposed law establishes the Rebuild Louisiana Fund, hereinafter "fund" as a special fund in the state treasury to provide for the repair, renovation, restoration, reconstruction, or replacement of state buildings and other assets, hereinafter "state assets". Monies to be

deposited into the fund are those received by the state from the federal government or from any nonstate source for purposes of repair, renovation, restoration, reconstruction, or replacement of state assets.

Proposed law provides that all unexpended and unencumbered monies in the fund at the end of the fiscal year remain in the fund. Monies in the fund shall be invested by the state treasurer in the same manner as those in the state general fund and earnings thereon shall be credited to the fund.

Proposed law provides that monies in the fund shall be subject to appropriation only to the facility planning and control section of the division of administration, hereinafter "facility planning section", for use in the repair, renovation, restoration, reconstruction, or replacement of state assets. Further, the expenditure of any monies appropriated from the fund for any project which exceeds \$100,000 shall be approved by the Joint Legislative Committee on the Budget prior to the execution of any contract related thereto, including planning and preconstruction activities.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 39:100.21)