
DIGEST

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LaFleur

HB No. 36

Abstract: Establishes the Restoration Fund to provide for repair, renovation, restoration, reconstruction, and replacement of Louisiana's public infrastructure and further provides for the Restoration Priority Program.

Proposed law establishes the Restoration 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". The fund shall be composed of two separate accounts, the Main Account and the State Match Account. Monies to be deposited into the Main Account shall be 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. The source of monies to be deposited into the State Match Account shall be legislative appropriation.

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, appropriations from the fund in each fiscal year shall be in conformity with the most recently adopted Restoration Priority Program for that fiscal year.

Proposed law requires that each year the facility planning section develop a proposed prioritized program which lists projects recommended to be funded through anticipated appropriations from the fund, which program shall be known as the Restoration Priority Program. The program shall consist of a list of projects to be commenced in the next fiscal year and a separate set of projects which will be commenced in subsequent fiscal years. The proposed program shall be submitted to the Joint Legislative Committee on the Budget, hereinafter the "committee", for review, amendment, and approval.

Proposed law provides that the specific elements of the program, the schedule for submission and consideration of same, and all other matters not provided by law which relate to the committee's jurisdiction over the proposed program shall be governed by resolution adopted by the committee.

Proposed law provides for consideration of the proposed program by the committee. The committee may amend the proposed program by a favorable vote of a majority of the members thereof from each house present and voting, each house voting separately, a quorum of the committee being present. The committee shall adopt the recommended Restoration Priority Program by committee resolution.

Proposed law authorizes the facility planning section to utilize any process, procedure, or authorities granted to it pursuant to Part III of Chapter 1 of Subtitle II of Title 39 (capital outlay). Further, the commissioner of administration is authorized to establish procedures and promulgate rules pursuant to the Administrative Procedure Act as he deems appropriate in carrying out the provisions of this Subpart.

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

(Adds R.S. 39:100.31 and 100.32)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Appropriations to the original bill.

1. Specifies that the Restoration Priority Program shall consist of a list of projects for the next fiscal year, along with a separate set of projects to be commenced in subsequent fiscal years.