The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Ashley Mitchell Carter.

DIGEST

SB 199 Engrossed 2017 Regular Session Erdey

Proposed law provides that a public entity may share equipment with another public entity without rendering payment to the entity that owns the equipment as long as the entities have executed a cooperative endeavor agreement for the use of the equipment.

Proposed law requires that the cooperative endeavor agreement contain reasonable details of the obligations between parties, identify the equipment that will be used, explain the use of the equipment, and include a hold harmless provision.

Proposed law defines "public entities" as the following:

(a) State boards, agencies or commissions, parishes, municipalities, city parish, and other local school boards and districts, levee boards and districts, port boards and commissions, port, harbor terminal and industrial districts, drainage and land reclamation districts, all special service districts including but not limited to road, water, sewage, fire protection, recreation, hospital service, and gas utility districts.

(b) All other political subdivisions, special authorities, commissions, public trusts, and boards.

(c) All other units of local government created or governed by the governing authorities of parishes or municipalities.

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

(Adds R.S. 33:4712.17)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Local and Municipal Affairs to the original bill

1. Changes the nature of the lending from borrowing to sharing.

2. Adds requirement of a cooperative endeavor agreement between the public entities setting forth in reasonable detail the obligations of the parties.

3. Adds mandates that the cooperative endeavor agreement identify the equipment that will be shared, explains the use of the equipment, and includes a hold harmless provision.