

2018 Regular Session

HOUSE BILL NO. 90

BY REPRESENTATIVE TALBOT

CAPITAL OUTLAY: Requires the Joint Legislative Committee on Capital Outlay to approve line of credit recommendations for nonstate entity projects

1 AN ACT

2 To amend and reenact R.S. 39:122(A), relative to capital outlay; to provide relative to the
3 capital outlay process; to provide for line of credit recommendations for nonstate
4 entity projects; to require the approval of certain line of credit recommendations; to
5 provide for an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 39:122(A) is hereby amended and reenacted to read as follows:

8 §122. Commencement of work

9 A. No work shall commence and no contract shall be entered into for any
10 project contained in the capital outlay act unless and until funds are available from
11 the cash sources indicated in the act or from the sale of bonds or from a line of credit
12 approved by the State Bond Commission, except contracts for Department of
13 Transportation and Development projects which are subject to the provisions of R.S.
14 48:251(D). ~~The Joint Legislative Committee on Capital Outlay~~ commissioner of
15 administration shall make recommendations to the ~~commissioner of administration~~
16 Joint Legislative Committee on Capital Outlay concerning the ~~non-state~~ nonstate
17 entity projects to be granted lines of credit. The commissioner of administration
18 shall submit to the Joint Legislative Committee on Capital Outlay a list of nonstate
19 entity projects that ~~will be submitted to the State Bond Commission~~ the division of
20 administration recommends for lines of credit ~~a minimum of five days prior to the~~

1 ~~submission to the State Bond Commission~~ no less than fifteen days prior to the
2 meeting date of the State Bond Commission in which the lines of credit are to be
3 considered. The Joint Legislative Committee on Capital Outlay shall receive the list
4 of recommendations from the division of administration and shall have discretion to
5 approve the list, reject any project on the list, or make any other changes to the list.
6 The committee shall make final recommendations and shall approve a list of nonstate
7 entity projects which shall be submitted to the State Bond Commission for
8 consideration of lines of credit. Only nonstate entity projects which received
9 approval from the Joint Legislative Committee on Capital Outlay shall be submitted
10 to the State Bond Commission for consideration of lines of credit.

* * *

12 Section 2. This Act shall become effective on January 1, 2019.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 90 Original

2018 Regular Session

Talbot

Abstract: Requires the Joint Legislative Committee on Capital Outlay (JLCCO) to approve nonstate entity line of credit recommendations before the division of administration submits the list to the State Bond Commission for funding.

Present law prohibits work from commencing and contracts from being entered into for any project contained in the capital outlay act unless and until funds are available from cash sources indicated in the act, or from the sale of bonds or from a line of credit approved by the State Bond Commission (SBC). Present law exempts certain contracts for the Dept. of Transportation and Development from this prohibition.

Present law requires the JLCCO to make recommendations to the commissioner of administration concerning nonstate entity projects to be granted lines of credit. Further requires the commissioner to submit the list of projects to be recommended for lines of credit to the JLCCO a minimum of five days prior to submission of the list to the SBC.

Proposed law changes present law by requiring the commissioner to make recommendations to the JLCCO concerning nonstate entity projects to be recommended for lines of credit. Further requires the commissioner to submit the list of recommendations to the JLCCO no less than 15 days prior to the meeting date of the SBC in which the lines of credit are to be considered for funding.

Proposed law requires the JLCCO to make final recommendations by approving the list, rejecting any project on the list, or making any other changes to the list. Specifies that only nonstate entity projects which received approval from the JLCCO can be submitted to the SBC for consideration of funding.

Effective Jan 1, 2019.

(Amends R.S. 39:122(A))