

2020 Regular Session

SENATE BILL NO. 487

BY SENATOR ALLAIN

CAPITAL OUTLAY. Provides relative to the capital outlay application process. (8/1/20)

1 AN ACT

2 To amend and reenact R.S. 39:101(A)(1)(b), relative to capital outlay; to provide with  
3 respect to applications for capital outlay budget requests; to provide for which  
4 projects are required to reapply annually; to provide for an effective date; and to  
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 39:101(A)(1)(b) is hereby amended and reenacted to read as follows:

8 §101. Capital outlay budget request; feasibility studies

9 A.(1) \* \* \*

10 (b)~~The application for any~~ **(i) An updated** capital outlay budget request  
11 ~~which receives funding in the capital outlay budget shall be updated~~ **submitted** each  
12 year that the project ~~remains active in the budget process to~~ **requires new state**  
13 **funds in order to fully fund the project scope most recently approved by the**  
14 **legislature or the project has not encumbered a contract for acquiring lands,**  
15 **buildings, equipment, or construction of a permanent property within the**  
16 **twenty-four month period before the submission deadline. The updated request**  
17 **shall** reflect all changes in the project that occurred since the previous submission.

1 The resubmission of the capital outlay budget request shall be subject to all of the  
 2 requirements and the November first submission deadline as all other capital outlay  
 3 budget requests.

4 **(ii) An updated capital outlay budget request shall not be required for**  
 5 **any project for which the work is complete or any project which has been**  
 6 **abandoned. A project shall be considered abandoned when no expenditures**  
 7 **occur within the twenty-four month period before the submission deadline.**

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The original instrument was prepared by Leonore Heavey. The following digest, which does not constitute a part of the legislative instrument, was prepared by Christine Arbo Peck.

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DIGEST

SB 487 Reengrossed                      2020 Regular Session                      Allain

Present law requires that the application for any capital outlay budget request which receives funding in the capital outlay budget be updated each year that the project remains active in the budget process to reflect all changes in the project that occurred since the previous submission.

Proposed law provides for an updated capital outlay budget request to be submitted each year that the project requires new state funds in order to fully fund the project scope most recently approved by the legislature or the project has not encumbered a contract for acquiring lands, buildings, equipment, or construction of a permanent property within the 24-month period before the submission deadline.

Proposed law further provides that an updated capital outlay budget request shall not be required for any complete or abandoned project. A project shall be considered abandoned when no expenditures occur within the 24-month period before the submission deadline.

Effective August 1, 2020.

(Amends R.S. 39:101(A)(1)(b))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Revenue and Fiscal Affairs to the original bill

1. Limits the reapplication requirement to those projects that are receiving new state funding.

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Provides for an updated capital outlay budget request to be submitted each year that the project requires new state funds in order to fully fund the project scope most recently approved by the legislature or the project has not

encumbered a contract for acquiring lands, buildings, equipment, or construction of a permanent property within the 24-month period before the submission deadline.

2. Provides that an updated capital outlay budget request shall not be required for any complete or abandoned project. A project shall be considered abandoned when no expenditures occur within the 24-month period before the submission deadline.