2020 Second Extraordinary Session SENATE BILL NO. 50 BY SENATOR ALLAIN

1	AN ACT
2	To amend and reenact R.S. 39:122(A), relative to work on projects in the annual capital
3	outlay act; to provide relative to the commencement of work or delays in
4	construction; to provide relative to public statements and notices of delays in
5	construction; to 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; delays in construction; public statement;
9	allocated funds
10	A.(1) No work shall commence and no contract shall be entered into for any
11	project contained in the capital outlay act unless and until funds are available from
12	the cash sources indicated in the act or from the sale of bonds or from a line of credit
13	approved by the State Bond Commission, except contracts for Department of
14	Transportation and Development projects which are subject to the provisions of R.S.
15	48:251(D).
16	(2) State-owned projects planned for the fiscal year in which an
17	appropriation has been funded shall be commenced in that fiscal year and the
18	administering agencies shall diligently commence work on those projects in
19	accordance with the provisions of the annual capital outlay act, Titles 38, 39,
20	and 48 of the Louisiana Revised Statutes of 1950 and any other applicable
21	statutory provision. If a project cannot be commenced within the fiscal year for
22	which it is planned, the administering agency shall file with the project records
23	a public statement as to the factors causing the delay. The administering agency
24	shall send a copy of the public statement regarding the cause of the delay and
25	notice when the delaying factors have been overcome, no later than the first day

Page 1 of 2 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

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1	of February each year, to the Joint Legislative Committee on Capital Outlay
2	and to each senator and representative in whose district the project is located.
3	When the cause of the delay has been cured, the administering agency shall
4	commence the work immediately and expeditiously.
5	(3) The Joint Legislative Committee on Capital Outlay shall make
6	recommendations to the commissioner of administration concerning the non-state
7	entity projects to be granted lines of credit. The commissioner of administration shall
8	submit to the Joint Legislative Committee on Capital Outlay a list of projects that
9	will be submitted to the State Bond Commission for lines of credit a minimum of
10	five days prior to the submission to the State Bond Commission.
11	* * *
12	Section 2. This Act shall become effective upon signature by the governor or, if not
13	signed by the governor, upon expiration of the time for bills to become law without signature
14	by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
15	vetoed by the governor and subsequently approved by the legislature, this Act shall become
16	effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____