

RÉSUMÉ DIGEST

ACT 39 (SB 50)

2020 Second Extraordinary Session

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Prior law provided that no work shall commence and no contract shall be entered into for any project contained in the capital outlay act unless and until funds are available from the cash sources indicated in the act or from the sale of bonds or from a line of credit approved by the State Bond Commission, except contracts for Dept. of Transportation and Development projects which are subject to the provisions of prior law relative to the department's cash management plan. New law retains prior law.

New law provides that state-owned projects planned for the fiscal year in which an appropriation has been made shall be commenced in that fiscal year and the administering agencies shall diligently commence work on those projects in accordance with the provisions of the annual capital outlay act, Titles 38, 39, and 48 of the La. Revised Statutes of 1950 and any other applicable statutory provision.

New law further provides that if a project cannot be commenced within the fiscal year for which it is planned, the administering agency shall file with the project records a public statement as to the factors causing the delay. The administering agency shall send a copy of the public statement regarding the cause of the delay and notice when the delaying factors have been overcome no later than Feb. 1 each year, to the Joint Legislative Committee on Capital Outlay and to each senator and representative in whose district the project is located. When the cause of the delay has been cured the administering agency shall commence the work immediately and expeditiously.

Effective upon signature of the governor (October 28, 2020).

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