SLS 23RS-372 **ORIGINAL**

2023 Regular Session

SENATE BILL NO. 166

BY SENATOR JACKSON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CAPITAL OUTLAY. Authorizes the division of administration to waive local match requirements for certain nonstate entity projects. (gov sig)

1   AN ACT

2   To enact R.S. 38:112(E)(2)(e), relative to capital outlay procedure; to provide relative to

3   match requirements for nonstate entity projects; to authorize the division of

4   administration to waive the local match requirements for certain projects; to provide

5   for effectiveness; and to provide for related matters.

6   Be it enacted by the Legislature of Louisiana:

7   Section 1. R.S. 38:112(E)(2)(e) is hereby enacted to read as follows:

8   §112. Capital outlay act

9   *   *   *

10   E.(1)   *   *   *

11   (2) Non-state entity projects shall require a match of not less than twenty-five

12   percent of the total requested amount of funding except:

13   *   *   *

14   **(e) The division of administration may, at its discretion, waive the entire**

15   **match or a portion thereof for a project undertaken by a municipality with a**

16   **population of less than six thousand which has demonstrated its inability to**

17   **provide a local match.**

1   *   *   *

2   Section 2. This Act shall become effective upon signature by the governor or, if not

3 signed by the governor, upon expiration of the time for bills to become law without signature

4 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

5 vetoed by the governor and subsequently approved by the legislature, this Act shall become

6 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Curry Lann.

DIGEST

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Present law requires the governor to submit to the legislature no later than the eighth day of
each regular session a capital outlay budget which implements the first year of the five-year
capital outlay program and the bond authorization bill for the sale of bonds to fund projects
included in the bond portion of the capital outlay bill.

Present law requires nonstate entities applying for capital outlay funding to provide a match
of not less than 25% of the total requested funding amount with the following exceptions:

(1)   Projects deemed to be an emergency by the commissioner of administration.

(2)   Projects for which a nonstate entity has demonstrated its inability to provide a local
          match.

(3)   A water or sewer project for a system servicing 1,250 or fewer connections.

(4)   A project undertaken by a governmental entity to provide natural gas utility services
          for a system that services 1,250 or fewer connections.

Proposed law adds an exception that the division of administration may, at its discretion,
waive the entire match or a portion thereof for a project undertaken by a municipality with
a population of less than 6,000 which has demonstrated its inability to provide a local match.

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

(Adds R.S. 38:112(E)(2)(e))

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