
The original instrument was prepared by Michelle D. Ridge. The following digest, which does not constitute a part of the legislative instrument, was prepared by Curry J. Lann.

DIGEST

SB 431 Reengrossed 2024 Regular Session Cloud

Proposed law creates the Juvenile Detention Commission (commission) to review applications submitted pursuant to the Juvenile Detention Commission Program (program) and make recommendations for funding to the Joint Legislative Committee on the Budget (JLCB).

Proposed law provides that the 10 member commission shall include the following:

- (1) The president of the Senate or his designee.
- (2) Three members appointed by the president from the following committees: Judiciary B, Finance, and Revenue and Fiscal Affairs.
- (3) The speaker of the House of Representatives or his designee.
- (4) Three members appointed by the speaker from the following committees: Administration on Criminal Justice, Appropriations, and Ways and Means.
- (5) Two members appointed by the governor.

Proposed law provides that a Senate member selected by the president of the Senate and a House member selected by the Speaker of the House of Representatives shall serve as cochairs of the commission and establishes that six members constitute a quorum.

Proposed law provides that the members of the commission shall serve without compensation. The appointed members of the commission who are state employees may receive the same reimbursement of travel expenses for attending the meetings as is allowed for state employees' travel. The appointed members of the commission who are not state employees may receive the same reimbursement of travel expenses for attending the meetings as is allowed for state employees' travel, except all legislative members of the commission shall receive the same per diem and travel expenses for attending meetings of the commission or any meeting thereof as is normally provided for members of the legislature.

Proposed law provides that the program is established to grant funding for the design, construction, site purchase, refurbishment, site work, and other necessary items or materials for the building, repair, or refurbishment of a fully operational juvenile detention center to house pre- and post-adjudicated juveniles.

Proposed law provides for the administration of the program and the establishment of a working

panel to review and rate applications submitted and make recommendations for funding to the commission.

Proposed law requires the division of administration to promulgate guidance for the administration of the program and submit the proposed guidance to the commission for review and approval no later than August 1, 2024.

Proposed law allows the division to enter into consulting services, professional services, and information and technology service contracts for the purpose of the procurement of any goods or services necessary to implement and expedite the distribution of funds as emergency procurements exempt from the La. Procurement Code.

Proposed law requires the division to begin accepting applications no later than September 1, 2024 and provides for application requirements.

Proposed law provides that the working panel's ratings of proposed projects and recommendations for funding be submitted to the commission within 45 days of the end of the application period. Provides that the commission shall review the ratings and recommendations submitted and provide to JLCB its recommendations for grant awards.

Proposed law requires JLCB to review the recommendations submitted by the commission and have final approval of projects that receive grant awards through the program. Allows the commission, without further approval from JLCB, to approve adjustments to any grant award under certain circumstances.

Proposed law provides for the rescission of a grant for failure to comply with proposed law.

Proposed law requires the division, beginning January 1, 2025, to submit a quarterly status update for funded projects to the commission and JLCB.

Proposed law requires grant recipients to comply with audits performed by the legislative auditor as provided in present law. Provides an exception to present law consequences for noncompliance.

Proposed law creates the Juvenile Detention Fund (fund) and requires monies in that fund be used to provide grant funding for the design, construction, site purchase, refurbishment, site work, and other necessary items or materials for the building, repair, or refurbishment of a fully operational juvenile detention center to house both pre-adjudicated and post-adjudicated juveniles in certain circumstances.

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

(Adds R.S. 39:100.241 and 100.242)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Finance to the original bill

1. Authorizes the president of the Senate and the Speaker of the House of Representatives to select the cochairs of the commission.
2. Provides that the members of the commission shall serve without compensation and authorizes travel expenses and per diem in certain circumstances.
3. Requires the division of administration to submit proposed guidance to the commission for review and approval no later than August 1, 2024.
4. Requires the division to begin accepting applications to the program no later than September 1, 2024.
5. Requires the working panel's ratings of proposed projects and recommendations for funding be submitted to the commission within 45 days of the end of the application period.
6. Removes provisions authorizing the commission to approve adjustments to grant awards and matching fund requirements.
7. Removes provision exempting monies appropriated pursuant to proposed law from certain audit requirements.

Senate Floor Amendments to engrossed bill

1. Makes technical changes.