

LEGISLATIVE FISCAL OFFICE

Fiscal Note



Fiscal Note On: **HB 365** HLS 09RS 999

Bill Text Version: **REENGROSSED**

Opp. Chamb. Action: **w/ SEN COMM AMD**

Proposed Amd.:

Sub. Bill For.:

Date: June 19, 2009	1:30 PM	Author: SIMON
Dept./Agy.: Executive/DOA		
Subject: Percent for universal design program		Analyst: Evan Brasseaux

PUBLIC BLDGS/GROUNDS-ST RE1 INCREASE GF EX See Note Page 1 of 1

Requires a percentage of cost of building or remodeling state buildings to be used for implementation of principles of universal design

The proposed legislation provides for the establishment of the Percent for Universal Design Program. The purpose of the program is to provide for the implementation of such principles in or on state buildings and grounds to move beyond minimum accessibility requirements, maximize accessibility for all users regardless of their functional capabilities, and bring to the attention of architects, builders, and the public at large the vast benefits that can be realized by implementing universal design principles in the construction and renovation of all buildings. The proposed law provides that whenever more than \$2 million of state funds is to be spent by a state agency for the construction and renovation of a state building, the agency that contracts for the construction or renovation shall expend 2% of the state money to utilize and incorporate universal design principles. Projects for the construction or renovations of state buildings that have been let prior to the effective date of this Act shall not be required to incorporate the principals of universal design. Act becomes effective on January 1, 2010.

EXPENDITURES	2009-10	2010-11	2011-12	2012-13	2013-14	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Ded./Other	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2009-10	2010-11	2011-12	2012-13	2013-14	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

The proposed legislation will result in an increase in SGF expenditures of approximately \$4 million annually with growth of approximately 2%/yr to account for conservative construction inflation. This estimate is based on the expenditure history of a similarly designed program (Percent for the Arts) which requires that whenever \$2 million or more of state funds is spent for construction or renovation of a state building, 1% is spent on art to be exhibited in or on state buildings and grounds. The impact on individual means of finance is indeterminable as capital outlay projects are funded with different means of finance such as revenue bonds, self-generated revenues, SGF, and GO bonds and these means of finance may change from year to year.

NOTE: The DOA indicates that passage of this legislation could lead to increased litigation and disputes brought by affected disabled individuals.

Facility Planning and Control (FP&C) notes that training of its 26 project managers and 5 senior architects will be required to understand, recognize and incorporate the Universal Design principles into capital outlay projects. FP&C indicates that training costs for FY 10 would be approximately \$50,000 with additional but declining expenses in subsequent years until the entire staff is fully trained in these concepts.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate	Dual Referral Rules	House	
☒ 13.5.1 >= \$500,000 Annual Fiscal Cost		☐ 6.8(F) >= \$500,000 Annual Fiscal Cost	
☐ 13.5.2 >= \$500,000 Annual Tax or Fee Change		☐ 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease	H. Gordon Monk Legislative Fiscal Officer