

Regular Session, 2013

HOUSE BILL NO. 604

BY REPRESENTATIVES BROSSETT AND WESLEY BISHOP

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

FUNDS/FUNDING-GRANTS: To provide for the distribution and allocation of unspent federal funds available for recovery from Hurricanes Katrina and Rita

1 AN ACT

2 To enact R.S. 39:136, relative to federal funds; to provide for the distribution and allocation
3 of unspent federal funds available for recovery from Hurricanes Katrina and Rita; to
4 provide for effectiveness; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 39:136 is hereby enacted to read as follows:

7 §136. Federal funds related to disaster recovery

8 A. As used in this Section:

9 (1) "Recovery" shall mean all of the efforts and activities of the state to
10 rebuild and redevelop from Hurricane Katrina and its aftermath and Hurricane Rita
11 and its aftermath.

12 (2) "Recovery program" means programs supported by federal funds and
13 implemented pursuant to an Action Plan, a Partial Action Plan, or amendment to an
14 Action Plan or Partial Action Plan approved by an agency of the federal government
15 to support the recovery.

16 B. The office of community development within the division of
17 administration shall allocate any unspent federal funds available for the recovery to
18 the governing authority of each parish affected by Hurricane Katrina or Hurricane
19 Rita as follows:

1 (1) For each recovery program, the office of community development shall
2 determine the amount allocated to each parish and the amount spent in each parish.

3 (2) For each recovery program, the amount allocated to the parish, less the
4 amount spent in the parish, shall be distributed to the parish governing authority of
5 each affected parish, unless the parish governing authority requests that the state
6 continue to operate such program. If a parish governing authority requests that the
7 state continue to operate a recovery program to administer the funds allocated for
8 that program in such parish, the office of community development shall continue to
9 administer the program in such parish. If a parish governing authority elects not to
10 accept operation of a recovery program, the parish governing authority may
11 thereafter request operation of that recovery program and the office of community
12 development shall transfer administration of that program to such governing
13 authority within thirty days of the receipt of the request.

14 C. If a parish seeks to modify its allocations among recovery programs, or
15 to use all or part of its allocations for a purpose other than that permitted under the
16 approved program, the office of community development shall seek the necessary
17 federal approvals to permit the parish governing authority to provide an alternative
18 use of the allocated monies.

19 D. Nothing contained herein shall be construed to alter or impair any
20 contract or award pursuant to a recovery program existing on the effective date of
21 this Section.

22 Section 2. This Act shall become effective on July 1, 2013; if vetoed by the governor
23 and subsequently approved by the legislature, this Act shall become effective on July 1,
24 2013, or on the day following such approval by the legislature, whichever is later.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Brossett

HB No. 604

Abstract: Provides for the distribution of unspent federal funds available for recovery from Hurricanes Katrina and Rita to the parish governing authorities.

Proposed law requires the office of community development to allocate any unspent federal funds available for the recovery to the governing authority of each parish affected by Hurricane Katrina or Hurricane Rita as follows:

- (1) For each recovery program, the office of community development shall determine the amount allocated to each parish and the amount spent in each parish.
- (2) For each recovery program, the amount allocated to the parish, less the amount spent in parish, shall be distributed to the parish governing authority of each affected parish.

Proposed law permits the parish governing authority to request that the state continue to operate such a program and requires the state office of community development to continue to administer the program in that parish if so requested. If a parish governing authority requests to operate a program, requires the office of community development transfer administration of any program to a parish governing authority within 30 days of the request.

Proposed law requires the office of community development to seek necessary federal approvals to permit a parish governing authority to provide an alternative use of the allocated monies.

Proposed law shall not be construed to alter or impair any contract or award pursuant to a recovery program existing on the effective date.

Effective on July 1, 2013.

(Adds R.S. 39:136)