
HOUSE COMMITTEE AMENDMENTS

2016 Regular Session

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 235 by Representative Talbot

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" and before the comma "," delete "R.S. 39:122(A)" and
3 insert "R.S. 39:112(E)(1) and (2) and (F) and 122(A) and to enact R.S. 39:112(H)"

4 AMENDMENT NO. 2

5 On page 1, line 5, after "recommendations;" and before "to" insert "to require waivers of the
6 local match requirement to be approved by the Joint Legislative Committee on Capital
7 Outlay; to require certain approvals of requests to change priorities; to provide for certain
8 notifications; to provide for certain limitations;"

9 AMENDMENT NO. 3

10 On page 1, line 7, after "Section 1." delete the remainder of the line in its entirety and insert
11 the following:

12 "R.S. 39:112(E)(1) and (2) and (F) and 122(A) are hereby amended and reenacted
13 and R.S. 39:112(H) is hereby enacted to read as follows:"

14 AMENDMENT NO. 4

15 On page 1, between lines 7 and 8, insert the following:

16 "§112. Capital outlay act

17 * * *

18 E.(1) General obligation bond funding of non-state projects shall be limited
19 to no more than twenty-five percent of the cash line of credit capacity for projects
20 in any fiscal year. Non-state projects are those projects not owned and operated by
21 the state except those projects determined by the commissioner of administration to
22 be a regional economic development initiative or regional health care facility
23 operated in cooperation with the state. However, the designation of a non-state
24 project by the commissioner of administration as a regional economic development
25 initiative or regional health care facility operated by the state shall be approved by
26 the Joint Legislative Committee on Capital Outlay prior to the match requirement
27 provided for in this Section being waived or prior to the project being considered a
28 state project for purposes of the twenty-five percent funding limitation for non-state
29 projects.

30 (2)(a) Non-state entity projects shall require a match of not less than twenty-
31 five percent of the total requested amount of funding except:

32 ~~(a)~~(i) A project deemed by the commissioner of administration to be an
33 emergency project.

34 ~~(b)~~(ii) A project of a non-state entity which has demonstrated its inability to
35 provide a local match. The division of administration shall promulgate rules
36 establishing a needs-based formula for determining the inability of a non-state entity
37 to provide the required local match. However, ~~such~~ the rules shall be approved by
38 the House Committee on Appropriations, the House Committee on Ways and Means,

1 the Senate Committee on Finance, and the Senate Committee on Revenue and Fiscal
2 Affairs before they are promulgated.

3 ~~(e)(iii)~~ A project for a rural water system servicing less than one thousand
4 customers to extend or connect waterlines to other water systems.

5 (b) Beginning July 1, 2016, all requests for the waiver of the local match
6 requirement pursuant to the provisions of this Paragraph shall be approved by the
7 Joint Legislative Committee on Capital Outlay prior to the waiver becoming
8 effective. A waiver that is not approved by the Joint Legislative Committee on
9 Capital Outlay shall be inapplicable, inoperable, and of no effect.

10 F. The general obligation bond cash line of credit capacity shall be limited
11 to two hundred fifty million dollars annually adjusted for construction inflation from
12 ~~1994~~ 2017. This limit shall only be raised by a favorable vote of two-thirds of the
13 elected members of each house of the legislature.

14 * * *

15 H. Prior to the submission to or approval by the Interim Emergency Board
16 or the State Bond Commission of any request to change the priority designation of
17 a capital outlay appropriation for any state or non-state entity as set forth in the
18 comprehensive capital outlay budget, the request shall first be submitted to and
19 approved by the Joint Legislative Committee on Capital Outlay. The Joint
20 Legislative Committee on Capital Outlay shall conduct a hearing on requests to
21 change a priority designation of a capital outlay appropriation within thirty calendar
22 days of receiving the request and shall notify the Interim Emergency Board and the
23 State Bond Commission in writing within five calendar days of such hearing of any
24 priority change approved by the committee. No request for a priority change shall
25 be submitted to the Interim Emergency Board unless the priority change has first
26 been submitted to and approved by the Joint Legislative Committee on Capital
27 Outlay.

28 * * *"