

2018 Regular Session

HOUSE BILL NO. 129

BY REPRESENTATIVE REYNOLDS

CAPITAL OUTLAY: Exempts certain Department of Wildlife and Fisheries projects from the capital outlay process

1 AN ACT

2 To enact R.S. 39:128(E), relative to the capital outlay process; to provide for the exemption  
3 of certain projects from the capital outlay process; to provide for the exemption of  
4 certain projects from certain professional service contract requirements; and to  
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 39:128(E) is hereby enacted to read as follows:

8 §128. Exemptions

9 \* \* \*

10 E. Minor repairs, renovation, or construction of buildings or other facilities  
11 or the purchase of land, buildings, or other facilities when the construction cost or  
12 purchase price is less than or equal to five hundred thousand dollars, adjusted  
13 annually in accordance with the United States Bureau of Labor Statistic's consumer  
14 price index for all urban consumers as published in January of each year, may be  
15 undertaken by land owned or managed by the Department of Wildlife and Fisheries  
16 without being included in the capital outlay budget, but shall be subject to the  
17 approval of the commissioner of administration and the House Committee on Ways  
18 and Means and the Senate Committee on Revenue and Fiscal Affairs. The  
19 Department of Wildlife and Fisheries shall not incur debt to fund any project that is  
20 not included in the capital outlay budget. For the purpose of this Section,

1        "construction cost" shall not be construed to include design fees or movable  
2        equipment.

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## 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)]

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HB 129 Engrossed

2018 Regular Session

Reynolds

**Abstract:** Exempts certain projects on land owned or managed by the Dept. of Wildlife and Fisheries from the capital outlay process.

Present law provides for the authority and procedures for state construction projects, also known as capital outlay.

Present law provides for certain exemptions from the capital outlay process, including the following:

- (1) Facilities that house the legislature or an agency within the legislative branch.
- (2) Repairs, renovation, or construction less than or equal to \$1 million on the campus of a state college, university, or higher education facility, subject to approval by the Board of Regents and the appropriate management board. Further exempts such projects that are \$500,000 or less from requirements related to professional service contracts in Public Bid Law.
- (3) Repairs, renovation, or construction by any agency, except on the campus of a state college, university, or higher education facility, when the expenditures for a project for a fiscal year do not exceed \$150,000 cumulatively per agency and the expenditures are approved by the commissioner of administration and the Joint Legislative Committee on the Budget.
- (4) Certain construction of buildings by the Dept. of Public Safety and Corrections, division of prison enterprises, with a cost of \$500,000 or less, on the grounds of a correctional facility. Requires prior approval of the projects by the Senate Committee on Revenue and Fiscal Affairs and the House Committee on Ways and Means.

Proposed law further exempts repairs, renovations, or construction projects valued at less than or equal to \$500,000 on land owned or managed by the Dept. of Wildlife and Fisheries, subject to approval by the commissioner of administration and the House Committee on Ways and Means and Senate Committee on Revenue and Fiscal Affairs.

(Adds R.S. 39:128(E))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Ways and Means to the original bill:

1. Remove from proposed law the exemption from Public Bid Law for professional service contracts related to repairs, renovations or construction projects valued at less than or equal to \$500,000 on land owned or managed by the Dept. of Wildlife and Fisheries.

2. Add requirement for the House Committee on Ways and Means and Senate Committee on Revenue and Fiscal Affairs to also approve the exemption for the Dept. of Wildlife and Fisheries in addition to the commissioner of administration.