

---

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)]

---

SB 220 Reengrossed

2018 Regular Session

Carter

Present law requires the office of facility planning and control and any state agency authorized to administer capital outlay appropriations to submit to the Joint Legislative Committee on Capital Outlay, an annual written report no later than February first, on information regarding each project in the prior year's capital outlay budget. Proposed law retains present law.

Proposed law requires the office of facility planning and control and any state agency authorized to administer capital outlay appropriations to submit to the Joint Legislative Committee on Capital Outlay, an annual written report no later than February 1 of the nonstate projects included in the current year's capital outlay budget which has been funded by the legislature, which:

- (1) The cooperative endeavor agreement or any amendments thereto, with the state have not been fully executed. The project manager and the nonstate entity shall give a written explanation as to why the agreement has not been fully executed.
- (2) The nonstate projects which have a fully executed cooperative endeavor or amendment but which have not received the approval of the office of facility planning, of a proposed contract for the design or engineering of the project, including an explanation by the project manager and the nonstate entity as to the reason the contract has not been fully approved.
- (3) The nonstate projects which have a fully executed cooperative endeavor, have completed the design phase, and have not begun the construction phase of the project, including an explanation of the reasons that construction has not begun by the project manager and the nonstate entity.

Proposed law provides that a copy of each report shall be sent to each member of the legislature whose district includes one or more projects on the list.

Present law requires nonstate entities applying for capital outlay funding to provide a match of not less than 25% of the total requested funding amount with the following exceptions:

- (1) Projects deemed to be an emergency by the commissioner.
- (2) Projects for which a nonstate entity has demonstrated its inability to provide a local match. Proposed law requires the establishment of a needs-based formula for determining the inability of a non-state entity to provide the required local match.
- (3) Projects for rural water systems servicing less than 1,000 customers to extend or connect waterlines to other water systems.

Proposed law repeals the present law exception for nonstate entity projects for which the nonstate entity has demonstrated its inability to provide a local match.

Proposed law provides that a project of a nongovernment entity shall be ineligible for a waiver of local match requirements as provided in present law.

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

(Amends R.S. 39:105(B) and 112(E)(2); Adds R.S. 39:105(C))

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Changes annual reporting date.

Summary of Amendments Adopted by House

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

1. Repeal the present law local match exception for nonstate entity capital outlay projects for which the nonstate entity has demonstrated its inability to provide a local match
2. Prohibit eligibility for a nongovernmental entity for a waiver of the local match required pursuant to present law.