

2021 Regular Session

HOUSE BILL NO. 76

BY REPRESENTATIVE LACOMBE

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

CAPITAL OUTLAY: Provides relative to the exemption from local match requirements for certain rural water system projects

1 AN ACT

2 To amend and reenact R.S. 39:112(E)(2)(c), relative to capital outlay; to provide with
3 respect to local match requirements for projects by non-state entities; to provide for
4 the exemption to local match requirements for certain rural water system projects;
5 to provide for applicability; to provide for an effective date; and to provide for
6 related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 39:112(E)(2)(c) is hereby amended and reenacted to read as follows:

9 §112. Capital outlay act

10 * * *

11 E.

12 * * *

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

15 * * *

16 (c) A project for a rural water system servicing ~~less than one thousand two~~
17 ~~hundred and fifty~~ fewer than five thousand customers.

18 * * *

19 Section 2. The provisions of this Act shall be applicable to the funding of projects
20 included in the capital outlay budget for fiscal years commencing on or after July 1, 2021.

1 Section 3. This Act shall become effective upon signature by the governor or, if not
2 signed by the governor, upon expiration of the time for bills to become law without signature
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
effective on the day following such approval.

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)]

HB 76 Original

2021 Regular Session

LaCombe

Abstract: Increases from 1,249 to 4,999, the maximum number of customers that a rural water system may service to qualify for the exemption from local match requirements for capital outlay projects.

Present law requires the governor to submit a capital outlay budget which implements the first year of the five-year capital outlay program and the bond authorization bill for the sale of bonds to fund projects included in the bond portion of the capital outlay bill to the legislature no later than the eighth day of each regular session.

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.
- (3) Projects for rural water systems servicing fewer than a certain number of customers

Proposed law retains present law.

Present law provides that the exception for rural water systems applies to those systems that service less than 1,250 customers. Proposed law changes the customer number limitation from less than 1,250 customers to fewer than 5,000 customers.

Applicable to the funding of nonstate entity projects included in the capital outlay budget for fiscal years commencing on and after July 1, 2021.

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

(Amends R.S. 39:112(E)(2)(c))