

Regular Session, 2007

SENATE BILL NO. 337

BY SENATORS ADLEY, NEVERS AND N. GAUTREAUX

FUNDS/FUNDING. Creates the Technical College - Community College Capital Enhancement Fund in the state treasury. (6/30/07)

1 AN ACT  
2 To enact R.S. 47:319, relative to dedicating certain state revenues for capital enhancement  
3 of technical colleges and community colleges; to create the Technical College -  
4 Community College Capital Enhancement Fund in the state treasury; to provide for  
5 allocation of certain monies to the fund; to specify purposes for which monies  
6 received from the fund shall be used; to provide for an effective date; and to provide  
7 for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 47:319 is hereby enacted to read as follows:

10 **§319. Additional disposition of collections**

11 **A. The avails of the tax imposed by this Chapter in each fiscal year shall**  
12 **be credited to the Bond Security and Redemption Fund, and after a sufficient**  
13 **amount is allocated from that fund to pay all the obligations secured by the full**  
14 **faith and credit of the state which become due and payable within the fiscal year**  
15 **and to comply with all other current statutory dedications in existence on July**  
16 **1, 2007, the treasurer shall credit from such avails an amount sufficient to pay**  
17 **all obligations which become due and payable within the fiscal year from the**

1        issuance of bonds to fund the projects set forth in Subsection D to a special fund  
2        which is hereby created in the state treasury and designated as the "Technical  
3        College - Community College Capital Enhancement Fund."

4                B. The monies in the Technical College - Community College Capital  
5        Enhancement Fund shall be appropriated each fiscal year by the legislature  
6        solely for the purposes provided for in this Section. Monies in the fund shall be  
7        appropriated to the Board of Supervisors of Community and Technical Colleges  
8        to be used for planning, development, or capital improvements for technical  
9        colleges and community colleges. All unexpended and unencumbered monies in  
10       the fund at the end of each fiscal year shall remain in the fund. The monies in  
11       the fund shall be invested by the treasurer in the same manner as the monies in  
12       the state general fund, and all interest earned on investment of monies in the  
13       fund shall be deposited into the fund.

14               C. (1) The Board of Supervisors of Community and Technical Colleges,  
15       with the approval of the State Bond Commission, may incur debt and issue  
16       bonds for capital improvements payable from a pledge and dedication of the  
17       amounts of proceeds of the tax in the Technical College - Community College  
18       Capital Enhancement Fund.

19               (2) Whenever such bonds are issued, the legislature shall annually  
20       appropriate, to the extent of deposits in the fund, monies sufficient to pay the  
21       principal, interest, and premiums, if any, due on the bonds each year. If the  
22       legislature, after a diligent and good faith effort, fails to appropriate sufficient  
23       monies to pay the principal, interest, and premium, if any, due on the bonds  
24       each year, or if such appropriation cannot be effected, the full faith and credit  
25       of the state shall not be pledged to repay any bonds issued as provided in this  
26       Section and the state shall in no way be a party to any contractual rights arising  
27       from the bonds issued, nor shall the state be in any way obligated for any  
28       payments due to holders of the bonds issued under the provisions of this  
29       Subsection.

1                   **(3) The projects set forth in Subsection D shall be funded whether or not**  
2                   **they are included in the capital outlay bill for a fiscal year.**

3                   **(4) Any monies allocated for a project as set forth in Subsection D which**  
4                   **is not needed for such project may be reallocated for the completion of any**  
5                   **other project listed in Subsection D.**

6                   **D. For the purposes of this Section, "capital improvements" shall mean**  
7                   **expenditures for developing plans and specifications; acquiring lands, buildings,**  
8                   **equipment, or other permanent properties; or for their construction,**  
9                   **preservation, development, or permanent improvement, or for payment of**  
10                  **principal, interest, or premium, if any, and other obligations incident to the**  
11                  **issuance, security, and payment of bonds or other evidences of indebtedness**  
12                  **associated therewith. Further, "capital improvements" shall be solely and**  
13                  **exclusively the following projects:**

14                   **(1) LOUISIANA TECHNICAL COLLEGE**

15                   **(a) Evangeline Campus, St. Martin                   Region 4    \$8,000,000**

16                   **Replacement of campus buildings on campus-owned land across the**  
17                   **street from existing location.**

18                   **(b) Huey P. Long Campus, Winnfield                Region 6    \$10,000,000**

19                   **Replace and relocate facilities at more accessible location on college-**  
20                   **owned land.**

21                   **(c) Northwest Louisiana Campus, Minden        Region 7    \$14,000,000**

22                   **Expand campus in location on college-owned land.**

23                   **(d) Young Memorial Campus, Morgan City        Region 3    \$5,200,000**

24                   **Construct buildings needed for non-marine programs.**

25                   **(e) Florida Parishes Campus, Greensburg        Region 9    \$8,000,000**

26                   **Acquisition of eight-acre site and construction of facilities.**

27                   **(f) Westside Campus, Plaquemine                 Region 2    \$3,000,000**

28                   **Replacement of buildings and relocation of campus.**

29                   **(g) Gulf Area Campus, Abbeville                 Region 4    \$6,000,000**

1	<b><u>Restoration of current facilities.</u></b>	
2	<b><u>(h) Shelby M. Jackson Campus, Ferriday</u></b>	<b><u>Region 6 \$4,500,000</u></b>
3	<b><u>Repair and replacement of facilities on college-owned land.</u></b>	
4	<b><u>(i) Sidney N. Collier Campus, New Orleans</u></b>	<b><u>Region 1 \$11,900,000</u></b>
5	<b><u>Relocation of campus, acquire land and buildings.</u></b>	
6	<b><u>(2) COMMUNITY COLLEGES</u></b>	
7	<b><u>(a) L.E. Fletcher Technical Community College, Houma</u></b>	<b><u>\$21,300,000</u></b>
8	<b><u>Construction of classroom lab and office building; water survival</u></b>	
9	<b><u>training facility at LAMPI and construction of marine/welding transportation</u></b>	
10	<b><u>building.</u></b>	
11	<b><u>(b) Sowela Technical Community College, Lake Charles</u></b>	<b><u>\$13,000,000</u></b>
12	<b><u>Acquire adjacent land and construction of classroom and student</u></b>	
13	<b><u>facilities.</u></b>	
14	<b><u>(c) River Parishes Community College, Sorrento</u></b>	<b><u>\$17,000,000</u></b>
15	<b><u>Acquire land and facilities and construction of additional facilities.</u></b>	
16	<b><u>(d) Delgado Community College, New Orleans Issac</u></b>	
17	<b><u>Delgado Hall</u></b>	<b><u>\$786,800</u></b>
18	<b><u>Restore existing building.</u></b>	
19	<b><u>Student Services</u></b>	<b><u>\$2,618,350</u></b>
20	<b><u>Restore existing building.</u></b>	
21	<b><u>Maritime and Industrial Training Center</u></b>	<b><u>\$6,425,000</u></b>
22	<b><u>Relocate from City Park to New Orleans East.</u></b>	
23	<b><u>Learning Resources Center</u></b>	<b><u>\$4,114,165</u></b>
24	<b><u>Demolition and construction.</u></b>	
25	<b><u>(e) Elaine P. Nunez Community College, Chalmette Arts and Sciences</u></b>	
26	<b><u>Building</u></b>	<b><u>\$97,187</u></b>
27	<b><u>Restore existing building.</u></b>	
28	<b><u>Allied Health Building</u></b>	<b><u>\$707,362</u></b>
29	<b><u>Restore existing building.</u></b>	

1	<b><u>Physical Activity Center</u></b>	<b><u>\$737,225</u></b>
2	<b><u>Restore existing building.</u></b>	
3	<b><u>Shop Building-B</u></b>	<b><u>\$971,757</u></b>
4	<b><u>Restore existing building.</u></b>	
5	<b><u>Stewart Administration Building</u></b>	<b><u>\$1,716,914</u></b>
6	<b><u>Add second floor to existing building.</u></b>	
7	<b><u>Classroom Building A</u></b>	<b><u>\$981,671</u></b>
8	<b><u>Restore existing building.</u></b>	
9	<b><u>(3) Statewide Student and Financial Information System</u></b>	<b><u>\$10,000,000</u></b>

10 Section 2. This Act shall become effective on June 30, 2007; if vetoed by the  
 11 governor and subsequently approved by the legislature, this Act shall become effective on  
 12 June 30, 2007, or on the day following such approval by the legislature, whichever is later.

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The original instrument and the following digest, which constitutes no part  
 of the legislative instrument, were prepared by Jerry J. Guillot.

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#### DIGEST

Proposed law requires that after the avails of the 2% state sales tax are allocated from the Bond Security and Redemption Fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within the fiscal year and to comply with all other current statutory dedications in existence on July 1, 2007, the treasurer shall credit an amount sufficient to pay all obligations which become due and payable within the fiscal year from the issuance of bonds to fund the projects set forth in proposed law from such avails to a special fund which is hereby created in the state treasury and designated as the "Technical College - Community College Capital Enhancement Fund."

Requires that monies in the fund be appropriated each fiscal year solely to the Board of Supervisors of Community and Technical Colleges to be used for planning, development, or capital improvements for technical colleges and community colleges.

Provides that all unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund. Requires that the monies in the fund be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned on investment of monies in the fund be deposited into the fund.

Authorizes that the Board of Supervisors of Community and Technical Colleges, with the approval of the State Bond Commission, to issue bonds for capital improvements payable from a pledge and dedication of the amounts in the Fund.

Provides that whenever such bonds are issued, the legislature shall annually appropriate, to the extent of deposits in the fund, monies sufficient to pay the principal, interest, and premiums, if any, due on the bonds each year. Provides that if the legislature, after a diligent and good faith effort, fails to appropriate sufficient monies to pay the principal, interest, and premium, if any, due on the bonds each year, or if such appropriation cannot be effected, the full faith and credit of the state shall not be pledged to repay any bonds issued as provided

in proposed law and the state shall in no way be a party to any contractual rights arising from the bonds issued, nor shall the state be in any way obligated for any payments due to holders of the bonds issued under proposed law.

Provides that the projects set forth in proposed law shall be funded whether or not they are included in the capital outlay bill for a fiscal year.

Provides that any monies allocated for a project set forth in proposed law which is not needed for such project may be reallocated for the completion of any other project listed in proposed law.

Defines "capital improvements" as expenditures for developing plans and specifications; acquiring lands, buildings, equipment, or other permanent properties; or for their construction, preservation, development, or permanent improvement, or for payment of principal, interest, or premium, if any, and other obligations incident to the issuance, security, and payment of bonds or other evidences of indebtedness associated therewith.

Provides that "capital improvements" shall be solely and exclusively the following projects:

(1) LOUISIANA TECHNICAL COLLEGE

- |     |   |          |              |
|-----|---|----------|--------------|
| (a) | Evangeline Campus, St. Martin<br>Replacement of campus buildings on campus-owned land across the street from existing location. | Region 4 | \$8,000,000  |
| (b) | Huey P. Long Campus, Winnfield<br>Replace and relocate facilities at more accessible location on college-owned land.            | Region 6 | \$10,000,000 |
| (c) | Northwest Louisiana Campus, Minden<br>Expand campus in location on college-owned land.  | Region 7 | \$14,000,000 |
| (d) | Young Memorial Campus, Morgan City<br>Construct buildings needed for non-marine programs.                                       | Region 3 | \$5,200,000  |
| (e) | Florida Parishes Campus, Greensburg<br>Acquisition of eight-acre site and construction of facilities.                           | Region 9 | \$8,000,000  |
| (f) | Westside Campus, Plaquemine<br>Replacement of buildings and relocation of campus.   | Region 2 | \$3,000,000  |
| (g) | Gulf Area Campus, Abbeville<br>Restoration of current facilities.   | Region 4 | \$6,000,000  |
| (h) | Shelby M. Jackson Campus, Ferriday<br>Repair and replacement of facilities on college-owned land.                               | Region 6 | \$4,500,000  |
| (i) | Sidney N. Collier Campus, New Orleans<br>Relocation of campus, acquire land and buildings.                                      | Region 1 | \$11,900,000 |

(2) COMMUNITY COLLEGES

- |     |   |              |
|-----|---|--------------|
| (a) | L. E. Fletcher Technical Community College, Houma<br>Construction of classroom lab and office building; water survival training facility at LAMPI and construction of marine/welding transportation building. | \$21,300,000 |
| (b) | Sowela Technical Community College, Lake Charles  | \$13,000,000 |

	Acquire adjacent land and construction of classroom and student facilities.	
(c)	River Parishes Community College, Sorrento Acquire land and facilities and construction of additional facilities.	\$17,000,000
(d)	Delgado Community College, New Orleans Issac Delgado Hall Restore existing building.	\$786,800
	Student Services Restore existing building.	\$2,618,350
	Maritime and Industrial Training Center Relocate from City Park to New Orleans East.	\$6,425,000
	Learning Resources Center Demolition and construction.	\$4,114,165
(e)	Elaine P. Nunez Community College, Chalmette Arts and Sciences Building Restore existing building.	\$97,187
	Allied Health Building Restore existing building.	\$707,362
	Physical Activity Center Restore existing building.	\$737,225
	Shop Building-B Restore existing building.	\$971,757
	Stewart Administration Building Add second floor to existing building.	\$1,716,914
	Classroom Building A Restore existing building.	\$981,671
(3)	Statewide Student and Financial Information System	\$10,000,000

Effective June 30, 2007.

(Adds R.S. 47:319)