
The original instrument was prepared by Jerry J. Guillot. The following digest, which does not constitute a part of the legislative instrument, was prepared by Riley Boudreaux.

DIGEST

Adley (SB 337)

Proposed law requires that after the avails of the severance tax on oil and gas are allocated to 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 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, in consultation with the Board of Regents.

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.

Requires the Board of Supervisors of Community and Technical Colleges, with the approval of the State Bond Commission, to issue bonds for capital improvements for all the projects set forth below payable from a pledge and dedication of the amounts in the Fund. The board must proceed to fund the projects by use of cooperative endeavor agreements with, and design and construction oversight by, the office of facility planning and control, and, subject to such cooperative endeavor agreements and design and construction oversight, use of the provisions of Title 17 authorizing colleges and universities to grant leases of any portion of the grounds or campus or of other immovable property under its supervision and management, for a term not to exceed 99 years for each lease.

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, but that the amounts below are estimates and the funding for any project may be increased to meet any contingencies by an amount not to exceed 15%:

(1) LOUISIANA TECHNICAL COLLEGE

(a)	Evangeline Campus, St. Martin 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 Replace and relocate facilities at more accessible location on college-owned land.	Region 6	\$10,000,000
(c)	Northwest Louisiana Campus, Minden Expand campus in location on college-owned land.	Region 7	\$14,000,000
(d)	Young Memorial Campus, Morgan City Construct buildings needed for non-marine programs.	Region 3	\$5,200,000
(e)	Florida Parishes Campus, Greensburg Acquisition of eight-acre site and construction of facilities.	Region 9	\$8,000,000
(f)	Westside Campus, Plaquemine Replacement of buildings and relocation of campus.	Region 2	\$3,000,000
(g)	Gulf Area Campus, Abbeville Restoration of current facilities.	Region 4	\$6,000,000
(h)	Shelby M. Jackson Campus, Ferriday Repair and replacement of facilities on college-owned land.	Region 6	\$4,500,000

(i)	Sidney N. Collier Campus, New Orleans Region 1 Relocation of campus, acquire land and buildings.	\$11,900,000
 (2) COMMUNITY COLLEGES		
(a)	L. E. Fletcher Technical Community College, Houma 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 Acquire adjacent land and construction of classroom and student facilities.	\$13,000,000
(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. 47:647)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Revenue and Fiscal Affairs to the original bill.

1. Requires the funding of the projects by use of cooperative endeavor agreements with and design and construction oversight by the office of facility planning and control, and, subject to such cooperative endeavor agreements and design and construction oversight, use of the provisions of Title 17 authorizing colleges and universities to grant leases of any portion of the grounds or campus or of other immovable property under its supervision and management, for a term not to exceed 99 years for each lease.
2. Requires the Board of Supervisors of Community and Technical Colleges to issue bonds for all the projects provided in the proposed law.
3. Provides that the funding of each project can be increased up to 15% from the amount listed in the proposed law for contingencies.
4. Requires that monies in the fund to be used by the Board of Supervisors of Community and Technical Colleges, in consultation with the Board of Regents.
5. Provides that money in the fund comes from oil and gas severance tax, not sales tax.