

SENATE BILL NO. 337

BY SENATORS ADLEY, NEVERS, N. GAUTREAUX, AMEDEE, BARHAM, BOASSO, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAUX, HINES, KOSTELKA, MCPHERSON, MICHOT, MOUNT, MURRAY, ROMERO, SCHEDLER AND SMITH AND REPRESENTATIVES DOERGE, ALARIO, ALEXANDER, ANDERS, BALDONE, BARROW, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HEATON, HEBERT, HILL, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRIS, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SCALISE, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, TOWNSEND, TRAHAN, TRICHE, WADDELL, WALSWORTH, WHITE, WILLIAMS AND WOOTON

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AN ACT

To enact Part IX-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3394.1 through 3394.3, relative to the financing of capital improvements and enhancements to certain facilities and properties of colleges within the Louisiana Community and Technical Colleges System; to provide for definitions; to provide with respect to the use of a nonprofit corporation to accomplish such financing; to provide for agreements related to financing; to provide for the issuance of bonds; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Part IX-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3394.1 through 3394.3, is hereby enacted to read as follows:

1 **PART IX-A. COMMUNITY AND TECHNICAL COLLEGES FACILITIES**

2 **IMPROVEMENT AND ENHANCEMENT**

3 **§3394.1. Community and technical colleges facilities improvement and**
4 **enhancement; intent**

5 **It is the intent of the legislature to ensure that the institutions of the**
6 **Louisiana Community and Technical Colleges System are responsive to the**
7 **workforce needs of this state. This Act enumerates specific facilities within that**
8 **system which have been determined to be extraordinarily vital to the state's**
9 **response to the need for a competent and skilled workforce and which are in**
10 **need of capital improvement or enhancement. The authorities granted to the**
11 **Board of Supervisors of Community and Technical Colleges pursuant to this**
12 **Part are intended to facilitate the finance of capital improvements and**
13 **enhancements for the projects enumerated herein, and to ensure their**
14 **completion in an expeditious manner.**

15 **§3394.2. Definitions**

16 **As used in this Chapter, the following words and terms shall have the**
17 **following meanings, unless the context clearly indicates otherwise:**

18 **(1) "Public facilities" means buildings, equipment, and other permanent**
19 **property or immovable property of the colleges within the Louisiana**
20 **Community and Technical Colleges System, as specifically identified in R.S.**
21 **17:3394.3.**

22 **(2) "Project" means the acquisition, purchase, construction, renovation,**
23 **improvement, or expansion of a public facility, to be financed as authorized and**
24 **provided in this Part and R.S. 17:3361, et seq., to be limited to those public**
25 **facilities and purposes identified in R.S. 17:3394.3.**

26 **(3) "Division of administration" means the division of administration**
27 **created within the office of the governor by Title 39 of the Louisiana Revised**
28 **Statutes of 1950.**

29 **(4) "Annual appropriation dependency clause" shall mean a clause**
30 **which shall be included in any financing arrangement which provides that if,**

1 after a diligent and good faith effort by the state to appropriate funds for the
 2 payment of sums due under a financing agreement, such funds are not
 3 appropriated, such agreement shall be terminated, and the state shall not be
 4 liable for the payment of further sums due thereunder.

5 (5) "Board" means the Board of Supervisors of Community and
 6 Technical Colleges.

7 (6) "Corporation" means the nonprofit corporation which may be
 8 utilized to accomplish the purposes of this Part.

9 §3394.3. Authority of board to execute agreements related to the finance of
 10 capital improvements and enhancements

11 A. The board shall exercise its authority granted pursuant to R.S.
 12 17:3361, et seq., as may be necessary to provide for the completion of the
 13 projects enumerated in this Section. The board may grant leases of property
 14 under its supervision to a nonprofit corporation for the purpose of financing
 15 such projects, and the sum total amount to be financed therefor shall equal no
 16 more than the total value of all projects listed herein, plus an amount equal to
 17 fifteen percent of such total. Notwithstanding any provision of R.S. 17:3361, et
 18 seq., to the contrary, the term of any lease agreement made for purposes of this
 19 Part shall not exceed thirty years. No monies shall be appropriated for these
 20 purposes until July 1, 2008.

21 B. For the purposes of this Part, the following projects shall comprise
 22 the entirety of public facilities and projects to be financed under the authorities
 23 of this Part and R.S. 17:3361, et seq., with respect to these projects. The dollar
 24 value listed for each project, plus an amount equal to fifteen percent, is the
 25 maximum amount that may be financed for each respective project.

26 (1) LOUISIANA TECHNICAL COLLEGE

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

28 Replacement of campus buildings on campus-owned land across the
 29 street from existing location.

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

1	<u>facilities.</u>	
2	<u>(c) River Parishes Community College, Sorrento</u>	<u>\$17,000,000</u>
3	<u>Acquire land and facilities and construction of additional facilities.</u>	
4	<u>(d) Delgado Community College, New Orleans</u>	
5	<u>Issac Delgado Hall</u>	<u>\$786,800</u>
6	<u>Restore existing building.</u>	
7	<u>Student Services</u>	<u>\$2,618,350</u>
8	<u>Restore existing building.</u>	
9	<u>Maritime and Industrial Training Center</u>	<u>\$6,425,000</u>
10	<u>Relocate from City Park to New Orleans East.</u>	
11	<u>Learning Resources Center</u>	<u>\$4,114,165</u>
12	<u>Demolition and construction.</u>	
13	<u>(e) Elaine P. Nunez Community College, Chalmette</u>	
14	<u>Arts and Sciences Building</u>	<u>\$97,187</u>
15	<u>Restore existing building.</u>	
16	<u>Allied Health Building</u>	<u>\$707,362</u>
17	<u>Restore existing building.</u>	
18	<u>Physical Activity Center</u>	<u>\$737,225</u>
19	<u>Restore existing building.</u>	
20	<u>Shop Building-B</u>	<u>\$971,757</u>
21	<u>Restore existing building.</u>	
22	<u>Stewart Administration Building</u>	<u>\$1,716,914</u>
23	<u>Add second floor to existing building.</u>	
24	<u>Classroom Building A</u>	<u>\$981,671</u>
25	<u>Restore existing building.</u>	
26	<u>(3) Statewide Student and Financial Information</u>	
27	<u>System</u>	<u>\$10,000,000</u>
28	<u>(4) The amounts set forth in this Subsection are estimates and the</u>	
29	<u>funding for any project may be increased to meet any contingencies by an</u>	
30	<u>amount not to exceed fifteen percent of the amounts set forth in the Subsection.</u>	

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

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____