

Regular Session, 2010

HOUSE BILL NO. 1251

BY REPRESENTATIVES CONNICK, CHAMPAGNE, CORTEZ, FANNIN, GEYMANN,
HAZEL, LAMBERT, LEBAS, LEGER, LIGI, MCVEA, MORRIS, SMILEY, AND
WHITE

CAPITAL OUTLAY: Requires the annual reporting of certain information relative to
capital outlay projects

1 AN ACT

2 To enact R.S. 39:116, relative to capital outlay; to require certain information relative to
3 capital outlay projects to be reported annually; to provide relative to the information
4 that must be reported; to provide for certain requirements; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 39:116 is hereby enacted to read as follows:

8 §116. Capital Outlay reporting requirements; projects in any Capital Outlay Budget
9 Act for eight or more years

10 A.(1) The office of facility planning and control shall annually submit a
11 report, no later than February first of each year, containing a list of all capital outlay
12 projects which have been included in any Capital Outlay Budget Act or have been
13 active in the capital outlay system for eight or more years, and which have a residual
14 fund balance as of the date of the report. The report shall be presented in a format
15 which shall include the following information for each of the projects:

16 (a) The title of the project.

17 (b) The total amount of funding approved for the project, including all means
18 of finance, sorted by fiscal year.

19 (c) The current status of the project as either active or complete.

20 (d) The current balance of funds, sorted by means of finance for each project.

1 (e) The amount of unspent funds from the original project that have been
2 reappropriated to any other capital outlay project, including the schedule number and
3 title of the capital outlay project for which the funds have been appropriated. This
4 information shall be sorted by means of finance.

5 (2) The report shall be submitted to the Joint Legislative Committee on the
6 Budget and Joint Legislative Committee on Capital Outlay for review. Each entity
7 which receives an appropriation of state capital outlay monies shall assist the office
8 of facility planning in the provision of any information with respect to a capital
9 outlay project which may be necessary for the preparation of the report required
10 under this Section. The failure of any entity to submit the requisite information to
11 the office of facility planning shall result in the exclusion of the project from the
12 governor's next capital outlay budget submission and unused cash or bond proceeds
13 for the project shall be subject to re-appropriation.

14 B. The provisions of this Section shall also apply to all state agencies and
15 departments which administer the appropriations for capital outlay projects for their
16 agency, including but not limited to the Department of Transportation and
17 Development, the Department of Economic Development, the Department of Public
18 Safety and Corrections, the Louisiana Stadium and Exposition District, the
19 Department of Natural Resources, the Legislative Budgetary Control Council, and
20 the Department of Military Affairs. These agencies shall submit their report in a
21 format and time frame to be determined by the office of facility planning and control
22 so that all of the agency's information is included in the report submitted by the
23 office of facility planning and control.

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)]

Connick

HB No. 1251

Abstract: Requires the office of facility planning and control and certain other state agencies to annually report fund balance information on capital outlay projects remaining in the system for eight or more years.

Proposed law requires the office of facility planning and control (FP&C) to annually submit a report, no later than Feb. 1 of each year, to the Joint Legislative Committee on the Budget and Joint Legislative Committee on Capital Outlay, containing a list of all capital outlay projects which have been included in any Capital Outlay Budget Act or have been active in the capital outlay system for eight or more years and which have a residual fund balance as of the date of the report.

Proposed law requires the report to include the following information:

- (1) The title of the project.
- (2) The total amount of funding approved for the project, including all means of finance, sorted by fiscal year.
- (3) The current status of the project.
- (4) The current balance of funds, sorted by means of finance for each project.
- (5) The amount of unspent funds from the original project that has been reappropriated to another capital outlay project.

Proposed law provides that the provisions of proposed law shall also apply to all state agencies which administer their own capital outlay projects. Further requires these agencies to submit their report in a format and time frame to be determined by FP&C so that the agency's information is included in the report submitted by FP&C.

Proposed law requires each entity which receives an appropriation of state capital outlay monies to assist FP&C in the provision of information regarding a capital outlay project necessary for the preparation of the report required under proposed law. Failure of any entity to submit the requisite information to the FP&C shall result in the exclusion of the project from the governor's next capital outlay budget submission and unused cash or bond proceeds for the project shall be subject to re-appropriation.

(Adds R.S. 39:116)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Ways and Means to the original bill.

1. Added requirement for submission of the report to the Joint Legislative Committee on Capital Outlay.
2. Added requirement for entities receiving state capital outlay funding to assist in providing information regarding a capital outlay project necessary for the preparation of the report. Failure of an entity to submit the requisite information shall result in the exclusion of the project from the governor's next capital outlay budget submission and unused cash or bond proceeds for the project shall be subject to re-appropriation.