

SENATE BILL NO. 91

BY SENATOR BROWN

1 AN ACT

2 To amend and reenact R.S. 39:112(C)(2) and to enact R.S. 39:112(C)(1)(d), relative to
3 capital outlay; to provide for the submission of capital outlay budget requests for
4 certain projects resulting from a national or state declared disaster; to provide for
5 definitions; to provide for an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 39:112(C)(2) is hereby amended and reenacted and R.S.
8 39:112(C)(1)(d) is hereby enacted to read as follows:

9 §112. Capital outlay act

10 * * *

11 C.(1) Capital outlay budget requests submitted after November first may be
12 included within the capital outlay act if the capital outlay budget request meets all
13 of the applicable requirements as provided in R.S. 39:101 and 102 except for time
14 of submission and if any of the following conditions have been met:

15 * * *

16 **(d) The project is located in a designated disaster area and there is a**
17 **public need for the project because of a national or state declared disaster, and**
18 **the project has been approved by the Joint Legislative Committee on Capital**
19 **Outlay, which approval may occur after the first day of February and which**
20 **project may have a total project cost of one million dollars or more.**

21 (2) For purposes of this Section, "~~economic development~~" means the
22 following **terms shall have the following meanings unless the context clearly**
23 **indicates otherwise:**

24 **(a) "Designated disaster area" means the actual affected geographical**
25 **area or parish or parishes as designated in an executive order or proclamation**
26 **of the governor or a parish president pursuant to the Louisiana Homeland**
27 **Security and Emergency Assistance and Disaster Act.**

1 (b) "Economic development" means:

2 ~~(a)(i)~~ Improvements on public or government-owned property for the
3 purposes of attracting or retaining a specific new or existing manufacturing or
4 business operation that benefits Louisiana.

5 ~~(b)(ii)~~ Facilities or improvements on public or government-owned property
6 that generate new, permanent employment or which help retain existing employment.

7 ~~(c)(iii)~~ Facilities or infrastructure improvements on public or government-
8 owned property necessary for the manufacturing plant or business to operate.

9 ~~(d) (c) For purposes of this Subsection, "emergency"~~ "Emergency" means
10 essential to alleviate conditions that are hazardous to life, health or property, and
11 court mandates.

12 (d) "Public need" means a capital outlay budget request which occurs
13 within twelve months of the executive order or proclamation of the governor or
14 a parish president for a project that stabilizes a disaster designated area.

15 * * *

16 Section 2. This Act shall become effective on July 1, 2014; if vetoed by the governor
17 and subsequently approved by the legislature, this Act shall become effective on July 1,
18 2014, 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: _____