

Regular Session, 2008

HOUSE BILL NO. 582

BY REPRESENTATIVES TUCKER, ABRAMSON, ANDERS, ARNOLD, AUSTIN BADON, BARRAS, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOWNS, FANNIN, GALLOT, GISCLAIR, GREENE, GUINN, HARDY, HAZEL, HENRY, HILL, HINES, HOFFMANN, HOWARD, HUTTER, GIROD JACKSON, KATZ, LABRUZZO, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MILLS, MORRELL, MORRIS, PEARSON, PETERSON, PONTI, POPE, RICHARDSON, RICHMOND, ROBIDEAUX, SCHRODER, SMILEY, GARY SMITH, JANE SMITH, TALBOT, TEMPLET, TRAHAN, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

CAPITAL OUTLAY: Revises the capital outlay process and the priorities and other content of the Capital Outlay Bill

1 AN ACT

2 To amend and reenact R.S. 39:101(A)(1), (B)(1)(a), (c), and (d) and (2), and (F)(1), 102(C),
3 103(A)(1) and (B)(1), 104(B), 111, 112, 113, 115, 122(A) and (B)(1), 124, and 125,
4 to enact R.S. 39:101(F)(3) and (G) and 103(B)(3), and to repeal R.S. 39:105, relative
5 to capital outlay; to provide relative to the priority and funding of projects to be
6 included in the Capital Outlay Bill; to provide relative to the development,
7 enactment, and execution of the capital outlay process; and to provide for related
8 matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 39:101(A)(1), (B)(1)(a), (c), and (d) and (2), and (F)(1), 102(C),
11 103(A)(1) and (B)(1), 104(B), 111, 112, 113, 115, 122(A) and (B)(1), 124, and 125 are
12 hereby amended and reenacted and R.S. 39:101(F)(3) and (G) and 103(B)(3) are hereby
13 enacted to read as follows:

1 §101. Capital outlay budget request; feasibility studies

2 A.(1) Except as provided in Paragraph (2) of this Subsection, no later than
 3 the first day of November each year, the head of each budget unit shall present to the
 4 office of facility planning and control ~~section~~ of the division of administration a
 5 request for all expenditures for capital projects falling within the definition contained
 6 in R.S. 39:2(9) on forms provided by the office. A copy of the request shall also be
 7 provided by the head of each budget unit to the Legislative Fiscal Office, the Joint
 8 Legislative ~~Capital Outlay Committee~~ Committee on Capital Outlay, the House
 9 Committee on Appropriations, the House Committee on Ways and Means, the
 10 Senate Committee on Finance, and the Senate Committee on Revenue and Fiscal
 11 Affairs. Such annual requests shall contain the information necessary for ~~and~~
 12 ~~constitute~~ the feasibility study required pursuant to Article VII, Section 11(C) of the
 13 Constitution of Louisiana and shall include projects proposed to be funded within the
 14 next five years.

15 * * *

16 B.(1)(a) All officials of political subdivisions, ports, levee districts, and other
 17 ~~non-state~~ nonstate entities shall submit their proposed capital projects through the
 18 senator and representative in whose ~~district~~ districts the proposed capital project will
 19 be located on forms provided by the office of facility planning and control. Each
 20 legislator shall forward the original request to the office facility planning and control
 21 ~~section of the division of administration~~, and a copy of the original request to the
 22 Legislative Fiscal Office, the Joint Legislative Committee on Capital Outlay, the
 23 House Committee on Appropriations, the House Committee on Ways and Means, the
 24 Senate Committee on Finance, and the Senate Committee on Revenue and Fiscal
 25 Affairs, with his recommendation for approval or disapproval or without
 26 recommendations.

27 * * *

28 (c) Such requests shall be submitted to the office of facility planning and
 29 ~~control section~~ no later than the first day of November of each year.

1 (d)(i) Except for projects subject to Subsection G of this Section, any ~~Any~~
2 form for submission together with the legislative endorsement and other supporting
3 information and documents for such projects shall contain and constitute the
4 feasibility study required by Article VII, Section 11(C) of the Constitution of
5 Louisiana.

6 (ii) For projects subject to Subsection G of this Section, any form for
7 submission together with the legislative endorsement and other supporting
8 information and documents for such projects shall contain the information necessary
9 for the feasibility study required by Article VII, Section 11(C) of the Constitution of
10 Louisiana.

11 (2) The legislature shall not include funding within the Capital Outlay Act
12 for a project or projects of a ~~non-state~~ nonstate entity until such time as the ~~non-state~~
13 nonstate entity has certified to the division of administration that bond funding or
14 other sources of funding sufficient to fund the project or projects is not otherwise
15 available to the ~~non-state~~ nonstate entity. The division of administration, ~~subject to~~
16 ~~oversight of the House Committee on Ways and Means and the Senate Committee~~
17 ~~on Revenue and Fiscal Affairs, is authorized to~~ may promulgate such rules and
18 regulations as are necessary for the implementation of this Paragraph. However,
19 such rules and regulations shall be approved by the House Committee on
20 Appropriations, the House Committee on Ways and Means, the Senate Committee
21 on Finance, and the Senate Committee on Revenue and Fiscal Affairs before they are
22 promulgated.

23 * * *

24 F.(1) The office of facility planning and control ~~section~~ shall assign a project
25 number to each project for which a budget request is received by that ~~section~~ office.
26 It shall also assign a project number to projects included in the enrolled version of
27 the ~~capital outlay bill~~ Capital Outlay Bill for which a project number has not been
28 previously assigned.

29 * * *

1 (d) Utilization or disposition of buildings being replaced.

2 (e) Standards and procedures for determining the feasibility of projects as
3 required by Article VII, Section 11(C) of the Constitution of Louisiana.

4 (f) Standards for architectural programs.

5 * * *

6 B.(1) Except as provided in Paragraph (2) of this Subsection the office of
7 facility planning and control ~~section~~ shall timely analyze and evaluate requested
8 capital projects including compliance with the provisions of R.S. 39:101 and 102, the
9 standards required by Subsection A of this Section and long-range policies and goals
10 established by the legislature and the governor.

11 * * *

12 (3) The office of facility planning and control shall establish a system for
13 comparatively evaluating projects based on the feasibility and merits of projects and
14 shall annually establish a priority ranking of projects. The office shall develop
15 policies and procedures that ensure that the Capital Outlay Bill does not exceed both
16 the limitation on the issuance of general obligations bonds and the constitutional
17 limitation of net state tax supported debt by more than can be reasonably managed.
18 The division of administration may promulgate rules and regulations as are necessary
19 for the implementation of this Paragraph. However, such rules and regulations shall
20 be approved by the House Committee on Appropriations, the House Committee on
21 Ways and Means, the Senate Committee on Finance, and the Senate Committee on
22 Revenue and Fiscal Affairs before they are promulgated.

23 §104. Capital outlay budget preparation

24 * * *

25 B. The budget shall include a list of projects requested to be undertaken
26 within the time period, projects recommended by the division of administration to
27 be undertaken within the time period, and the projected expenditures for each
28 project, ~~and the reasons for rejection of any requested project.~~

29 * * *

1 §111. Capital outlay budget submission

2 Not later than the eighth day of each regular session, the governor shall
3 submit to the legislature his capital outlay budget, the proposed ~~capital outlay bill~~
4 Capital Outlay Bill implementing the first year of the five-year program and the bond
5 authorization bill for the sale of bonds to fund projects included in the bond portion
6 of the ~~capital outlay bill~~ Capital Outlay Bill and the concurrent resolution for the
7 adoption of the remaining four years of the five-year capital outlay program.

8 §112. Capital Outlay Act ~~and resolution~~

9 A.~~(1)~~ The legislature shall enact into law a ~~capital outlay bill~~ Capital Outlay
10 Bill which shall incorporate the first year of the five-year capital outlay program as
11 provided in Article VII, Section 11~~(B)~~(C) of the Constitution of Louisiana. The
12 ~~capital outlay act~~ Capital Outlay Act shall include appropriation of funds from
13 specified sources, including proceeds of bonds, for capital projects to be expended
14 during the next fiscal year.

15 ~~(2)~~B. All projects included within any ~~capital outlay act~~ Capital Outlay Act,
16 under penalty of nullity, shall have been proposed, reviewed, and evaluated in
17 accordance with the requisites contained in Subpart A of this Part. The office of
18 facility planning and control shall make the determination as to compliance with
19 Subpart A of this Part and shall report those findings to the Joint Legislative
20 Committee on Capital Outlay, the House Committee on Appropriations, the House
21 Committee on Ways and Means, the Senate Committee on Finance, and the Senate
22 Committee on Revenue and Fiscal Affairs.

23 ~~(3)~~C. Capital outlay budget requests submitted after November first may be
24 included within the Capital Outlay Act if the capital outlay budget request meets all
25 of the applicable requirements as provided in R.S. 39:101 and 102 except for time
26 of submission and if either of the following conditions has been met:

27 (1)(a)(i) The project is an economic development project recommended in
28 writing by the secretary of the Department of Economic Development or is an
29 emergency project recommended in writing by the commissioner of administration.

1 (ii)(b) For purposes of this Section, "economic development" means the
2 following:

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

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

9 (cc)(iii) Facilities or infrastructure improvements on public or ~~government~~
10 ~~owned~~ government-owned property necessary for the manufacturing plant or
11 business to operate.

12 (iii)(c) For purposes of this ~~Subparagraph~~ Paragraph, "emergency" means
13 essential to alleviate conditions that are hazardous to life, health or property, and
14 court mandates.

15 (b)(2) The project has been approved by the Joint Legislative ~~Capital Outlay~~
16 ~~Committee~~ Committee on Capital Outlay; however, no action to approve a project
17 may be taken by the committee after the last day for introduction of a matter
18 intended to have the effect of law by either house of the legislature.

19 (4)D. Any project subject to R.S. 39:101(G) that is deemed not feasible after
20 evaluation of the feasibility study required pursuant to Article VII, Section 11(C) of
21 the Constitution of Louisiana shall not be included with the Capital Outlay Act. The
22 office of facility planning and control ~~section~~ shall submit a report to the Joint
23 Legislative ~~Capital Outlay Committee~~ Committee on Capital Outlay, the House
24 Committee on Appropriations, the House Committee on Ways and Means, the
25 Senate Committee on Finance, and the Senate Committee on Revenue and Fiscal
26 Affairs detailing its findings and evaluation of any project deemed not feasible. Such
27 report shall be submitted no later than twenty days after the determination that the
28 project is deemed not feasible.

29 E. The Capital Outlay Act shall contain four priorities:

1 (1) Priority A general obligation bond funding shall be for completion of
2 plans and specifications, land acquisition, site preparation, or for construction of
3 projects that will require the sale of bonds or extension of lines of credit by the State
4 Bond Commission during the fiscal year. Priority A shall include only funding for
5 projects and amounts which were previously authorized by the Capital Outlay Act
6 of the preceding year and which were granted cash lines of credit by the State Bond
7 Commission.

8 (2) Priority B general obligation bond funding shall be for completion of
9 plans and specifications, land acquisition, site preparation, or for construction of
10 projects that will require the sale of bonds or extension of cash lines of credit by the
11 State Bond Commission during the fiscal year. Priority B shall include only funding
12 for the reauthorization of the portion of the outstanding previous fiscal year Priority
13 D Non-Cash lines of credit for projects which will require cash expenditures in the
14 fiscal year and therefore must be converted to cash lines of credit in the fiscal year.

15 (3) Priority C general obligation bond projects are for the initiation or
16 completion of plans and specifications, land acquisition, site preparation, or for
17 construction which will begin in the fiscal year and will require the sale of bonds or
18 the granting of lines of credit by the State Bond Commission during the fiscal year.
19 The projects included in this priority shall be limited to the amount of the estimated
20 cash line of credit capacity available after Priority A and Priority B projects have
21 been satisfied, as identified by the office when the bill is filed in the legislature. Of
22 the projects included in this priority, not more than twenty-five percent of the total
23 amount available shall consist of nonstate projects added to the bill by the
24 legislature, of which not more than one-half of the amount shall have been included
25 by the House of Representatives and not more than one-half of the amount shall have
26 been included by the Senate.

27 (4) Priority D general obligation bond funding shall be for funding the
28 portion of construction contracts which will not require cash expenditures during the
29 fiscal year. These funds, when combined with previously sold bonds or with higher

1 priority bonds on lines of credit, or with funds appropriated from other sources, will
2 provide sufficient appropriated funds to award contracts. Non-cash lines of credit
3 granted by the State Bond Commission shall be required prior to the award of these
4 contracts.

5 F.(1) General obligation bond funding of nonstate projects shall be limited
6 to no more than twenty-five percent of the cash line of credit capacity for projects
7 in any fiscal year. Nonstate projects are those projects not owned and operated by
8 the state except those projects determined by the commissioner of administration to
9 be a regional economic development initiative or regional health care facility
10 operated in cooperation with the state.

11 (2) Nonstate entity projects shall require a match of not less than twenty-five
12 percent of the total requested amount of funding except:

13 (a) A project deemed by the commissioner of administration to be an
14 emergency project.

15 (b) A project of a nonstate entity which has demonstrated to the Joint
16 Legislative Committee on Capital Outlay its inability to provide a local match. The
17 division of administration shall promulgate rules establishing a needs-based formula
18 for determining the inability of a nonstate entity to provide the required local match.
19 However, such rules shall be approved by the House Committee on Appropriations,
20 the House Committee on Ways and Means, the Senate Committee on Finance, and
21 the Senate Committee on Revenue and Fiscal Affairs before they are promulgated.

22 §113. Appropriations

23 A. All funds from whatever the source for state projects approved under the
24 provisions of this Part shall be appropriated to the office of facility planning and
25 ~~control section of the division of administration~~. This requirement shall not apply
26 to appropriations made to the Department of Transportation and Development for
27 highway or public works projects, the ~~Department of Military Affairs~~ Military
28 Department, or the legislature.

1 B. All of the funds appropriated to state port commissions or districts, to
2 authorities created by the legislature, to political subdivisions of the state, or to local
3 governing authorities shall be administered by the office of facility planning and
4 control ~~section of the division of administration~~ under cooperative endeavor
5 agreements.

6 * * *

7 §115. Notice requirements

8 A. The office of facility planning and control ~~section~~ shall send notice to all
9 nonstate entities of the need to resubmit a capital outlay budget request for projects
10 that do not receive a line of credit for the total amount of bond proceeds authorized
11 in the Capital Outlay Act for that fiscal year. The notice shall list all of the nonstate
12 entity's projects which have not received lines of credit prior to September fifteenth
13 of the year for which notice is sent to the nonstate entity.

14 B. The office of facility planning and control ~~section~~ shall also send a notice
15 of the need to resubmit a capital outlay budget request to each state representative
16 and state senator who has any project in his geographic area that did not receive a
17 line of credit for the total amount of bond proceeds authorized in the Capital Outlay
18 Act for that year. The notice shall list all of the projects in the representative's or
19 senator's geographic area which have not received lines of credit prior to September
20 fifteenth of the year for which notice is sent to the representative or senator.

21 C. All notices required under this Section shall be sent by the office of
22 facility planning and control ~~section~~ between September fifteenth and October
23 fifteenth of each year.

24 * * *

25 §122. Commencement of work

26 A. No work shall commence and no contract shall be entered into for any
27 project contained in the ~~capital outlay act~~ Capital Outlay Act unless and until funds
28 are available from the cash sources indicated in the act or from the sale of bonds or
29 from a line of credit approved by the State Bond Commission, except contracts for

1 Department of Transportation and Development projects which are subject to the
 2 provisions of R.S. 48:251(D). All requests for lines of credit shall first be forwarded
 3 to the Joint Legislative Committee on Capital Outlay. The State Bond Commission
 4 shall not grant a line of credit for any project until the Joint Legislative Committee
 5 on Capital Outlay approves the request for a line of credit for the project and
 6 forwards the request to the commission.

7 B.(1) Ports, levee districts, and other ~~non-state~~ nonstate entities shall wait
 8 until there is a fully executed cooperative endeavor agreement and final approval has
 9 been given by the office of facility planning and control ~~section of the division of~~
 10 ~~administration~~, the Department of Transportation and Development, or the state
 11 treasurer, whichever is applicable, before entering into contracts obligating state
 12 funds.

13 * * *

14 §124. Periodic inspections

15 The office of facility planning and control ~~section~~ shall make periodic
 16 inspections at all stages of construction of any facility constructed pursuant to this
 17 Part and shall make detailed reports which shall be made available to the legislature
 18 and to the public. Such inspections shall include but not be limited to the close
 19 technical on-site examination of the materials, structure, and equipment and
 20 surveillance of the workmanship and methods used to ~~insure~~ ensure reasonably that
 21 the project is accomplished in compliance with information given by the contract
 22 documents and good construction practices.

23 §125. Acceptance of project; guarantee period

24 A. The office of facility planning and control ~~section~~ shall be responsible for
 25 directing final payment for work done on each project. However, if upon final
 26 inspection of any project, it shall be found that the plans, specifications, contract, or
 27 change orders for the project shall not have been fully complied with, the office of
 28 facility planning and control ~~section~~ shall, until such compliance shall have been

1 effected or adjustments satisfactory to it shall have been made, refuse to direct such
2 payment.

3 B. Upon completion of the project, the office of facility planning and control
4 ~~section~~ shall release it to the agency. The office of facility planning and control
5 ~~section~~ shall be responsible for making an inspection of the project prior to the
6 expiration of the guarantee period to observe any defects which may appear within
7 one year after completion of the contract. The office of facility planning and control
8 ~~section~~ shall give prompt written notice to the contractor of defects which are due
9 to faulty materials and workmanship.

10 Section 2. R.S. 39:105 is hereby repealed in its entirety.

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)]

Tucker

HB No. 582

Abstract: Revises the bond funding priorities included in the Capital Outlay Bill to provide for 4 priorities. Provides for certain additional information to be submitted in capital outlay requests in order to complete the constitutionally required feasibility study. Requires the office of facility planning and control to classify each project request according to certain categories to facilitate a comparative analysis of similar projects.

Present law provides for the development, enactment, and execution of the capital outlay budget. Present law references the facility planning and control section of the division of administration.

Proposed law changes reference to the office of facility planning and control.

Present law provides for the submission of capital outlay requests to the office. Proposed law retains present law but requires that such requests be made on forms provided by the office.

Present law provides that any form for submission of a request together with the legislative endorsement and other supporting information and documents for such projects contain and constitute the feasibility study required by Art. VII, §11(C) of the Const. of La.

Proposed law retains present law for nonstate projects with an estimated cost of less than \$3 million. With respect to projects requested budget units of the state and for nonstate projects with an estimated cost of \$3 million or more, proposed law provides that in addition to feasibility study requirements set forth in present law, each such request shall contain such additional information as required by rules adopted by the office and approved by the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs.

Present law provides that the legislature shall not include funding within the Capital Outlay Act for a project of a nonstate entity unless the entity certifies to the division of administration that bond funding sufficient to fund the project is not available.

Proposed law requires the nonstate entity to certify that bond funding or other sources of funding are not available to fund a project.

Proposed law requires that the office establish a system of categorization of projects requested to be funded through the Capital Outlay Act and to promulgate rules and regulations, subject to approval by certain legislative committees, implementing such categorization.

Proposed law requires the office to establish standards and procedures for determining the feasibility of projects, standards for architectural programs, and a system for comparatively evaluating projects based on feasibility and merit and to annually establish a priority ranking of projects.

Present law requires that not later than the 8th day of each regular session, the governor submit to the legislature the proposed Capital Outlay Bill implementing the first year of the five-year program, the bond authorization bill for the sale of bonds to fund projects included in the bond portion of the Capital Outlay Bill, and the concurrent resolution for the adoption of the remaining four years of the five-year capital outlay program.

Proposed law retains present law, but deletes requirement of the concurrent resolution for adoption of the remaining four years of the five-year program.

Proposed law requires the office to make a determination as to compliance of projects with the laws dealing with capital outlay budget preparation and report its findings to certain legislative committees.

Present law, in the annual Capital Outlay Act, provides for 5 priorities of projects and funding. Proposed law provides for 4 priorities as follows:

- (1) Priority A general obligation bond funding shall be for completion of plans and specifications, land acquisition, site preparation, or for construction of projects that will require the sale of bonds or extension of lines of credit by the State Bond Commission during the fiscal year. Priority A shall include only funding for projects and amounts which were previously authorized by the Capital Outlay Act of the preceding year and which were granted cash lines of credit by the State Bond Commission.
- (2) Priority B general obligation bond funding shall be for completion of plans and specifications, land acquisition, site preparation, or for construction of projects that will require the sale of bonds or extension of cash lines of credit by the State Bond Commission during the fiscal year. Priority B shall include only funding for the reauthorization of the portion of the outstanding previous fiscal year Priority D Non-Cash lines of credit for projects which will require cash expenditures in the fiscal year and therefore must be converted to cash lines of credit in the fiscal year.
- (3) Priority C general obligation bond projects are for the initiation or completion of plans and specifications, land acquisition, site preparation, or for construction which will begin in the fiscal year and will require the sale of bonds or the granting of lines of credit by the State Bond Commission during the fiscal year. The projects included in this priority shall be limited to the amount of the estimated cash line of credit capacity available after Priority A and Priority B projects have been satisfied, as identified by the office when the bill is filed in the legislature. Of the projects included in this priority, not more than 25% of the total amount available shall consist of nonstate projects added to the bill by the legislature, of which not more

than 1/2 of the amount shall have been included by the House of Representatives and not more than 1/2 of the amount shall have been included by the Senate.

- (4) Priority D general obligation bond funding shall be for funding the portion of construction contracts which will not require cash expenditures during the fiscal year. These funds, when combined with previously sold bonds or with higher priority bonds on lines of credit, or with funds appropriated from other sources, will provide sufficient appropriated funds to award contracts. Non-cash lines of credit granted by the State Bond Commission shall be required prior to the award of these contracts.

Proposed law provides that general obligation bond funding of nonstate projects shall be limited to no more than 25% of the cash line of credit capacity for projects in any fiscal year. Nonstate projects are those projects not owned and operated by the state except those projects determined by the commissioner of administration to be a regional economic development initiative or regional health care facility operated in cooperation with the state.

Proposed law provides that nonstate entity projects shall require a match of not less than 25% of the total requested amount of funding except:

- (1) A project deemed by the commissioner of administration to be an emergency project.
- (2) A project of a nonstate entity which has demonstrated to the Joint Legislative Committee on Capital Outlay its inability to provide a local match. The division of administration shall promulgate rules establishing a needs-based formula for determining the inability of a nonstate entity to provide the required local match.

Proposed law provides that the State Bond Commission shall not grant a line of credit for any project until the Joint Legislative Committee on Capital Outlay approves the request for a line of credit for the project and forwards the request to the commission.

Present law requires that prior to each regular legislative session, and not later than March 1st, the governor submit a preliminary capital outlay budget which shall include a list of the proposed projects in priority order based on the evaluation of the feasibility studies submitted, together with a summary thereof outlining the maximum amount of monies to be spent in each department or political subdivision, to the presiding officer of each house.

Proposed law repeals present law.

Effective Aug. 15, 2008.

(Amends R.S. 39:101(A)(1), (B)(1)(a), (c), and (d) and (2), and (F)(1), 102(C), 103(A)(1) and (B)(1), 104(B), 111, 112, 113, 115, 122(A) and (B)(1), 124, and 125; Adds R.S. 39:101(F)(3) and (G) and 103(B)(3); Repeals R.S. 39:105)

Summary of Amendments Adopted by House

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

1. Provides for four new priorities for general obligation funding.
2. Provides, with certain exceptions, that nonstate entity projects shall require a match of not less than 25% of the total requested amount of funding.
3. Provides that the State Bond Commission shall not grant a line of credit for any project until the Joint Legislative Committee on Capital Outlay approves the

request for a line of credit for the project and forwards the request to the commission.

House Floor Amendments to the engrossed bill.

1. Requires the nonstate entity to certify that bond funding or other sources of funding are not available to fund a project.
2. Requires the establishment of a system of categorization of projects requested to be funded through the Capital Outlay Act, instead of listing categories in statute.
3. Requires the office to establish standards and procedures for determining the feasibility of projects and standards for architectural programs, and a system for comparatively evaluating projects based on feasibility and merit and to annually establish a priority ranking of projects.
4. Deletes proposed law requirement that the Capital Outlay Bill contain the proposed capital outlay program of state projects for the remaining four years of the five-year capital outlay program.
5. Requires the office to make a determination as to compliance of projects with the laws dealing with capital outlay budget preparation and report its findings to certain legislative committees.