AN ACT

To amend and reenact R.S. 27:437(C)(3), relative to the Video Draw Poker Device Fund; to provide for the use of monies in the fund; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 27:437(C)(3) is hereby amended and reenacted to read as follows:

§437. Video Draw Poker Device Fund; distribution and expenditure

*          *          *

C. Except as provided in Paragraph (3) of this Subsection, the monies in the Video Draw Poker Device Fund shall only be withdrawn pursuant to appropriation by the legislature and shall be distributed as follows:

(1) *          *          *

*          *          *

(3) Any monies in the fund not required to meet the purposes provided for in Paragraphs (1) and (2) shall be credited to and deposited in the state general fund as they become available. Any unexpended or unencumbered portion of the twenty-five percent remaining in the Video Draw Poker Device Fund after the
allocations made pursuant to the provisions of Paragraph (1) of this Subsection

at the end of the fiscal year shall not revert to the state general fund but shall

be distributed in accordance with the provisions of Paragraph (1) of this

Section. Any remaining portion of the seventy-five percent of the unexpended or

unencumbered monies remaining in the Video Draw Poker Device Fund at the end

of the fiscal year shall revert to the state general fund.

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Section 2. This Act shall become effective upon signature by the governor or, if not

signed by the governor, upon expiration of the time for bills to become law without signature

by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

vetoed by the governor and subsequently approved by the legislature, this Act shall become

effective on the day following such approval.

The original instrument and the following digest, which constitutes no part

of the legislative instrument, were prepared by Martha S. Hess.

DIGEST

SB 16 Engrossed 2022 Regular Session Fred Mills

Present law establishes the Video Draw Poker Device Fund (hereinafter the "fund") and

provides for the distribution and expenditure of monies in the fund.

Present law requires that monies in the fund be withdrawn only pursuant to appropriation by

the legislature and be distributed as follows:

(1) 25% to be distributed in the following priority:

(a) To provide district attorneys and assistant district attorneys increased

compensation as provided by law enacted in the 1992 R.S. not to exceed

$5,400,000.

(b) Remaining monies after the distribution to district attorneys and assistant

district attorneys to be distributed as follows:

(i) To the governing authorities of municipalities in which video draw poker

devices are operated as provided by law.

(ii) To the governing authority of each parish in which video draw poker devices

are operated and the sheriff of each such parish, to be divided equally

between them, as provided by law.

(2) An amount allocated to the Department of Public Safety and Corrections and to the

Department of Justice pursuant to legislative appropriation.

(3) Any monies in the fund not required to meet the requirements in present law shall

be credited to and deposited in the state general fund as they become available. Any

Coding: Words which are struck through are deletions from existing law;

words in **boldface type and underscored** are additions.
unexpended or unencumbered monies remaining in the fund at the end of the fiscal year shall revert to the state general fund.

Proposed law provides that any portion of the unexpended or unencumbered monies remaining in the fund at the end of the fiscal year after the 25% allocation is made pursuant to present law shall not revert to the state general fund but shall be distributed in accordance with present law. Proposed law further provides any remaining portion of the 75% of the unexpended and unencumbered monies in the fund at the end of the fiscal year shall revert to the state general fund.

Effective upon signature of the governor or after lapse of time for gubernatorial action.

(Amends R.S. 27:437(C)(3))