

2021 Regular Session

HOUSE BILL NO. 515

BY REPRESENTATIVE ZERINGUE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

FUNDS/FUNDING: Provides for the transfer, deposit, and use of monies among state funds

1 AN ACT

2 To amend and reenact R.S. 15:587(B) and 598, R.S. 22:835(C) and (F) and 2134(A),

3 (B)(introductory paragraph), and (C), R.S. 30:21(B)(2), 101.9(A) through (C) and

4 (D)(introductory paragraph), 2351.41, 2380, and 2418(G), (I)(3) and (4), (J), (M)(3)

5 and (4), and (O)(3) and (5), R.S. 32:412.3, 429.2(A), (B), and (C)(introductory

6 paragraph), 868, 1526(B), and 1731, R.S. 39:100.43(L), 100.44(Q), and 100.48(C),

7 R.S. 40:5.10, 39.1(B)(2), (3)(introductory paragraph), and (4), 1379.3.1(C) and (D),

8 1379.7(B), 1428(C), 1472.20(A), 1664.9(N), 1730.68, and 1849(D)(2), (3),

9 (4)(introductory paragraph), and (5), R.S. 45:169.1, 844.14(A)(4), and 1177(B) and

10 (C), R.S. 46:2403(A), (C), and (D)(1), R.S. 47:463.149(F) and (G), 1835(B) and

11 (D)(4), and 6007(C)(4)(h)(ii), (iii)(introductory paragraph), and (iv), R.S.

12 48:105.1(B) and (D), 381(G), 381.1(E), and 381.2(D) and (G)(1), R.S. 49:214.40(A)

13 and (C), R.S. 56:10(B)(1)(d), (5), and (7)(a) and (D), 10.1, 164(A) and

14 (B)(introductory paragraph), 700.2(A)(introductory paragraph), (1), and (3) and (B)

15 through (D), 1703(A), (B)(introductory paragraph), (C)(introductory paragraph), (1),

16 and (2)(introductory paragraph), and (D), and 1705(A) and (B), to enact Subpart J

17 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes

18 of 1950, to be comprised of R.S. 39:100.26, and to repeal R.S. 9:154.2, R.S. 41:1615,

19 and R.S. 56:1706 and 1844, relative to certain treasury funds; to provide for the

20 transfer, deposit, and use, as specified, of monies in certain treasury funds; to provide

1 with respect to the reclassification of certain funds in the state treasury as statutorily  
2 dedicated fund accounts; to provide for the elimination of certain treasury funds; to  
3 provide for an effective date; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1.(A) Notwithstanding any provision of law to the contrary, the state  
6 treasurer is hereby authorized and directed to transfer \$67,608,578, to be comprised wholly  
7 of nonrecurring revenues out of the state general fund from the Fiscal Year 2019-2020  
8 surplus, as recognized by the Revenue Estimating Conference, to the Budget Stabilization  
9 Fund.

10 (B) Notwithstanding any provision of law to the contrary, the state treasurer is  
11 hereby authorized and directed to transfer \$22,454,333 from the State General Fund (Direct)  
12 to the Budget Stabilization Fund.

13 Section 2.(A) Notwithstanding any provision of law to the contrary, the state  
14 treasurer is hereby authorized and directed to transfer \$508,449 from the State General Fund  
15 (Direct) into the Motor Carrier Regulation Fund.

16 (B) Notwithstanding any provision of law to the contrary, the state treasurer is  
17 hereby authorized and directed to transfer \$5,365,837 from the State General Fund (Direct)  
18 into the Utility and Carrier Inspection and Supervision Fund.

19 (C) Notwithstanding any provision of law to the contrary, the state treasurer is  
20 hereby authorized and directed to transfer \$658,274 from the State General Fund (Direct)  
21 into the Telephonic Solicitation Relief Fund.

22 (D) Notwithstanding any provision of law to the contrary, the state treasurer is hereby  
23 authorized and directed to transfer \$5,500,000 from the State General Fund (Direct) into the  
24 Motor Fuels Underground Storage Tank Trust Fund.

25 (E) Notwithstanding any provision of law to the contrary, the state treasurer is  
26 hereby authorized and directed to transfer \$16,963,667 from the State General Fund (Direct)  
27 into the Louisiana Wildlife and Fisheries Conservation Fund.

1 (F) Notwithstanding any provision of law to the contrary, the state treasurer is  
2 hereby authorized and directed to transfer \$4,100,000 from the State General Fund (Direct)  
3 into the Higher Education Initiatives Fund.

4 (G) Notwithstanding any provision of law to the contrary, the state treasurer is  
5 hereby authorized and directed to transfer \$15,000,000 from the State General Fund (Direct)  
6 into the State Emergency Response Fund.

7 (H) Notwithstanding any provision of law to the contrary, the state treasurer is  
8 hereby authorized and directed to transfer \$7,689,837 from the State General Fund (Direct)  
9 into the Major Events Incentive Program Subfund of the Louisiana Mega-Project  
10 Development Fund.

11 (I) Notwithstanding any provision of law to the contrary, the state treasurer is hereby  
12 authorized and directed to transfer \$5,000,000 from the State General Fund (Direct) into the  
13 Voting Technology Fund.

14 (J) Notwithstanding any provision of law to the contrary, the state treasurer is hereby  
15 authorized and directed to transfer \$2,000,000 from the State General Fund (Direct) into the  
16 Louisiana Fire Marshal Fund.

17 Section 3. R.S. 15:587(B) and 598 are hereby amended and reenacted to read as  
18 follows:

19 §587. Duty to provide information; processing fees; Louisiana Bureau of Criminal  
20 Identification and Information

21 \* \* \*

22 B.(1) The bureau may charge a processing fee of twenty-six dollars for  
23 information provided to any agency or entity statutorily eligible to receive this  
24 information, except another state or local law enforcement agency, pursuant to a  
25 request to assist the agency in performing a screening function as part of any  
26 regulatory or licensing scheme. Payment of the processing fee shall accompany the  
27 request for such information and shall be deposited by the bureau immediately upon  
28 receipt into the Criminal Identification and Information Dedicated Fund Account.



1 §835. Fire marshal tax; Louisiana Fire Marshal Fund

2 \* \* \*

3 C. After compliance with the requirements of Article VII, Section 9(B) of  
4 the Constitution of Louisiana, relative to the Bond Security and Redemption Fund,  
5 and prior to monies being placed in the state general fund, an amount equal to that  
6 deposited as required by Subsection B of this Section shall be credited to a special  
7 fund hereby created in the state treasury to be known as the "Louisiana Fire Marshal  
8 Fund", hereafter in this Section referred to as the "fund". The monies in this fund  
9 shall be used solely as provided by Subsection D of this Section and only in the  
10 amounts appropriated by the legislature. All unexpended and unencumbered monies  
11 in the fund at the end of the fiscal year shall ~~revert to the state general fund~~ remain  
12 in the fund. The monies in the fund shall be invested by the treasurer in the same  
13 manner as monies in the state general fund, and interest earned on the investment of  
14 these monies shall be credited to the ~~state general fund, again, following compliance~~  
15 ~~with the requirement of Article VII, Section 9(B) relative to the Bond Security and~~  
16 ~~Redemption Fund~~ fund.

17 \* \* \*

18 F. Each year, after satisfaction of the provisions of Subsections C and D of  
19 this Section, ~~and before any unexpended or unencumbered monies in the Louisiana~~  
20 ~~Fire Marshal Fund shall revert to the state general fund~~, the state treasurer shall  
21 transfer the amount of fifty thousand dollars to the Camp Minden Fire Protection  
22 Fund as provided by R.S. 22:835.1.

23 \* \* \*

24 Section 5. R.S. 22:2134(A), (B)(introductory paragraph), and (C) are hereby  
25 amended and reenacted to read as follows:

26 §2134. Automobile Theft and Insurance Fraud Prevention Authority Dedicated  
27 Fund Account

28 A. There is hereby established a special dedicated fund account in the state  
29 treasury to be known as the "Automobile Theft and Insurance Fraud Prevention

1 Authority Dedicated Fund Account", hereafter referred to in this Section as the  
 2 "~~fund~~" "account", into which the state treasurer shall each fiscal year deposit the  
 3 revenues received from those sources provided for by this Part and other sources as  
 4 provided for by law after those revenues have been deposited in the Bond Security  
 5 and Redemption Fund. Out of the funds remaining in the Bond Security and  
 6 Redemption Fund after a sufficient amount is allocated from that fund to pay all  
 7 obligations secured by the full faith and credit of the state that become due and  
 8 payable within each fiscal year, the treasurer, prior to placing such funds in the state  
 9 general fund, shall pay into the ~~fund~~ account an amount equal to the revenue  
 10 generated from collection from those sources provided for by this Part and other  
 11 sources as provided for by law. No expenditures shall be made from the ~~fund~~  
 12 account unless first appropriated by the legislature. The monies in the ~~trust fund~~  
 13 account shall be invested by the state treasurer in the same manner as monies in the  
 14 state general fund. All interest earned on money from the ~~fund~~ account and invested  
 15 by the state treasurer shall be credited to the ~~Automobile Theft and Insurance Fraud~~  
 16 ~~Prevention Authority Fund~~ account. Monies deposited into the account shall be  
 17 categorized as fees and self-generated revenue for the sole purpose of reporting  
 18 related to the executive budget, supporting documents, and general appropriation  
 19 bills and shall be available for annual appropriation by the legislature.

20 B. Any monies in the ~~Automobile Theft and Insurance Fraud Prevention~~  
 21 ~~Authority Fund~~ account shall be administered only by the director of the authority,  
 22 upon a majority vote of the board, in the following order of priority:

23 \* \* \*

24 C. All monies in the ~~Automobile Theft and Insurance Fraud Prevention~~  
 25 ~~Authority Fund~~ account shall be used only to enhance fraud prevention efforts as  
 26 determined by the board.

27 \* \* \*

1 Section 6. R.S. 30:21(B)(2), 101.9(A) through (C) and (D)(introductory paragraph),  
2 2351.41, 2380, and 2418(G), (I)(3) and (4), (J), (M)(3) and (4), and (O)(3) and (5) are hereby  
3 amended and reenacted to read as follows:

4 §21. Fees and charges of the commissioner of conservation; revisions; exceptions;  
5 collections; Oil and Gas Regulatory Dedicated Fund Account; creation;  
6 amounts; requirements

7 \* \* \*

8 B.

9 \* \* \*

10 (2)(a) There is hereby established a special statutorily dedicated fund  
11 account in the state treasury to be known as the Oil and Gas Regulatory Dedicated  
12 Fund Account, hereafter referred to as the "~~fund~~" "account". After deposit in the  
13 Bond Security and Redemption Fund and after a sufficient amount is allocated from  
14 that fund to pay all the obligations secured by the full faith and credit of the state that  
15 become due and payable within each fiscal year, the treasurer shall pay into the ~~fund~~  
16 account an amount equal to the monies generated from collection of the fees  
17 provided for in this Title, R.S. 40:1749.11 et seq., or Title 47 of the Louisiana  
18 Revised Statutes of 1950, the rules and regulations promulgated thereunder, any  
19 fines and civil penalties or any other provision of law relative to fees, fines, or civil  
20 penalties attributable to the office of conservation, and fifty percent of any annual  
21 assessment paid by an operator who chooses not to plug a well classified as inactive  
22 with the remainder being deposited into the Oilfield Site Restoration Fund.

23 (b) Monies deposited into the account shall be categorized as fees and self-  
24 generated revenue for the sole purpose of reporting related to the executive budget,  
25 supporting documents, and general appropriation bills. The monies credited to the  
26 ~~fund account~~ shall be appropriated by the legislature and dedicated solely to the use  
27 of the office of conservation for the regulation of the oil and gas industry and other  
28 industries under the jurisdiction of the office of conservation and shall be used solely  
29 for the purposes of that program. Any monies remaining in the ~~fund account~~ at the

1 end of any fiscal year shall remain with the ~~fund~~ account and shall not revert to the  
2 state general fund. All interest or earnings of the ~~fund~~ account shall be credited to  
3 the ~~fund~~ account. All fees and self-generated revenue remaining on deposit for the  
4 office of conservation at the end of any fiscal year shall be deposited into the ~~fund~~  
5 account. The amount appropriated from the ~~fund~~ account to the office of  
6 conservation shall be subject to appropriation by the legislature.

7 (c) The provisions of Subtitle II of Title 47 of the Louisiana Revised Statutes  
8 of 1950 shall apply to the administration, collection, and enforcement of the fees  
9 imposed in this Section, and the penalties provided by that Subtitle shall apply to the  
10 person who fails to pay or report the fee. Proceeds from the fee, including any  
11 penalties collected in connection with the fee, shall be deposited into the ~~fund~~  
12 account.

13 \* \* \*

14 §101.9. Underwater Obstruction Removal Dedicated Fund Account

15 A. There is hereby established a statutorily dedicated fund account in the  
16 custody of the state treasurer to be known as the Underwater Obstruction Removal  
17 Dedicated Fund Account, hereafter referred to in this Section as the "account", into  
18 which the state treasurer shall, each fiscal year, deposit the revenues received from  
19 the collection of the monies enumerated in Subsection C of this Section, after those  
20 revenues have been deposited in the Bond Security and Redemption Fund. Out of the  
21 funds remaining in the Bond Security and Redemption Fund, after a sufficient  
22 amount is allocated from that fund to pay all the obligations secured by the full faith  
23 and credit of the state that become due and payable within each fiscal year, the  
24 treasurer shall pay into the ~~Underwater Obstruction Removal Trust Fund~~ account an  
25 amount equal to the revenues generated as provided for in Subsection C of this  
26 Section. Such funds shall constitute a special custodial trust ~~fund~~ account which shall  
27 be administered by the secretary who shall make disbursements from the ~~fund~~  
28 account solely in accordance with the purposes and uses authorized by this Part. B.  
29 The funds received shall be placed in the ~~special trust fund in the custody of the state~~





1 PART III. LEAD HAZARD REDUCTION DEDICATED FUND ACCOUNT

2 §2351.41. Lead Hazard Reduction Dedicated Fund Account

3 A. There is hereby created within the state treasury a special statutorily  
4 dedicated fund account designated as the Lead Hazard Reduction Dedicated Fund  
5 Account, hereafter referred to in this Part as the "account". Funds received ~~under~~  
6 pursuant to the provisions of this Part shall be deposited into the state treasury.

7 B. After compliance with the requirements of Article VII, Section 9(B) of  
8 the Constitution of Louisiana, relative to the Bond Security and Redemption Fund,  
9 and prior to monies being placed in the state general fund, an amount equal to that  
10 deposited as required by Subsection A of this Section shall be credited to a ~~special~~  
11 ~~fund hereby created in the state treasury to be known as the "Lead Hazard Reduction~~  
12 ~~Fund"~~ the account. The monies in this ~~fund~~ account shall be used solely as provided  
13 in Subsection C of this Section. All unexpended and unencumbered monies in ~~this~~  
14 ~~fund~~ the account at the end of the fiscal year shall remain in the ~~fund~~ account. The  
15 monies in ~~this fund~~ the account shall be invested by the state treasurer in the same  
16 manner as monies in the state general fund, and interest earned on the investment of  
17 these monies shall be credited to the ~~fund~~ account. Monies deposited into the  
18 account shall be categorized as fees and self-generated revenue for the sole purpose  
19 of reporting related to the executive budget, supporting documents, and general  
20 appropriation bills and shall be available for annual appropriation by the legislature.

21 C. The monies in the ~~Lead Hazard Reduction Fund~~ account shall be used  
22 solely for the purpose of funding the programs and activities provided for in this  
23 Chapter, as determined by the secretary.

24 \* \* \*

25 §2380. Right-to-Know Dedicated Fund Account

26 A. Subject to the exceptions contained in Article VII, Section 9 of the  
27 Constitution of Louisiana, all monies collected ~~under~~ pursuant to R.S. 30:2373 shall  
28 be paid into the state treasury and shall be credited to the Bond Security and  
29 Redemption Fund. Out of the funds remaining in the Bond Security and Redemption

1 Fund, after a sufficient amount is allocated from that fund to pay all obligations  
 2 secured by the full faith and credit of the state which become due and payable within  
 3 a fiscal year, the treasurer shall, prior to placing such remaining funds in the state  
 4 general fund, pay into a special statutorily dedicated fund account, which is hereby  
 5 created in the state treasury and designated as the "Right-to-Know Dedicated Fund  
 6 Account", hereinafter referred to as the ~~fund~~ "account", an amount equal to all  
 7 monies collected ~~under~~ pursuant to R.S. 30:2373. The ~~fund~~ balance in the account  
 8 shall not exceed two million dollars. Any monies in excess of that amount shall  
 9 revert to the general fund. Monies deposited into the account shall be categorized  
 10 as fees and self-generated revenue for the sole purpose of reporting related to the  
 11 executive budget, supporting documents, and general appropriation bills and shall  
 12 be available for annual appropriation by the legislature.

13 B. Monies in the ~~fund~~ account shall be paid to the deputy secretary on his  
 14 warrant and shall be used to develop the Louisiana Chemical Network (LCN), a  
 15 statewide centralized inventory and release reporting system. This centralized  
 16 reporting system is intended to eliminate duplication in reporting requirements,  
 17 develop centralized data management, and provide processed data to all parishes via  
 18 the local emergency planning committees (LEPCs). The department shall have the  
 19 responsibility to develop a centralized data distribution system and provide the local  
 20 emergency planning committees with the necessary equipment, software, and  
 21 training to support its application. The monies in the ~~fund~~ account shall be dedicated  
 22 to equipment acquisition and personnel training for LEPCs and for the department  
 23 to properly staff the centralized data management functions. The deputy secretary  
 24 shall adopt the necessary rules and regulations to administer this system.

25 \* \* \*

26 §2418. Waste tires; Waste Tire Management Dedicated Fund Account

27 \* \* \*

28 G. There is hereby established a statutorily dedicated fund account in the  
 29 state treasury to be known as the "Waste Tire Management Dedicated Fund



1 ~~Waste Tire Management Fund~~ account shall be paid from future surplus funds in the  
2 ~~Waste Tire Management Fund~~ account as provided in Subparagraph (b) of this  
3 Paragraph. However, beginning August 1, 2013, such payments shall be applied in  
4 priority from the earliest incurred undisputed obligation to the most current  
5 undisputed obligation.

6 (b) In the event the ~~fund~~ account has a surplus after meeting all obligations  
7 of the ~~fund~~ account for the month, including any payments required by law, such  
8 surplus shall be distributed in a pro rata share to those waste tire processors having  
9 a standard permit when the request for payment was submitted and for whom there  
10 are unpaid obligations of the ~~fund~~ account, excluding any disputed amounts. Such  
11 surplus shall be processed for payment by the department within fifteen days after  
12 the end of the month in which the surplus arose.

13 (c) For purposes of this Section, "undisputed obligations" means those waste  
14 tire material payments which should have been paid by the department to a waste tire  
15 processor since January 1, 2003, but which have not been paid due to the  
16 insufficiency of the ~~Waste Tire Management Fund~~ account.

17 (4) If litigation relating to ~~fund~~ account payments in dispute prior to March  
18 1, 2004, is resolved through final judgment or settlement, the secretary shall pay  
19 from the ~~fund~~ account the portion of such final judgment or settlement which  
20 represents previously disputed ~~fund~~ account payments within one hundred eighty  
21 days of the judgment or settlement. This Subsection shall not be construed to limit  
22 or condition the right of the judgment creditor or obligee under the settlement  
23 agreement to obtain payment in satisfaction of the judgment or settlement from any  
24 source authorized by law.

25 J. The secretary or his designee shall submit an annual report to the president  
26 of the Senate, the speaker of the House of Representatives, the Senate Committee on  
27 Environmental Quality, and ~~to~~ the House Committee on Natural Resources and  
28 Environment and appear before a joint meeting of the House Committee on Natural  
29 Resources and Environment and the Senate Committee on Environmental Quality

1 during each regular session to present the report detailing the progress of the waste  
2 tire program for the preceding year, the current balance of the ~~Waste Tire~~  
3 ~~Management Fund~~ account, and the forecast for the ~~fund~~ account in the following  
4 year.

5 \* \* \*

6 M.

7 \* \* \*

8 (3) A waste tire processor shall not request or receive payments from the  
9 ~~Waste Tire Management Fund~~ account for any waste tires unless the waste tires are  
10 generated and processed in Louisiana, the generator and transporter have signed a  
11 statement swearing under penalty of law that the tires were not generated outside the  
12 state of Louisiana and are Louisiana-eligible tires, and the processor has signed a  
13 statement swearing under penalty of law that he has no knowledge contrary to the  
14 representations of the generator and transporter. The department shall provide a  
15 standard form to be used by generators, transporters, and processors to comply with  
16 this Paragraph.

17 (4) In addition to any other penalties provided for in this Subsection, any  
18 person convicted of violating Paragraph (1) of this Subsection may be barred from  
19 participating in the program, including requesting and receiving payments or  
20 reimbursements from the ~~Waste Tire Management Fund~~ account, and any license or  
21 registration issued by the department that is required to participate in the program  
22 may be ordered to be surrendered. Participants shall include collectors, generators,  
23 processors, and transporters. Any such person convicted may be forever barred from  
24 employment with or from contracting with any license holder under this Section.  
25 Any sentence imposed which includes the suspension or barring under this Paragraph  
26 shall be suspended until after rendition of a final conviction from which no appeal  
27 may be taken.

28 \* \* \*

1 O.

2 \* \* \*

3 (3) Proceeds from the collection of the fees and any fines, penalties, interest,  
4 and costs collected in connection with the fees shall be deposited into the ~~Waste Tire~~  
5 ~~Management Fund~~ account to be used to administer the waste tire program  
6 authorized by this Section.

7 \* \* \*

8 (5) In addition to the authority and collection procedure provided for in this  
9 Subsection, the secretary has the authority to impose upon any person failing to  
10 timely remit fees imposed by this Section, a delinquent fee of ten percent of the  
11 unpaid fee or twenty-five dollars, whichever is greater. A delinquent fee of twenty-  
12 five dollars may also be imposed upon any person failing to timely submit a monthly  
13 waste tire fee report required by any rule or regulation promulgated pursuant to this  
14 Section. Proceeds from the collection of the fees authorized by this Paragraph shall  
15 be used for special waste tire projects as determined by the secretary. Any such  
16 proceeds remaining at the end of the fiscal year that have not been used for special  
17 projects shall be deposited in the ~~Waste Tire Management Fund~~ account.

18 Section 7. R.S. 32:412.3, 429.2(A), (B), and (C)(introductory paragraph), 868,  
19 1526(B), and 1731 are hereby amended and reenacted to read as follows:

20 §412.3. Office of Motor Vehicles Driver's License Escrow Dedicated Fund  
21 Account; Office of Motor Vehicles Handling Fee Escrow Dedicated Fund  
22 Account

23 A. There ~~is~~ are hereby created, as special statutorily dedicated fund accounts  
24 ~~funds~~ in the state treasury, the Office of Motor Vehicles Driver's License Escrow  
25 Dedicated Fund Account, hereafter referred to as the "License Fund Account" and  
26 the Office of Motor Vehicles Handling Fee Escrow Dedicated Fund Account,  
27 hereafter referred to as the "Handling Fee Account".

28 B.(1) After compliance with the requirements of Article VII, Section 9(B)  
29 of the Constitution of Louisiana relative to the Bond Security and Redemption Fund,

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1 and after a sufficient amount is allocated from that fund to pay all of the obligations  
2 secured by the full faith and credit of the state which become due and payable within  
3 any fiscal year, the treasurer shall pay an amount equal to one third of the monies  
4 received by the state treasury pursuant to the provisions of R.S. 32:412 into the  
5 ~~Office of Motor Vehicles Driver's License Escrow Fund~~ License Fund Account. The  
6 monies in this ~~fund~~ account shall be used solely as provided in Subsection D of this  
7 Section. All unexpended and unencumbered monies in this ~~fund~~ account at the end  
8 of the fiscal year shall remain in the ~~fund~~ account to cover under collections in any  
9 subsequent fiscal year. The monies in the ~~fund~~ account shall be invested by the state  
10 treasurer in the same manner as monies in the state general fund and shall be  
11 deposited into the state general fund. Monies deposited into the License Fund  
12 Account shall be categorized as fees and self-generated revenue for the sole purpose  
13 of reporting related to the executive budget, supporting documents, and general  
14 appropriation bills and shall be available for annual appropriation by the legislature.

15 (2) The calculation required under the provisions of Subsection D of this  
16 Section shall be made prior to the distribution to the board of trustees of the police  
17 pension funds of the city of New Orleans, the Louisiana State Police Retirement  
18 System Fund, and the Conservation Fund under the provisions of R.S. 56:10(B)(15).

19 C. After compliance with the requirements of Article VII, Section 9(B) of  
20 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
21 and after a sufficient amount is allocated from that fund to pay all of the obligations  
22 secured by the full faith and credit of the state which become due and payable within  
23 any fiscal year, the treasurer shall pay an amount equal to one third of the monies  
24 received by the state treasury pursuant to the provisions of R.S. 32:412.1 into the  
25 ~~Office of Motor Vehicles Handling Fee Escrow Fund~~ Handling Fee Account. The  
26 monies in this ~~fund~~ account shall be used solely as provided in Subsection E of this  
27 Section. All unexpended and unencumbered monies in this ~~fund~~ account at the end  
28 of the fiscal year shall remain in the ~~fund~~ account to cover under collections in any  
29 subsequent fiscal year. The monies in the ~~fund~~ account shall be invested by the state



1 treasurer in the same manner as monies in the state general fund and shall be  
2 deposited into the state general fund. Monies deposited into the Handling Fee  
3 Account shall be categorized as fees and self-generated revenue for the sole purpose  
4 of reporting related to the executive budget, supporting documents, and general  
5 appropriation bills and shall be available for annual appropriation by the legislature.

6 D. Of the monies placed in escrow in the ~~Office of Motor Vehicles Driver's~~  
7 ~~License Escrow Fund~~ License Fund Account, one-half shall be appropriated in Fiscal  
8 Years 2020, 2026, and 2032 and one-half shall be appropriated in Fiscal Years 2021,  
9 2027, and 2033.

10 E.(1) Of the monies placed in escrow in the ~~Office of Motor Vehicles~~  
11 ~~Handling Fee Escrow Fund~~ Handling Fee Account, one-half shall be appropriated  
12 in Fiscal Years 2020, 2026, and 2032 and one-half shall be appropriated in Fiscal  
13 Years 2021, 2027, and 2033.

14 (2) Of the monies appropriated ~~under~~ pursuant to the provisions of this  
15 Subsection, sixty-eight and seventy-five one-hundredths percent of the funds shall  
16 be allocated to self-generated revenue and thirty-one and twenty-five one-hundredths  
17 percent of the funds shall be allocated to the Office of Motor Vehicles Customer  
18 Service and Technology Dedicated Fund Account.

19 \* \* \*

20 §429.2. Office of Motor Vehicles Customer Service and Technology Dedicated  
21 Fund Account; uses of the monies

22 A. There is hereby created, as a special statutorily dedicated fund account  
23 in the state treasury, the Office of Motor Vehicles Customer Service and Technology  
24 Dedicated Fund Account, hereafter referred to in this Section as the "account".

25 B. After compliance with the requirements of Article VII, Section 9(B) of  
26 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
27 and after a sufficient amount is allocated from that fund to pay all of the obligations  
28 secured by the full faith and credit of the state which become due and payable within  
29 any fiscal year, the treasurer shall pay an amount equal to the monies received by the

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1 state treasury pursuant to the provisions of R.S. 32:412.1(C), 707.2(C)(4), and  
 2 728(10) into the ~~Office of Motor Vehicles Customer Service and Technology Fund~~  
 3 account. The monies in ~~this fund~~ the account shall be used solely as provided in  
 4 Subsection C of this Section and only in the amounts appropriated by the legislature.  
 5 All unexpended and unencumbered monies in ~~this fund~~ the account at the end of the  
 6 fiscal year shall remain in the ~~fund~~ account. The monies in the ~~fund~~ account shall  
 7 be invested by the state treasurer in the same manner as monies in the state general  
 8 fund and shall be deposited into the state general fund. Monies deposited into the  
 9 account shall be categorized as fees and self-generated revenue for the sole purpose  
 10 of reporting related to the executive budget, supporting documents, and general  
 11 appropriation bills and shall be available for annual appropriation by the legislature.

12 C. Subject to an annual appropriation by the legislature, the monies in the  
 13 ~~Office of Motor Vehicles Customer Service and Technology Fund~~ account shall be  
 14 used solely for the following:

15 \* \* \*

16 §868. Funding of real-time system to verify motor vehicle insurance; Insurance  
 17 Verification System Dedicated Fund Account; creation

18 A. Of the reinstatement fees assessed in R.S. 32:863(A)(3)(a), an amount of  
 19 seventy-five dollars from each reinstatement fee levied for lack of required security  
 20 up to thirty days, one hundred fifty dollars from each reinstatement fee levied for  
 21 lack of required security between thirty-one days and ninety days, and three hundred  
 22 dollars from each reinstatement fee levied for lack of security for in excess of ninety  
 23 days, and of the reinstatement fees assessed in R.S. 32:863.1(C)(1)(c) and (D)(3) an  
 24 amount of fifty dollars from each first offense and one hundred dollars from each  
 25 second offense, shall be, after first having been credited to the Bond Security and  
 26 Redemption Fund as required by Article VII, Section 9(B) of the Louisiana  
 27 Constitution, deposited into the Insurance Verification System Dedicated Fund  
 28 Account.

1           B. There is hereby created in the state treasury a special statutorily dedicated  
2           fund account designated as the Insurance Verification System Dedicated Fund  
3           Account, hereinafter referred to as the "~~fund~~" account". Monies in the ~~fund~~ account  
4           shall be invested in the same manner as monies in the state general fund. Interest  
5           earned on investment of monies in the ~~fund~~ account shall be deposited in and  
6           credited to the ~~fund~~ account. The monies in this ~~fund~~ account shall be used solely as  
7           provided for in this Section and only in the amounts appropriated by the legislature.  
8           Unexpended and unencumbered monies in the ~~fund~~ account shall remain in the ~~fund~~  
9           account. Monies deposited into the account shall be categorized as fees and self-  
10          generated revenue for the sole purpose of reporting related to the executive budget,  
11          supporting documents, and general appropriation bills and shall be available for  
12          annual appropriation by the legislature. Monies in the ~~fund~~ account shall be used in  
13          amounts appropriated by the legislature as follows:

14               (1) ~~For Fiscal Year 2014-2015, monies in the fund shall be used as follows:~~

15                   (a) ~~First, to fully fund the creation and maintenance of the real-time system~~  
16                   ~~to verify motor vehicle insurance authorized by R.S. 32:863.2(F).~~

17                   (b) ~~The next forty-two million dollars shall be dedicated to the Department~~  
18                   ~~of Public Safety and Corrections, office of state police.~~

19                   (c) ~~The remainder of deposits shall be used for public safety and law~~  
20                   ~~enforcement purposes.~~

21               (2) For Fiscal Year 2015-2016 and each fiscal year thereafter, monies in the  
22          ~~fund~~ account shall be used as follows:

23                   (a) First, to fully fund the annual maintenance of the real-time system to  
24                   verify motor vehicle insurance authorized by R.S. 32:863.2(F).

25                   (b) Next, the amount needed to fund the increase in the costs of salaries and  
26                   related benefits associated with the pay plan adopted by the State Police  
27                   Commission, not to exceed forty-two million dollars per year, shall be dedicated to  
28                   the Department of Public Safety and Corrections, office of state police.

1 (c) In the event House Bill No. 562 of the 2014 Regular Session of the  
2 Legislature is enacted into law, the next seven million dollars per year shall be used  
3 to fund the housing of parolees who are detained in sheriffs' jails pending their  
4 revocation hearing as provided in R.S. 15:824(B)(1)(e)(ii).

5 (d) The next one million dollars per year shall be used to provide additional  
6 funding to district attorneys and assistant district attorneys, specifically to fund  
7 additional assistant district attorneys beginning in 2015.

8 (e) The remainder of monies in the ~~fund~~ account shall be used for public  
9 safety and law enforcement purposes.

10 ~~(3)~~ (2) Funds from the ~~Insurance Verification System Fund~~ account shall not  
11 be used to pay any costs associated with the implementation of a system for the  
12 issuance of REAL ID compliant drivers' licenses and special identification cards.

13 \* \* \*

14 §1526. Unified Carrier Registration Agreement; enforcement; disposition of money  
15 collected; Unified Carrier Registration Agreement Dedicated Fund Account

16 \* \* \*

17 B.(1) All revenue collected by or distributed to the department under the  
18 Unified Carrier Registration Agreement shall be deposited upon receipt into the state  
19 treasury. Out of the funds remaining in the Bond Security and Redemption Fund  
20 after a sufficient amount is allocated from that fund to pay all obligations secured by  
21 the full faith and credit of the state that become due and payable during a fiscal year  
22 as provided for in Article VII, Section 9(B) of the Constitution of Louisiana, the  
23 treasurer shall each fiscal year deposit into a special statutorily dedicated fund  
24 account hereby created in the state treasury, to be known as the Unified Carrier  
25 Registration Agreement Dedicated Fund Account, hereafter referred to in this  
26 Section as the "account", an amount equal to the total amount received by the  
27 treasurer pursuant to this Subsection. Monies deposited into the account shall be  
28 categorized as fees and self-generated revenue for the sole purpose of reporting

1 related to the executive budget, supporting documents, and general appropriation  
2 bills and shall be available for annual appropriation by the legislature.

3 (2) All unexpended and unencumbered money in the ~~fund~~ account at the end  
4 of a fiscal year shall remain in the ~~fund~~ account and shall be available for use in the  
5 next fiscal year as provided for in this Subsection. Money in the ~~fund~~ account shall  
6 be invested as provided by law, and any interest earned on such investments shall be  
7 credited to the ~~fund~~ account after compliance with the provisions of Article VII,  
8 Section 9(B) of the Constitution of Louisiana.

9 (3) The money in the ~~fund~~ account shall be used each fiscal year solely and  
10 exclusively by the department, except as provided for in Paragraph (2) of this  
11 Subsection, for motor carrier safety programs, enforcement, or the administration of  
12 the Unified Carrier Registration Plan and the Unified Carrier Registration Agreement  
13 as required by the Unified Carrier Registration Act of 2005.

14 \* \* \*

15 §1731. The Louisiana Towing and Storage Dedicated Fund Account

16 All fees and fines collected ~~under~~ pursuant to the provisions of this Chapter  
17 shall be paid into the state treasury on or before the twenty-fifth day of the month  
18 following their collection and, in accordance with Article VII, Section 9 of the  
19 Constitution of Louisiana, shall be credited to the Bond Security and Redemption  
20 Fund. Out of the funds remaining in the Bond Security and Redemption Fund, after  
21 a sufficient amount is allocated therefrom to pay all obligations secured by the full  
22 faith and credit of the state which become due and payable within each fiscal year,  
23 the treasurer shall pay an amount equal to the total amount of funds paid into the  
24 treasury into a special statutorily dedicated fund account, which is hereby created in  
25 the state treasury and designated as the "Louisiana Towing and Storage Dedicated  
26 Fund Account", hereafter referred to as the "account". All funds collected or  
27 received pursuant to this Chapter and deposited in the ~~Louisiana Towing and Storage~~  
28 ~~Fund account~~ shall be administered by the deputy secretary of public safety services.  
29 The ~~fund~~ account shall be used solely to fund personnel positions and the activities

1 and enforcement of this Chapter by the office of state police and only in the amount  
2 appropriated by the legislature with all remaining funds to be deposited in the state  
3 general fund. Monies deposited into the account shall be categorized as fees and  
4 self-generated revenue for the sole purpose of reporting related to the executive  
5 budget, supporting documents, and general appropriation bills and shall be available  
6 for annual appropriation by the legislature.

7 Section 8. Subpart J of Part II-A of Chapter 1 of Subtitle I of Title 39 of the  
8 Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.26, is hereby enacted to read  
9 as follows:

10 SUBPART J. LOUISIANA SUPERDOME FUND

11 §100.26. Louisiana Superdome Fund; purpose

12 A. There is hereby created in the state treasury, as a special fund, the  
13 "Louisiana Superdome Fund", hereinafter referred to in this Section as the "fund".

14 B. Notwithstanding any provision of law to the contrary, all monies received  
15 by the state as a result of the case captioned "Jazz Casino Company, L.L.C. versus  
16 Cynthia Bridges, in Her Capacity as the Secretary for the Louisiana Department of  
17 Revenue, and the Louisiana Department of Revenue" and all cases consolidated  
18 therewith, bearing numbers 2019 CA 1530, 2019 CA 1531, 2019 CA 1532, 2019 CA  
19 1533, and 2019 CA 1534 on the docket of the First Circuit Court of Appeals for the  
20 State of Louisiana shall be deposited into the fund.

21 C. Monies in the fund shall be invested in the same manner as monies in the  
22 state general fund. Interest earned on investment of monies in the fund shall be  
23 credited to the fund. Unexpended and unencumbered monies in the fund at the end  
24 of the fiscal year shall remain in the fund.

25 D. Monies in the fund shall be used exclusively to partially defray the cost  
26 of upgrades to certain state facilities by the Louisiana Stadium and Exposition  
27 District.

28 Section 9. R.S. 39:100.43(L), 100.44(Q), and 100.48(C) are hereby amended and  
29 reenacted to read as follows:

1 §100.43. Coronavirus Local Recovery Allocation Program

2 \* \* \*

3 L. Any unobligated balance in the fund on ~~December 1, 2020~~ June 30, 2021,  
4 shall be transferred to the State Coronavirus Relief Fund.

5 §100.44. Louisiana Main Street Recovery Program

6 \* \* \*

7 Q. Any unobligated balance in the fund on ~~December 1, 2020~~ June 30, 2021,  
8 shall be transferred to the State Coronavirus Relief Fund.

9 \* \* \*

10 §100.48. Critical Infrastructure Workers Hazard Pay Rebate Fund

11 \* \* \*

12 C. Monies in the rebate fund shall be appropriated to the state treasurer to be  
13 used to provide a one-time hazard pay rebate to essential critical infrastructure  
14 workers as provided in Act No. 12 of the 2020 First Extraordinary Session of the  
15 Legislature. Any unobligated balance in the rebate fund on June 30, 2021, shall be  
16 transferred to the State Coronavirus Relief Fund.

17 Section 10. R.S. 40:5.10, 39.1(B)(2), (3)(introductory paragraph), and (4),  
18 1379.3.1(C) and (D), 1379.7(B), 1428(C), 1472.20(A), 1664.9(N), 1730.68, and 1849(D)(2),  
19 (3), (4)(introductory paragraph), and (5) are hereby amended and reenacted to read as  
20 follows:

21 §5.10. Oyster Sanitation Dedicated Fund Account

22 A. There is hereby established a special statutorily dedicated fund account  
23 in the state treasury to be known as the Oyster Sanitation Dedicated Fund Account,  
24 hereinafter referred to as the "~~fund~~" "account". The ~~fund~~ account shall consist of  
25 monies received by virtue of the surcharge assessed pursuant to R.S. 30:2075.1, such  
26 monies as may be appropriated to it by the legislature, and monies received by the  
27 fund from grants and donations. Monies deposited into the account shall be  
28 categorized as fees and self-generated revenue for the sole purpose of reporting

1 related to the executive budget, supporting documents, and general appropriation  
2 bills and shall be available for annual appropriation by the legislature.

3 B. Monies in the ~~fund~~ account shall be invested by the state treasurer in  
4 accordance with the law, and shall comply with the provisions of Article VII, Section  
5 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption  
6 Fund. Subject to Article VII, Section 9, the investment earnings on account monies  
7 shall be credited to the ~~fund~~ account. The treasurer shall advise the governor and the  
8 legislature of the status of the ~~fund~~ account thirty days prior to each regular session  
9 of the legislature and at any other time upon their request.

10 C. Upon request of the secretary of either department named herein, and  
11 pursuant to appropriation by the legislature, the treasurer shall disburse monies from  
12 the ~~fund~~ account to the Louisiana Department of Health ~~and/or~~ or the Department of  
13 Wildlife and Fisheries for projects or measures that protect, enhance, or restore  
14 sanitary conditions directly related to the molluscan shellfish industry.

15 D. Monies from the ~~fund~~ account may not be used other than for the  
16 sanitation purposes authorized in Subsection C of this Section, or investment  
17 authorized in Subsection B of this Section.

18 \* \* \*

19 §39.1. Certified copies of birth certificates and death certificates; clerks of district  
20 courts and the Second City Court of the city of New Orleans; Vital Records  
21 Conversion Dedicated Fund Account

22 \* \* \*

23 B.

24 \* \* \*

25 (2) Clerks shall pay to the state registrar such amounts as are required in R.S.  
26 40:40. In addition, four dollars for each long-form birth certificate or death  
27 certificate issued by each clerk of court shall be remitted to the state treasurer on the  
28 tenth day of each month for deposit in the state treasury. The funds deposited shall  
29 be credited to the Bond Security and Redemption Fund. Out of the funds remaining



1 in the Bond Security and Redemption Fund after a sufficient amount is allocated to  
 2 pay all obligations secured by the full faith and credit of the state which become due  
 3 and payable in any fiscal year, the treasurer shall credit to the Vital Records  
 4 Conversion Dedicated Fund Account, hereby created, an amount equal to the funds  
 5 deposited under the provisions of this Section. Monies deposited into the Vital  
 6 Records Conversion Dedicated Fund Account shall be categorized as fees and self-  
 7 generated revenue for the sole purpose of reporting related to the executive budget,  
 8 supporting documents, and general appropriation bills and shall be available for  
 9 annual appropriation by the legislature.

10 (3) The monies held in the Vital Records Conversion Dedicated Fund  
 11 Account shall only be appropriated with the mutual consent of the secretary of state  
 12 and the secretary of the Louisiana Department of Health for the following purposes:

13 \* \* \*

14 (4) All unexpended and unencumbered monies in the ~~fund~~ Vital Records  
 15 Conversion Dedicated Fund Account at the end of the fiscal year shall remain in the  
 16 ~~fund~~ account. The monies in the ~~fund~~ account shall be invested by the treasurer in  
 17 the same manner as monies in the state general fund. All interest earned on account  
 18 monies invested by the treasurer shall be deposited in the ~~fund~~ account.

19 \* \* \*

20 §1379.3.1. Concealed Handgun Permit Dedicated Fund Account; assessment and  
 21 disposition of fees

22 \* \* \*

23 C. After compliance with the requirements of Article VII, Section 9(B) of  
 24 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
 25 and prior to monies being placed in the state general fund, an amount equal to that  
 26 deposited as required by Subsection B of this Section shall be credited to a special  
 27 statutorily dedicated fund account hereby created in the state treasury to be known  
 28 as the "Concealed Handgun Permit Dedicated Fund Account", hereafter referred to  
 29 in this Section as the "account". The monies in ~~this fund~~ the account shall be used

1 solely as provided for in Subsection D of this Section and only in the amounts  
 2 appropriated by the legislature. All unexpended and unencumbered monies in ~~this~~  
 3 ~~fund~~ the account at the end of the fiscal year shall remain in ~~such fund~~ the account.  
 4 The monies in ~~this fund~~ the account shall be invested by the state treasurer in the  
 5 same manner as monies in the state general fund and interest earned on the  
 6 investment of these monies shall be credited to ~~this fund~~ the account after, ~~again,~~  
 7 ~~following~~ compliance with the requirement of Article VII, Section 9(B) of the  
 8 Constitution of Louisiana relative to the Bond Security and Redemption Fund.  
 9 Monies deposited into the account shall be categorized as fees and self-generated  
 10 revenue for the sole purpose of reporting related to the executive budget, supporting  
 11 documents, and general appropriation bills and shall be available for annual  
 12 appropriation by the legislature.

13 D. The monies in the ~~Concealed Handgun Permit Fund~~ account shall be used  
 14 solely for administration of the concealed handgun permit process and for special  
 15 law enforcement initiatives.

16 \* \* \*

17 §1379.7. Public Safety DWI Testing, Maintenance, and Training Dedicated Fund  
 18 Account; uses

19 \* \* \*

20 B. After compliance with the requirements of Article VII, Section 9(B) of  
 21 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
 22 and prior to monies being placed in the state general fund, the treasurer shall credit  
 23 an amount equal to the total amount of such costs received to a special statutorily  
 24 dedicated fund account which is hereby created in the state treasury and designated  
 25 as the Public Safety DWI Testing, Maintenance, and Training Dedicated Fund  
 26 Account. The monies in ~~the described fund~~ the account shall be used solely to fund  
 27 activities of the office of state police in executing its responsibilities in the purchase  
 28 and maintenance of equipment and supplies for use in breath, blood, or urine analysis  
 29 as related to violations of R.S. 14:98 or 98.1; training in the maintenance and usage

1 of testing equipment; other such related expenses as may be necessary in the efficient  
 2 and effective administration of those duties; and for special law enforcement  
 3 initiatives. The monies in the ~~fund~~ account shall be used only in the amounts  
 4 appropriated by the legislature. All unexpended and unencumbered monies in the  
 5 ~~fund~~ account at the end of the fiscal year shall remain in the ~~fund~~ account. The  
 6 monies in the ~~fund~~ account shall be invested by the treasurer in the same manner as  
 7 monies in the state general fund. All interest earned on monies in the ~~fund~~ account  
 8 invested by the treasurer shall be credited to the ~~Public Safety DWI Testing,~~  
 9 ~~Maintenance, and Training Fund~~ account. Monies deposited into the account shall  
 10 be categorized as fees and self-generated revenue for the sole purpose of reporting  
 11 related to the executive budget, supporting documents, and general appropriation  
 12 bills and shall be available for annual appropriation by the legislature.

13 \* \* \*

14 §1428. Special assessment; creation of dedicated fund account

15 \* \* \*

16 C. After compliance with the requirements of Article VII, Section 9(B) of  
 17 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
 18 an amount equal to that deposited as required by Subsection B of this Section shall  
 19 be credited to a special statutorily dedicated fund account hereby created in the state  
 20 treasury to be known as the Insurance Fraud Investigation Dedicated Fund Account,  
 21 hereafter referred to in this Subsection as the "account". The monies shall be  
 22 irrevocably dedicated and deposited in the ~~Insurance Fraud Investigation Fund~~  
 23 account and shall be used solely as provided in Subsection A of this Section and only  
 24 in the amounts appropriated by the legislature. Monies in the ~~fund~~ account shall be  
 25 appropriated, administered, and used solely and exclusively for purposes of the fraud  
 26 unit, fraud support unit, insurance fraud section, LATIFPA, and as further provided  
 27 in this Section. All unexpended and unencumbered monies in ~~this fund~~ the account  
 28 at the end of the fiscal year shall be refunded to each insurer licensed by the  
 29 Department of Insurance to conduct business in this state assessed a fee pursuant to

1 this Section on a pro-rata basis based on each insurer's proportionate share of the  
2 total fees collected pursuant to this Section. Monies deposited into the account shall  
3 be categorized as fees and self-generated revenue for the sole purpose of reporting  
4 related to the executive budget, supporting documents, and general appropriation  
5 bills and shall be available for annual appropriation by the legislature.

6 \* \* \*

7 §1472.20. Explosives Trust Dedicated Fund Account

8 A. The Explosives Trust Dedicated Fund Account is hereby established as  
9 a special statutorily dedicated fund account in the state treasury to support the efforts  
10 of the Department of Public Safety and Corrections, office of state police, explosives  
11 control unit. After ~~depositing~~ deposit into the Bond Security and Redemption Fund,  
12 all funds collected pursuant to R.S. 40:1472.3(H) and 1472.9(D) shall be deposited  
13 in and credited to the Explosives Trust Dedicated Fund Account. Monies deposited  
14 into the account shall be categorized as fees and self-generated revenue for the sole  
15 purpose of reporting related to the executive budget, supporting documents, and  
16 general appropriation bills and shall be available for annual appropriation by the  
17 legislature.

18 \* \* \*

19 §1664.9. Fees; license endorsements for firms and persons; certifications; Louisiana  
20 Life Safety and Property Protection Trust Dedicated Fund Account

21 \* \* \*

22 N.(1) Subject to the exceptions contained in Article VII, Section 9 of the  
23 Constitution of Louisiana, all monies received by the state fire marshal pursuant to  
24 this Subpart, including but not limited to fees and fines, shall be deposited  
25 immediately upon receipt in the state treasury and shall be credited to the Bond  
26 Security and Redemption Fund. Out of the funds remaining in the Bond Security  
27 and Redemption Fund after a sufficient amount is allocated from that fund to pay all  
28 obligations secured by the full faith and credit of the state which become due and  
29 payable within any fiscal year, the treasurer, prior to placing such remaining funds

1 in the state general fund, shall pay an amount equal to the total amount of funds paid  
2 into the state treasury by the state fire marshal pursuant to this Subpart into a special  
3 statutorily dedicated fund account which is hereby created in the state treasury and  
4 designated as the Louisiana Life Safety and Property Protection Trust Dedicated  
5 Fund Account.

6 (2) The monies in the Louisiana Life Safety and Property Protection Trust  
7 Dedicated Fund Account shall be used solely for implementation, administration, and  
8 enforcement of this Subpart, and thereafter, for fire education or emergency response  
9 by the state fire marshal and only in the amounts appropriated each year to the state  
10 fire marshal or the board by the legislature. Any surplus monies and interest  
11 remaining to the credit of ~~the fund~~ the account on June thirtieth of each year after all  
12 such appropriations of the preceding fiscal year have been made shall remain to the  
13 credit of the ~~fund~~ account, and no part thereof shall revert to the state general fund.  
14 Monies deposited into the account shall be categorized as fees and self-generated  
15 revenue for the sole purpose of reporting related to the executive budget, supporting  
16 documents, and general appropriation bills and shall be available for annual  
17 appropriation by the legislature.

18 \* \* \*

19 §1730.68. Industrialized Building Program Dedicated Fund Account; distribution  
20 A. All proceeds derived from the fees and all amounts received by the  
21 secretary from interest, fines, or penalties or any other source pursuant to the  
22 provisions of this Part shall be deposited with the state treasurer. After compliance  
23 with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana,  
24 the state treasurer shall, each fiscal year and subject to an annual appropriation by  
25 the legislature, credit to the "Industrialized Building Program Dedicated Fund  
26 Account", hereafter referred to in this Section as the "account", which is hereby  
27 created in the treasury as a special designated fund account, an amount equal to the  
28 amount of money paid into the treasury by the secretary pursuant to the provisions  
29 of this Section. All unexpended and unencumbered monies in the ~~fund~~ account at

1 the end of each fiscal year shall remain in the ~~fund~~ account. The monies in the ~~fund~~  
 2 account shall be invested by the state treasurer in the same manner as monies in the  
 3 state general fund. All interest earned on monies in the ~~fund~~ account invested by the  
 4 state treasurer shall be deposited in the ~~fund~~ account. Monies deposited into the  
 5 account shall be categorized as fees and self-generated revenue for the sole purpose  
 6 of reporting related to the executive budget, supporting documents, and general  
 7 appropriation bills and shall be available for annual appropriation by the legislature.

8 B. Monies from the ~~fund~~ account shall be appropriated and paid to the  
 9 secretary at the beginning of each fiscal year to be distributed to the office of state  
 10 fire marshal, code enforcement and building safety, and shall be used for the  
 11 implementation of this Part.

12 \* \* \*

13 §1849. Permit fees; minimum; maximum; transport registration fees; personnel  
 14 qualification fees; ~~rainy day fund~~ Liquified Petroleum Gas Commission  
 15 Rainy Day Dedicated Fund Account

16 \* \* \*

17 D.

18 \* \* \*

19 (2) After compliance with the requirements of Article VII, Section 9(B) of  
 20 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
 21 and prior to the monies being placed in the state general fund, an amount equal to the  
 22 funds received shall be credited to the special statutorily dedicated fund account  
 23 hereby created in the state treasury to be known as the "Liquefied Petroleum Gas  
 24 Commission Rainy Day Dedicated Fund Account", hereafter referred to in this  
 25 Section as the "account". The monies in ~~this fund~~ the account shall be used solely  
 26 as provided in this Subsection, and only in the amounts appropriated by the  
 27 legislature. The monies in the ~~fund~~ account shall be invested by the state treasurer  
 28 in the same manner as the monies in the state general fund. Subject to the provisions  
 29 of, and after compliance with, Article VII, Section 9(B) of the Constitution of

1 Louisiana, all interest earned on the monies in ~~this fund~~ the account shall be credited  
2 to ~~this fund~~ the account. Monies deposited into the account shall be categorized as  
3 fees and self-generated revenue for the sole purpose of reporting related to the  
4 executive budget, supporting documents, and general appropriation bills and shall  
5 be available for annual appropriation by the legislature.

6 (3) At the end of each fiscal year, the unexpended and unencumbered monies  
7 which remain in ~~this fund~~ the account, up to a maximum of two hundred fifty  
8 thousand dollars, shall remain in ~~this fund~~ the account and shall be used by the  
9 commission for the purposes set forth in this Subsection.

10 (4) The monies in ~~this fund~~ the account shall be used for the following  
11 purposes:

12 \* \* \*

13 (5) At the end of each fiscal year, the unexpended and unencumbered monies  
14 which remain in the ~~fund~~ account in excess of the two hundred fifty thousand dollar  
15 maximum provided in Paragraph (3) of this Subsection, not to exceed three hundred  
16 thousand dollars, shall be deposited in the separate interest-bearing account  
17 established under the authority of R.S. 40:1851(D) and shall be used solely for  
18 market development purposes as required by R.S. 40:1851.1(B).

19 \* \* \*

20 Section 11. R.S. 45:169.1, 844.14(A)(4), and 1177(B) and (C) are hereby amended  
21 and reenacted to read as follows:

22 §169.1. Motor Carrier Regulation Dedicated Fund Account

23 A.(1) All monies recovered by the transportation division of the Public  
24 Service Commission, by the collection of intrastate application, registration, and  
25 permit fees, and fines collected from penalties, shall be deposited into the state  
26 treasury and shall be credited to the Bond Security and Redemption Fund. After  
27 satisfaction of the requirements of the Bond Security and Redemption Fund, the  
28 treasurer shall deposit into the special statutorily dedicated fund account, hereby  
29 created in the state treasury and designated as the "Motor Carrier Regulation





1 §844.14. Listing procedures; prohibited acts; Telephonic Solicitation Relief

2 Dedicated Fund Account

3 A.

4 \* \* \*

5 (4)(a) All fees and penalties imposed pursuant to this Section shall be made  
6 payable to the Louisiana Public Service Commission for the administration of this  
7 Chapter and shall be dedicated to such purpose. The fees and penalties collected  
8 shall be remitted by the commission to the state treasury and credited to the Bond  
9 Security and Redemption Fund. After a sufficient amount is allocated from that fund  
10 to pay all obligations secured by the full faith and credit of the state which become  
11 due and payable within the fiscal year, the treasurer, prior to placing such remaining  
12 funds in the state general fund, shall pay an amount equal to the total amount of  
13 funds paid into the state treasury by the commission into a special statutorily  
14 dedicated fund account which is hereby created in the state treasury and designated  
15 as the "Telephonic Solicitation Relief Dedicated Fund Account". Monies deposited  
16 into the account shall be categorized as fees and self-generated revenue for the sole  
17 purpose of reporting related to the executive budget, supporting documents, and  
18 general appropriation bills and shall be available for annual appropriation by the  
19 legislature.

20 (b) The monies in the Telephonic Solicitation Relief Dedicated Fund  
21 Account shall be used solely for the implementation, administration, and  
22 enforcement of this Chapter. Any surplus monies and interest remaining to the credit  
23 of the ~~fund~~ account on June thirtieth of each year shall remain to the credit of the  
24 ~~fund~~ account and no part thereof shall revert to the state general fund.

25 \* \* \*

26 §1177. Inspection and supervision fees; Utility and Carrier Inspection and

27 Supervision Dedicated Fund Account

28 \* \* \*

1           B. Funds received by the Department of Revenue in the form of inspection  
2           and supervision fees authorized in Subsection A shall be deposited immediately upon  
3           receipt into the state treasury. After compliance with the requirements of Article  
4           VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and  
5           Redemption Fund, and prior to monies being placed in the state general fund, an  
6           amount equal to that deposited as required by this Subsection shall be credited to a  
7           special statutorily dedicated fund account hereby created in the state treasury to be  
8           known as the "Utility and Carrier Inspection and Supervision Dedicated Fund  
9           Account", hereafter referred to in this Section as the "account". The monies in ~~this~~  
10          ~~fund~~ the account shall be used solely for the expenses of the operations of the  
11          commission, and only in the amounts appropriated by the legislature. Monies  
12          deposited into the account shall be categorized as fees and self-generated revenue for  
13          the sole purpose of reporting related to the executive budget, supporting documents,  
14          and general appropriation bills and shall be available for annual appropriation by the  
15          legislature.

16           C. If the amounts contained in the ~~fund~~ account provided for in this Section  
17          are in excess of that necessary to fund the operations of the commission, then that  
18          excess shall be retained in ~~such funds~~ the account subject to the requirements of  
19          Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond  
20          Security and Redemption Fund and shall be subject to ~~appropriations~~ appropriation  
21          by the legislature in subsequent years. In the event the ~~Utility and Carrier Inspection~~  
22          ~~and Supervision Fund~~ account ceases to exist for the purpose of its creation, the  
23          assessments therefor likewise shall cease to exist.

24          Section 12. R.S. 46:2403(A), (C), and (D)(1) are hereby amended and reenacted to  
25          read as follows:

26          §2403. Creation of the Children's Trust Dedicated Fund Account

27           A. There is hereby established a special statutorily dedicated fund account  
28          in the state treasury to be known as the "Children's Trust Dedicated Fund Account",  
29          hereafter referred to in this Section as the "account", consisting of monies provided

1 by the legislature and monies received from any other sources, including funds  
 2 derived from donations of income tax refunds as provided in R.S. 47:120.35 and  
 3 funds derived from fees as provided in Subsection B of this Section. The legislature  
 4 shall make yearly appropriations to the fund for the purposes set forth in this Chapter  
 5 to the extent that state funds are available. Monies deposited into the account shall  
 6 be categorized as fees and self-generated revenue for the sole purpose of reporting  
 7 related to the executive budget, supporting documents, and general appropriation  
 8 bills and shall be available for annual appropriation by the legislature.

9 \* \* \*

10 C. Subject to the exceptions contained in Article VII, Section 9(A) of the  
 11 Constitution of Louisiana, all such additional fees collected as provided in  
 12 Subsection B of this Section shall be paid into the state treasury and shall be credited  
 13 to the Bond Security and Redemption Fund. Out of the funds remaining in the Bond  
 14 Security and Redemption Fund after a sufficient amount is allocated from that fund  
 15 to pay all obligations secured by the full faith and credit of the state which become  
 16 due and payable within any fiscal year, the treasurer shall, prior to placing such  
 17 remaining funds in the state general fund, pay into the ~~Children's Trust Fund~~ account  
 18 an amount equal to the total amount of the additional birth certificate fees paid into  
 19 the treasury pursuant to Subsection B of this Section.

20 D.(1) The monies in the ~~fund~~ account shall be used solely for programs  
 21 designed to prevent the physical and sexual abuse and gross neglect of children.  
 22 Disbursement of the amount appropriated each year shall be made as determined by  
 23 the Children's Cabinet with consideration of recommendations made by the  
 24 Children's Trust Fund Board. All unexpended and unencumbered monies in ~~this~~  
 25 ~~fund~~ the account at the end of the fiscal year shall remain to the credit of the ~~fund~~  
 26 account.

27 \* \* \*

28 Section 13. R.S. 47:463.149(F) and (G), 1835(B) and (D)(4), and 6007(C)(4)(h)(ii),  
 29 (iii)(introductory paragraph), and (iv) are hereby amended and reenacted to read as follows:



1           B. There is hereby established in the state treasury the "Tax Commission  
2           Expense Dedicated Fund Account", hereinafter referred to in this Section as the  
3           "expense ~~fund~~ account". After credit to the Bond Security and Redemption Fund as  
4           provided in Article VII, Section 9(B) of the Constitution of Louisiana, all  
5           assessments and fees, including penalties and interest thereon, received by the tax  
6           commission shall be deposited in and credited to the expense ~~fund~~ account. Monies  
7           on deposit in the expense ~~fund~~ account may be expended only pursuant to  
8           appropriation. Appropriations from the expense ~~fund~~ account shall only be made for  
9           expenses and costs of the tax commission, including but not limited to expenses and  
10          costs of operations, audits, and examinations and the defense, determination, or  
11          development of assessments and assessment procedures, including costs associated  
12          with outside experts. Any such assessment or fee, and any penalty and interest  
13          thereon, shall constitute an addition to the taxes due for all purposes of this Title.  
14          Monies on deposit in the expense ~~fund~~ account shall be invested in the same manner  
15          as the state general fund. Interest on investment of monies in the expense ~~fund~~  
16          account shall be credited to the state general fund. All unexpended and  
17          unencumbered monies in the ~~fund~~ expense account at the close of the fiscal year  
18          shall remain in the ~~fund~~ expense account. Monies deposited into the expense  
19          account shall be categorized as fees and self-generated revenue for the sole purpose  
20          of reporting related to the executive budget, supporting documents, and general  
21          appropriation bills and shall be available for annual appropriation by the legislature.

\* \* \*

D.

\* \* \*

25           (4) The tax commission shall be reimbursed for its direct costs associated  
26           with the audits or examinations conducted pursuant to this Section, up to ten percent  
27           of the additional tax, penalty, and interest collected, and said funds shall be paid over

1 to the tax commission for deposit in its expense ~~fund~~ account for its use in carrying  
2 on its operations as provided for herein.

3 \* \* \*

4 §6007. Motion picture production tax credit

5 \* \* \*

6 C. Production tax credit; specific productions and projects.

7 \* \* \*

8 (4) Transferability of the credit. Except as provided for in Subparagraph (g)  
9 of this Paragraph, motion picture tax credits not previously claimed by any taxpayer  
10 against its income tax may be transferred or sold to another Louisiana taxpayer or  
11 to the Department of Revenue, subject to the following conditions:

12 \* \* \*

13 (h)

14 \* \* \*

15 (ii) There is hereby established in the state treasury a special statutorily  
16 dedicated ~~treasury~~ fund account, the Louisiana Entertainment Development  
17 Dedicated Fund Account, hereinafter referred to in this Section as the "~~fund~~"  
18 "account". Monies deposited into the account shall be categorized as fees and self-  
19 generated revenue for the sole purpose of reporting related to the executive budget,  
20 supporting documents, and general appropriation bills and shall be available for  
21 annual appropriation by the legislature. Out of the funds remaining in the Bond  
22 Security and Redemption Fund after a sufficient amount is allocated from that fund  
23 to pay all obligations secured by the full faith and credit of the state which becomes  
24 due and payable within any fiscal year as required by Article VII, Section 9(B) of  
25 this constitution, the treasurer shall deposit in and credit to the ~~fund~~ account the fees  
26 deposited as provided in this Paragraph.

27 (iii) The money in the ~~fund~~ account shall be appropriated by the legislature  
28 as follows:

29 \* \* \*

1 (iv) The money in the ~~fund~~ account shall be invested by the treasurer in the  
 2 same manner as money in the state general fund and interest earned on the  
 3 investment of the money shall be credited to the ~~fund~~ account after compliance with  
 4 the requirements of Article VII, Section 9(B) of the Constitution of Louisiana  
 5 relative to the Bond Security and Redemption Fund. All unexpended and  
 6 unencumbered money in the ~~fund~~ account at the end of the year shall remain in the  
 7 ~~fund~~ account.

8 \* \* \*

9 Section 14. R.S. 48:105.1(B) and (D), 381(G), 381.1(E), and 381.2(D) and (G)(1)  
 10 are hereby amended and reenacted to read as follows:

11 §105.1. Transportation Training and Education Center Dedicated Fund Account;  
 12 creation

13 \* \* \*

14 B. The secretary shall promulgate rules and regulations in accordance with  
 15 law to effectuate the provisions of this Section, to implement a registration fee  
 16 policy, and to provide for the uses and disposition of the fees collected. All fees  
 17 collected pursuant to this Section and the rules and regulations promulgated by the  
 18 secretary shall be deposited into the LTRC Transportation Training and Education  
 19 Center Dedicated Fund Account as provided for in Subsection D of this Section.

20 \* \* \*

21 D. There is hereby created, as a special statutorily dedicated fund account  
 22 in the state treasury, the LTRC Transportation Training and Education Center  
 23 Dedicated Fund Account, hereinafter referred to in this Section as the "fund"  
 24 "account". After compliance with the requirements of Article VII, Section 9(B) of  
 25 the Constitution of Louisiana, relative to the Bond Security and Redemption Fund,  
 26 an amount equal to the monies received by the state treasury pursuant to the  
 27 provisions of Subsections A and B of this Section and rules and regulations adopted  
 28 by the Department of Transportation and Development shall be deposited into the  
 29 ~~fund~~ account. The monies so deposited shall be used to defray the expenses of the

1 LTRC Transportation Training and Education Center in connection with the  
 2 development, contracting, delivery, and administration of the center's transportation  
 3 training program. Monies in the ~~fund~~ account shall be invested by the state treasurer  
 4 in the same manner as monies in the state general fund, and interest earned on the  
 5 investment of such monies shall be credited to the ~~fund~~ account after compliance  
 6 with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana.  
 7 Excess monies over and above the expenses of the center shall be distributed to  
 8 workforce development programs and projects within the Department of  
 9 Transportation and Development. All unexpended and unencumbered monies in the  
 10 ~~fund~~ account at the end of any fiscal year shall remain in the ~~fund~~ account for use in  
 11 subsequent fiscal years. Monies deposited into the account shall be categorized as  
 12 fees and self-generated revenue for the sole purpose of reporting related to the  
 13 executive budget, supporting documents, and general appropriation bills and shall  
 14 be available for annual appropriation by the legislature.

15 \* \* \*

16 §381. Use and occupancy of highways

17 \* \* \*

18 G. All fees shall be deposited by the secretary of the Department of  
 19 Transportation and Development in the Right-Of-Way Permit Processing Dedicated  
 20 Fund Account established in the office of the treasurer pursuant to R.S. 48:381.1 and  
 21 said fees shall be set aside for the use of the Department of Transportation and  
 22 Development to defray the expenses of the right-of-way permit office connected with  
 23 the issuance and processing required for permitted activity within state roads and  
 24 highways rights-of-way.

25 \* \* \*

26 §381.1. Rights-of-way; joint use agreements; fees

27 \* \* \*

28 E. All fees collected pursuant to the provisions of this Section shall be  
 29 deposited by the secretary of the Department of Transportation and Development



1 into the state treasury for credit to the Right-of-Way Permit Processing Dedicated  
 2 Fund Account, hereafter referred to in this Part as the "Right-of Way Account".  
 3 After compliance with the requirements of Article VII, Section 9(B) of the  
 4 Constitution of Louisiana relative to the Bond Security and Redemption Fund, the  
 5 monies so deposited shall be credited to the ~~fund~~ Right-of-Way Account for the use  
 6 of the Department of Transportation and Development to defray the expenses of the  
 7 right-of-way permit office. Excess fees, over and above the expenses of the right-of-  
 8 way permit office, shall be distributed to federally approved highway projects. All  
 9 monies existing in ~~this fund~~ the Right-of-Way Account at the end of each fiscal year  
 10 shall be retained in the ~~Right-of-Way Permit Processing Fund~~ account and shall not  
 11 be deposited in the General Fund. Monies deposited into the account shall be  
 12 categorized as fees and self-generated revenue for the sole purpose of reporting  
 13 related to the executive budget, supporting documents, and general appropriation  
 14 bills and shall be available for annual appropriation by the legislature.

15 \* \* \*

16 §381.2. Rights-of-way; telecommunication installations, including wireless  
 17 telephone hardware, fiber-optic lines, and telecommunications towers; annual  
 18 report to the legislature

19 \* \* \*

20 D. All fees shall be deposited by the secretary of the Department of  
 21 Transportation and Development in the state treasury. After such deposit, an amount  
 22 equal to the fees collected shall be transferred to the Right-of-Way Account  
 23 established pursuant to R.S. 48:381.1 and ~~Permit Processing Fund~~ which is hereby  
 24 ~~created in the state treasury and said funds~~ shall be set aside for the use of the  
 25 Department of Transportation and Development to defray the expenses of the  
 26 right-of-way permit office in connection with the issuance and processing required  
 27 for permitted activity within the state roads and highway rights-of-way.

28 \* \* \*



1 to the total amount of funds paid into the treasury by the Louisiana coastal resources  
2 program.

3 (3) The monies in the trust ~~fund~~ account shall be invested by the state  
4 treasurer in the same manner as monies in the state general fund. The monies in the  
5 ~~Coastal Resources Trust Fund~~ trust account shall be used solely for the programs and  
6 purposes and in the amounts appropriated each year to the Louisiana coastal  
7 resources program by the legislature. Monies deposited into the trust account shall  
8 be categorized as fees and self-generated revenue for the sole purpose of reporting  
9 related to the executive budget, supporting documents, and general appropriation  
10 bills and shall be available for annual appropriation by the legislature.

11 \* \* \*

12 C. Any surplus funds remaining to the credit of the trust ~~fund~~ account on  
13 July 1 of each year commencing with the fiscal year 1983-84, after all appropriations  
14 of the preceding fiscal year have been paid, and all interest earned on money from  
15 the trust ~~fund~~ account ~~since the creation of the fund and thereafter~~ shall remain to the  
16 credit of the ~~Coastal Resources Trust Fund~~ trust account for expenditure from year  
17 to year solely by the Louisiana coastal resources program or any uses as provided for  
18 in the federal outercontinental shelf revenue sharing legislation in accordance with  
19 appropriation made by the legislature for the purposes and functions of said program,  
20 and no part thereof shall revert to the state general fund. This provision shall not be  
21 construed to prohibit the appropriation of funds out of the state general fund to the  
22 commission.

23 Section 16. R.S. 56:10(B)(1)(d), (5), and (7)(a), and (D), 10.1, 164(A) and  
24 (B)(introductory paragraph), 700.2(A)(introductory paragraph), (1), and (3) and (B) through  
25 (D), 1703(A), (B)(introductory paragraph), (C)(introductory paragraph), (1), and  
26 (2)(introductory paragraph), and (D), and 1705(A) and (B) are hereby amended and  
27 reenacted to read as follows:

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 §10. Annual report to governor; estimate of proposed expenditures; particular funds;  
2 limitations on purposes for use of monies in particular funds and accounts;  
3 warrants; vouchers; surplus funds

4 \* \* \*

5 B.(1) Subject to the exception contained in Article VII, Section 9(A) of the  
6 Constitution of Louisiana, all funds collected by the commission from every source  
7 shall be paid into the state treasury and shall be credited to the Bond Security and  
8 Redemption Fund. Out of the funds remaining in the Bond Security and Redemption  
9 Fund after a sufficient amount is allocated from that fund to pay all obligations  
10 secured by the full faith and credit of the state which become due and payable within  
11 any fiscal year, the treasurer shall, prior to placing such remaining funds in the state  
12 general fund, conform to the following:

13 \* \* \*

14 (d) Pay annually into a special statutorily dedicated fund account created in  
15 the state treasury and designated as the Louisiana Duck License, Stamp, and Print  
16 Dedicated Fund Account all amounts received pursuant to the Louisiana Duck  
17 License, Stamp, and Print Program provided for in R.S. 56:151 et seq. and such other  
18 funds as are specifically appropriated by the legislature. Monies deposited into the  
19 account shall be categorized as fees and self-generated revenue for the sole purpose  
20 of reporting related to the executive budget, supporting documents, and general  
21 appropriation bills and shall be available for annual appropriation by the legislature.

22 \* \* \*

23 (5) The monies in the Louisiana Duck License, Stamp, and Print Dedicated  
24 Fund Account shall be used solely for the programs and purposes associated with the  
25 Louisiana Duck License, Stamp, and Print Program as provided by R.S. 56:151 et  
26 seq. in the amounts appropriated each year to the department by the legislature.

27 \* \* \*

28 (7)(a) The monies in the Louisiana Wild Turkey Dedicated Fund Account  
29 shall be used solely for the programs and purposes associated with the Louisiana

1 Wild Turkey Program as provided by R.S. ~~56:161~~ 56:164 et seq. in the amounts  
2 appropriated each year to the department by the legislature.

3 \* \* \*

4 D. All unexpended and unencumbered monies in the Louisiana Seafood  
5 Promotion and Marketing Fund, the Oyster Development Fund, the Shrimp  
6 Marketing and Promotion Fund, the Crab Promotion and Marketing Fund, the  
7 Louisiana Duck License, Stamp, and Print Dedicated Fund Account, the Louisiana  
8 Wild Turkey Dedicated Fund Account, and the Conservation Fund at the end of the  
9 fiscal year shall remain in the respective funds. The monies in ~~the~~ these funds and  
10 accounts shall be invested by the treasurer in the same manner as monies in the state  
11 general fund. All interest earned on monies invested by the treasurer shall be  
12 deposited in the respective funds or accounts. The state treasurer shall prepare and  
13 submit to the department on a quarterly basis a printed report showing the amount  
14 of money contained in the funds and accounts from all sources.

15 §10.1. Aquatic Plant Control Dedicated Fund Account; creation; uses

16 A. There is hereby created in the state treasury the Aquatic Plant Control  
17 Dedicated Fund Account, hereafter referred to in this Section as the "account".

18 B. After compliance with the requirements of Article VII, Section 9(B) of  
19 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
20 and after a sufficient amount is allocated from that fund to pay all of the obligations  
21 secured by the full faith and credit of the state which become due and payable within  
22 any fiscal year, the treasurer shall pay into the ~~Aquatic Plant Control Fund~~ account  
23 an amount equal to the monies received by the state treasury pursuant to the  
24 provisions of R.S. 47:462(B)(2)(c) and R.S. 30:961(K). The monies in ~~this fund~~ the  
25 account shall be used solely as provided in Subsection C of this Section and only in  
26 the amount appropriated by the legislature. All unexpended and unencumbered  
27 monies remaining in ~~this fund~~ the account at the end of the fiscal year shall remain  
28 in the ~~fund~~ account. The monies in the ~~fund~~ account shall be invested by the state  
29 treasurer in the same manner as monies in the state general fund and all returns of

1 such investment shall be deposited to the ~~fund~~ account. Monies deposited into the  
2 account shall be categorized as fees and self-generated revenue for the sole purpose  
3 of reporting related to the executive budget, supporting documents, and general  
4 appropriation bills and shall be available for annual appropriation by the legislature.

5 C. Subject to an annual appropriation by the legislature, the monies in the  
6 ~~Aquatic Plant Control Fund~~ account shall be used solely by the office of fisheries,  
7 Department of Wildlife and Fisheries, to fund the aquatic plant control program and  
8 to fund cooperative research and public education efforts by the Department of  
9 Wildlife and Fisheries and the Louisiana State University Agricultural Center  
10 relative to aquatic weed control and eradication and aquatic invasive species control  
11 and eradication. An amount not to exceed fifteen percent of the annual appropriation  
12 shall be used to fund research and public education efforts relative to aquatic weed  
13 control and eradication by the Louisiana State University Agricultural Center. The  
14 funds appropriated pursuant to the provisions of this Section shall be in addition to  
15 any other amounts appropriated by the legislature.

16 \* \* \*

17 §164. Louisiana Wild Turkey Dedicated Fund Account; purposes

18 A. Funds received by the Department of Wildlife and Fisheries pursuant to  
19 the sale of wild turkey licenses shall be placed in the Louisiana Wild Turkey  
20 Dedicated Fund Account as provided by R.S. 56:10(B). Monies deposited into the  
21 account shall be categorized as fees and self-generated revenue for the sole purpose  
22 of reporting related to the executive budget, supporting documents, and general  
23 appropriation bills and shall be available for annual appropriation by the legislature.

24 B. Subject to appropriation, the monies in the Louisiana Wild Turkey  
25 Dedicated Fund Account shall be used:

26 \* \* \*

1 §700.2. Establishment, continuance, and purposes of fund; geographical coverage;  
2 assessments

3 A. There is hereby established in the state treasury a Fishermen's Gear  
4 Compensation Dedicated Fund Account, hereafter referred to in this Section as the  
5 "account", into which amounts paid pursuant to this Section shall be deposited.  
6 Monies deposited into the account shall be categorized as fees and self-generated  
7 revenue for the sole purpose of reporting related to the executive budget, supporting  
8 documents, and general appropriation bills and shall be available for annual  
9 appropriation by the legislature. The ~~fund~~ account shall be available to the secretary  
10 only for the following purposes:

11 (1) Administrative and personnel expenses of the ~~fund~~ account.

12 \* \* \*

13 (3) Expenses necessary to implement an investigatory survey of existing  
14 potential underwater obstructions which might be due to past drilling, production,  
15 and transportation activities. Such survey shall be conducted in not more than three  
16 geographical areas which are known to be hazardous as a result of underwater  
17 obstructions, the locations and sizes of which shall be approved by the Senate  
18 Committee on Natural Resources and the House Committee on Natural Resources  
19 and Environment, meeting jointly, following a consensus of opinion relative thereto  
20 rendered by commercial fishermen and the secretary. The purpose of the survey  
21 shall be to reveal the location, size, and density of underwater obstructions, as well  
22 as to test investigatory procedures, so as to provide field data and information which  
23 might aid fishermen directly and which shall be used to design a program more  
24 responsive to the needs of fishermen. Withdrawals from the ~~fund~~ account for the  
25 purposes of surveying shall be limited to the one-time application described in this  
26 Paragraph and shall not exceed one-fourth of the monies remaining in the fund at the  
27 time that this Paragraph becomes effective.

28 \* \* \*

1           B. ~~The Fishermen's Gear Compensation Fund~~ account shall be established  
2 for Louisiana territorial waters which overlie state-owned waterbottoms which are  
3 contained within the coastal zone boundaries as described and established by R.S.  
4 49:213.4.

5           C. ~~(1) The fund shall be established within sixty days of the effective date of~~  
6 ~~this Part, at a level sufficient to meet administrative and personnel expenses of the~~  
7 ~~fund, including implementation of responsibilities set forth in R.S. 56:700.5, as well~~  
8 ~~as payment of justified claims made pursuant to this Part.~~

9           ~~(2)(a) To create a workable balance immediately upon establishment of the~~  
10 ~~fund, the~~ The secretary shall be authorized and empowered to levy a fee upon each  
11 lessee of a state mineral lease and each grantee of a state right of way, for each lease  
12 and right of way in effect at the time of the effective date of this Part and which are  
13 located within the coastal zone boundary, in an amount of three hundred dollars. The  
14 secretary shall not be authorized and empowered to levy the fee upon a political  
15 subdivision of the state.

16           (b) The state treasurer shall be authorized to pay into the ~~fund~~ account a sum  
17 in the amount of one hundred thousand dollars from proceeds remaining in the Bond  
18 Security and Redemption Fund after compliance with dedications of mineral  
19 royalties, leases, bonuses, and rights of way and other sums payable to the state as  
20 lessor of mineral leases and grantor of rights of way as required pursuant to R.S.  
21 30:136(B) and 136.1(A), (B), and (C), after a sufficient amount has been allocated  
22 from the Bond Security and Redemption Fund to pay all obligations secured by the  
23 full faith and credit of the state which become due and payable within the fiscal year.

24           D. ~~In the same fiscal year during which the fund is established, and in each~~  
25 ~~fiscal year subsequent to that in which the fund is established, at any time that~~ If the  
26 balance of the ~~fund~~ account becomes two hundred fifty thousand dollars or less and  
27 the secretary determines that additional monies are required to pay justified claims  
28 and to cover necessary administrative costs of the program, the secretary shall be  
29 authorized and empowered to replenish the ~~fund~~ account by levying additional fees



1 on each lessee of a state mineral lease and each grantee of a state right of way, for  
2 each lease or right of way in effect at the time of establishing the fee rate and which  
3 are located within the coastal zone boundary. However, fees levied upon leases and  
4 rights of way as provided herein shall be made on a per-unit basis at a level not to  
5 exceed one thousand dollars per lease or right of way during any fiscal year.

6 \* \* \*

7 §1703. The Louisiana State Parks Improvement and Repair Dedicated Fund  
8 Account

9 A. There is hereby established in the state treasury a special statutorily  
10 dedicated fund account to be known as the "Louisiana State Parks Improvement and  
11 Repair Dedicated Fund Account", hereinafter referred to in this Section as the "~~fund~~"  
12 "account". Monies deposited into the account shall be categorized as fees and self-  
13 generated revenue for the sole purpose of reporting related to the executive budget,  
14 supporting documents, and general appropriation bills and shall be available for  
15 annual appropriation by the legislature.

16 B. Out of the funds remaining in the Bond Security and Redemption Fund  
17 after a sufficient amount is allocated from that fund to pay all obligations secured by  
18 the full faith and credit of the state that become due and payable within a fiscal year,  
19 the treasurer in each fiscal year shall pay into the ~~fund~~ account all of the following:

20 \* \* \*

21 C. Except as provided in Paragraph (B)(2) of this Section, the monies in the  
22 ~~fund~~ account shall be used solely for the purpose of financing improvements and  
23 repairs at state parks in the state and shall be allocated, subject to appropriation by  
24 the legislature, as follows:

25 (1) Except as provided in R.S. 56:1704, fifty percent of the monies in the  
26 ~~fund~~ account shall be allocated to each state park in an amount equal to fifty percent  
27 of the amount of fees and other self-generated funds generated by that park.





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 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)]

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HB 515 Reengrossed

2021 Regular Session

Zeringue

**Abstract:** Provides for the transfer, deposit, and use, as specified, of certain treasury funds.

Proposed law transfers 25% of the FY 2019-2020 surplus (\$67,608,578) to the Budget Stabilization Fund. Further transfers an additional \$22,454,333 from FY 20-21 excess revenues into the Budget Stabilization Fund.

Proposed law transfers \$5,365,837 of state general fund (direct) into the Utility and Carrier Inspection and Supervision Fund.

Proposed law transfers \$658,274 of state general fund (direct) into the Telephonic Solicitation Relief Fund.

Proposed law transfers \$5,500,000 of state general fund (direct) into the Motor Fuels Underground Storage Tank Trust Fund.

Proposed law transfers \$16,963,667 of state general fund (direct) into the La. Wildlife and Fisheries Conservation Fund.

Proposed law transfers \$4,100,000 of state general fund (direct) into the Higher Education Initiatives Fund.

Proposed law transfers \$15,000,000 of state general fund (direct) into the State Emergency Response Fund.

Proposed law transfers \$7,689,837 of state general fund (direct) into the Major Events Incentive Program Subfund of the Mega-Project Development Fund.

Proposed law transfers \$5,000,000 of state general fund (direct) into the Voting Technology Fund.

Proposed law transfers \$2,000,000 of state general fund (direct) into the La. Fire Marshal Fund.

Present law establishes multiple special treasury funds in the state treasury. Proposed law converts certain of these present law funds into special dedicated fund accounts and provides that monies deposited into such an account shall be categorized as fees and self-generated revenue for the purposes of reporting related to the executive budget, the supporting documents thereto, and general appropriations bills. The following is a list of funds converted to "special dedicated fund accounts" by proposed law:

- (1) Vital Records Conversion Fund
- (2) La. State Parks Improvement and Repair Fund
- (3) Poverty Point Reservoir Development Fund
- (4) Right-of-Way Permit Processing Fund
- (5) LTRC Transportation Training and Education Center Fund
- (6) Insurance Fraud Investigation Fund
- (7) Automobile Theft and Insurance Fraud Prevention Authority Fund
- (8) Coastal Resources Trust Fund
- (9) Fisherman's Gear Compensation Fund

- (10) Underwater Obstruction Removal Fund
- (11) Oil and Gas Regulatory Fund
- (12) Public Safety DWI Testing, Maintenance, and Training Fund
- (13) Louisiana Towing and Storage Fund
- (14) Concealed Handgun Permit Fund
- (15) Right to Know Fund
- (16) Liquefied Petroleum Gas Commission Rainy Day Fund
- (17) Explosives Trust Fund
- (18) Office of Motor Vehicles Customer Service and Technology Fund
- (19) Criminal Identification and Information Fund
- (20) Louisiana Life Safety and Property Protection Trust Fund
- (21) Unified Carrier Registration Agreement Fund
- (22) Industrialized Building Program Fund
- (23) Insurance Verification System Fund
- (24) Drivers License Escrow Fund
- (25) Handling Fee Escrow Fund
- (26) Waste Tire Management Fund
- (27) Lead Hazard Reduction Fund
- (28) Oyster Sanitation Fund
- (29) Tax Commission Expense Fund
- (30) Children's Trust Fund
- (31) Louisiana Stadium and Exposition District License Plate Fund
- (32) Louisiana Dusk License Stamp and Print Fund
- (33) Louisiana Wild Turkey Stamp Fund
- (34) Aquatic Plant Control Fund
- (35) Motor Carrier Regulation Fund
- (36) Louisiana Entertainment Development Fund
- (37) Utility and Carrier Inspection and Supervision Fund
- (38) Telephonic Solicitation Relief Fund

Present law establishes the La. Fire Marshal Fund (R.S. 22:835) and provides for deposit of certain monies into the fund. Further provides that unexpended and unencumbered monies in the fund at the end of the fiscal year are transferred to the state general fund. Proposed law requires that such unexpended and unencumbered monies remain in the fund at the end of the fiscal year. Present law provides that interest earned on the investment of monies in the fund shall be credited to the state general fund. Proposed law requires such interest earnings be credited to the La. Fire Marshal Fund.

Proposed law establishes the La. Superdome Fund and provides for deposit of monies received pursuant to certain lawsuits into the fund. Further provides that monies in the fund be invested in the same manner as state general fund monies and unexpended and unencumbered monies remaining at the end of the fiscal year shall remain in the fund. Requires monies in the fund to be used by the La. Stadium and Exposition District for planned upgrades to the New Orleans Superdome.

Proposed law requires the treasurer to transfer any remaining monies from the Coronavirus Aid, Relief, and Economic Security (CARES) Act on June 30, 2021, to the State Coronavirus Relief Fund (established in present law), including remaining CARES Act balances in the Coronavirus Local Recovery Allocation Fund, the Louisiana Main Street Recovery Fund, and the Critical Infrastructure Workers Hazard Pay Rebate Fund established in present law.

Proposed law repeals the following funds: the Archaeological Curation Fund, the Audubon Golf Trail Development Fund, the Geaux Pass Transition Fund, and the Scenic Rivers Fund.

Proposed law directs the La. Law Institute to make necessary corrections to references in present law relative to funds converted to "dedicated fund accounts" by proposed law.

Provisions in proposed law relative to the conversion of "special treasury funds" to "special dedicated fund accounts" become effective June 30, 2022. All other provisions of proposed law become effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 15:587(B) and 598, R.S. 22:835(C) and (F) and 2134(A), (B)(intro. para.), and (C), R.S. 30:21(B)(2), 101.9(A)-(C) and (D)(intro. para.), 2351.41, 2380, and 2418(G), (I)(3) and (4), (J), (M)(3) and (4), and (O)(3) and (5), R.S. 32:412.3, 429.2(A), (B), and (C)(intro. para.), 868, 1526(B), and 1731, R.S. 39:100.43(L), 100.44(Q), and 100.48(C), R.S. 40:5.10, 39.1(B)(2), (3)(intro. para.), and (4), 1379.3.1(C) and (D), 1379.7(B), 1428(C), 1472.20(A), 1664.9(N), 1730.68, and 1849(D)(2), (3), (4)(intro. para.), and (5), R.S. 45:169.1, 844.14(A)(4), and 1177(B) and (C), R.S. 46:2403(A), (C), and (D)(1), R.S. 47:463.149(F) and (G), 1835(B) and (D)(4), and 6007(C)(4)(h)(ii), (iii)(intro. para.), and (iv), R.S. 48:105.1(B) and (D), 381(G), 381.1(E), and 381.2(D) and (G)(1), R.S. 49:214.40(A) and (C), R.S. 56:10(B)(1)(d), (5), and (7)(a) and (D), 10.1, 164(A) and (B)(intro. para.), 700.2(A)(intro. para.), (1), and (3) and (B)-(D), 1703(A), (B)(intro. para.), (C)(intro. para.), (1), and (2)(intro. para.), and (D), and 1705(A) and (B); Adds R.S. 39:100.26; Removes R.S. 9:154.2, R.S. 41:1615, and R.S. 56:1706 and 1844)

#### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Appropriations to the original bill:

1. Change certain present law funds from "special treasury funds" to "special dedicated fund accounts" and provides that monies in these accounts are to be categorized as fees and self-generated revenues for the purposes of reporting related to the executive budget, supporting documents thereto, and general appropriations bills.
2. Change the La. Fire Marshal Fund (R.S. 22:835) so that unexpended and unencumbered monies in the fund at the end of the year remain in the fund rather than reverting to the general fund. Further provides that interest earned on the investment of monies in the fund shall be credited to the fund rather than the state general fund.
3. Repeal the following funds:
  - (A) Archaeological Curation Fund.
  - (B) Audubon Golf Trail Development Fund.
  - (C) Geaux Pass Transition Fund.
  - (D) Scenic Rivers Fund.
4. Transfer an additional \$22.5M to the Budget Stabilization Fund from FY 20-21 excess revenues.
5. Transfer an additional \$5M into the State Emergency Response Fund.
6. Transfer remaining balances in the Coronavirus Local Recovery Allocation Fund, the Louisiana Main Street Recovery Fund, and the Critical Infrastructure Workers Hazard Pay Rebate Fund to the State Coronavirus Relief Fund on June 30, 2021.
7. Authorizes the La. Law Institute to make necessary corrections to the revised statutes to conform to proposed law's conversion of certain funds to dedicated fund accounts.

The House Floor Amendments to the engrossed bill:

1. Remove the Motor Fuels Underground Storage Tank Trust Fund from proposed law.
2. Delay until June 30, 2022, the effective date of proposed law conversion of funds from "special treasury funds" to "special dedicated fund accounts".
3. Add \$2,000,000 to the La. Fire Marshal Fund.
4. Transfer remaining monies from the Coronavirus Aid, Relief, and Economic Security Act to the State Coronavirus Relief Fund.
5. Create the La. Superdome Fund for deposit of monies received from certain lawsuits. Provide that monies in the fund will be used by the La. Stadium and Exposition District for planned upgrades to the Superdome.
6. Make technical changes.