

SENATE BILL NO. 142

BY SENATORS WARD, CORTEZ AND JOHNS

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

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AN ACT

To enact R.S. 4:199, R.S. 27:625(G), and 628 and R.S. 28:843, relative to sports wagering; to provide relative to revenue generated from sports wagering; to provide for appropriation; to create the Behavioral Health and Wellness Fund; to create the Sports Wagering Purse Supplement Fund; to create the Sports Wagering Local Allocation Fund; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 27:625(G) and 628 are hereby enacted to read as follows:

§625. State tax; levy

\* \* \*

**G. After complying with the provisions of Subsection D of this Section, each fiscal year the state treasurer shall credit the following amounts to the following funds:**

**(1) Two percent of the monies collected pursuant to this Section, or five hundred thousand dollars, whichever is greater, shall be credited to the Behavioral Health and Wellness Fund established by R.S. 28:843.**

**(2) Twenty-five percent of the monies collected pursuant to this Section, not to exceed twenty million dollars, shall be credited to the Louisiana Early Childhood Education Fund established by R.S. 17:407.30.**

**(3) Ten percent of the monies collected pursuant to this Section shall be credited to the Sports Wagering Local Allocation Fund established by R.S. 27:628.**

**(4) Two and one-half percent of the monies collected pursuant to this Section shall be credited to the Sports Wagering Purse Supplement Fund**

1 established by R.S. 4:199. Monies in the Sports Wagering Purse Supplement  
 2 Fund shall only be withdrawn pursuant to an appropriation by the legislature  
 3 and monies shall be appropriated to the Louisiana State Racing Commission  
 4 solely for the uses and in proportion provided in R.S. 4:199.

5 (5) Two percent of the monies collected pursuant to this Section, not to  
 6 exceed five hundred thousand dollars, shall be credited to the Disability Affairs  
 7 Trust Fund established by R.S. 46:2583.

8 (6) Any remaining funds shall be available as state general funds.

9 \* \* \*

10 §628. Sports Wagering Local Allocation Fund

11 A. There is hereby created in the state treasury a special fund to be  
 12 known as the Sports Wagering Local Allocation Fund, hereafter referred to as  
 13 the "fund".

14 B. Monies in the fund shall be remitted monthly, by proportionate  
 15 distribution, to each parish governing authority in which the taxable conduct  
 16 pursuant to R.S. 27:625 occurred.

17 Section 2. R.S. 4:199 is hereby enacted to read as follows:

18 §199. Sports Wagering Purse Supplement Fund; creation

19 A. There is hereby created in the state treasury a special fund to be  
 20 known as the Sports Wagering Purse Supplement Fund, hereafter referred to  
 21 in this Section as the "fund".

22 B. Any appropriation by the legislature to the Louisiana State Racing  
 23 Commission from the fund shall be utilized to supplement purses as provided  
 24 in this Section.

25 C. Monies in the fund shall be invested by the state treasurer in the same  
 26 manner as monies in the state general fund. Interest earned on the investments  
 27 of monies in the fund shall be deposited in and credited to the fund. Unexpended  
 28 and unencumbered monies in the fund at the end of the fiscal year shall remain  
 29 in the fund.

30 D. Monies in the fund shall only be withdrawn pursuant to an

1 appropriation by the legislature solely to implement the provisions of this  
 2 Section.

3 E. Each fiscal year, the commission shall allocate any appropriations  
 4 received pursuant to R.S. 27:625(G)(4) as follows:

5 (1) Two-thirds of the funds appropriated to the commission pursuant to  
 6 this Paragraph shall be allocated and provided to the licensed racing  
 7 associations in the state which conduct live horse racing on the basis of the  
 8 proportion of the number of thoroughbred race days each association  
 9 conducted for the preceding year bears to the total number of thoroughbred  
 10 race days conducted statewide for the preceding year, and such funds shall be  
 11 used solely to supplement purses in accordance with a schedule or formula  
 12 established by the purse committee of the Louisiana Thoroughbred Breeders  
 13 Association on Louisiana-bred thoroughbred races.

14 (2) One-third of the funds appropriated to the commission pursuant to  
 15 this Paragraph shall be allocated and provided to the licensed racing  
 16 associations in the state which conduct live horse racing on the basis of the  
 17 proportion of the number of quarter horse race days each association conducted  
 18 for the preceding year bears to the total number of quarter horse race days  
 19 conducted statewide for the preceding year, and such funds shall be used solely  
 20 to supplement purses in accordance with a schedule or formula established by  
 21 the purse committee of the Louisiana Quarter Horse Breeders Association on  
 22 Louisiana-bred quarter horse races.

23 Section 3. R.S. 28:843 is hereby enacted to read as follows:

24 §843. Behavioral Health and Wellness Fund; creation

25 A. There is hereby created in the state treasury a special fund to be  
 26 known as the Behavioral Health and Wellness Fund, hereafter referred to in  
 27 this Section as the "fund".

28 B. Any appropriations, public or private grants, gifts, or donations  
 29 received by the state or by the Department of Health or its office of behavioral  
 30 health or human services districts for the purposes of this Chapter, except for

1           monies deposited into the Compulsive and Problem Gaming Fund pursuant to  
 2           the provisions of this Chapter, shall be credited to the fund. Monies in the fund  
 3           shall be utilized to support and invest in intensive and comprehensive treatment  
 4           facilities for individuals with compulsive and problem gambling addictions.

5           C. Monies in the fund shall be invested by the state treasurer in the same  
 6           manner as monies in the state general fund. Interest earned on the investments  
 7           of monies in the fund shall be deposited in and credited to the fund. Unexpended  
 8           and unencumbered monies in the fund at the end of the fiscal year shall remain  
 9           in the fund.

10           D. Monies in the fund shall only be withdrawn pursuant to an  
 11           appropriation by the legislature solely to implement the provisions of this  
 12           Chapter.

13           Section 4. This Act shall become effective upon signature by the governor or, if not  
 14           signed by the governor, upon expiration of the time for bills to become law without signature  
 15           by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
 16           vetoed by the governor and subsequently approved by the legislature, this Act shall become  
 17           effective on the day following such approval.

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 PRESIDENT OF THE SENATE

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 SPEAKER OF THE HOUSE OF REPRESENTATIVES

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 GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_