

2022 Regular Session

SENATE BILL NO. 16

BY SENATOR FRED MILLS

FUNDS/FUNDING. Provides relative to the Video Draw Poker Device Fund. (gov sig)

1 AN ACT

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

5 Be it enacted by the Legislature of Louisiana:

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

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

8 * * *

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10 Video Draw Poker Device Fund shall only be withdrawn pursuant to appropriation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

12 (1) * * *

13 * * *

14 (3) ~~Any monies in the fund not required to meet the purposes provided for in~~
15 ~~Paragraphs (1) and (2) shall be credited to and deposited in the state general fund as~~
16 ~~they become available.~~ **Any unexpended or unencumbered portion of the**
17 **twenty-five percent remaining in the Video Draw Poker Device Fund after the**

1 **allocations made pursuant to the provisions of Paragraph (1) of this Subsection**
 2 **at the end of the fiscal year shall not revert to the state general fund but shall**
 3 **be distributed in accordance with the provisions of Paragraph (1) of this**
 4 **Section.** Any **remaining portion of the seventy-five percent of the** unexpended or
 5 unencumbered monies ~~remaining~~ in the Video Draw Poker Device Fund at the end
 6 of the fiscal year shall revert to the state general fund.

7 * * *

8 Section 2. This Act shall become effective upon signature by the governor or, if not
 9 signed by the governor, upon expiration of the time for bills to become law without signature
 10 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 11 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 12 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
 of the legislative instrument, were prepared by Martha S. Hess.

	DIGEST	
SB 16 Original	2022 Regular Session	Fred Mills

Present law establishes the Video Draw Poker Device Fund (hereinafter the "fund") and provides for the distribution and expenditure of monies in the fund.

Present law requires that monies in the fund be withdrawn only pursuant to appropriation by the legislature and be distributed as follows:

- (1) 25% to be distributed in the following priority:
 - (a) To provide district attorneys and assistant district attorneys increased compensation as provided by law enacted in the 1992 R.S. not to exceed \$5,400,000.
 - (b) Remaining monies after the distribution to district attorneys and assistant district attorneys to be distributed as follows:
 - (i) To the governing authorities of municipalities in which video draw poker devices are operated as provided by law.
 - (ii) To the governing authority of each parish in which video draw poker devices are operated and the sheriff of each such parish, to be divided equally between them, as provided by law.

- (2) An amount allocated to the Department of Public Safety and Corrections and to the Department of Justice pursuant to legislative appropriation.

- (3) Any monies in the fund not required to meet the requirements in present law shall be credited to and deposited in the state general fund as they become available. Any

unexpended or unencumbered monies remaining in the fund at the end of the fiscal year shall revert to the state general fund.

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

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

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