

2023 Regular Session

HOUSE BILL NO. 254

BY REPRESENTATIVE THOMAS

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

FUNDS/FUNDING: (Constitutional Amendment) Repeals provisions in the Louisiana Constitution related to various funds

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A JOINT RESOLUTION

Proposing to repeal Article VII, Sections 4(D)(4)(b), 10.4, 10.10, and 10.12, and Article IX, Sections 9 and 10 of the Constitution of Louisiana, relative to special funds in the state treasury; to provide for the repeal of certain special funds; to provide for the transfer of remaining balances of such special funds; to provide for submission of the proposed amendments to the electors; and to provide for related matters.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state of Louisiana, for their approval or rejection in the manner provided by law, a proposal to repeal Article VII, Sections 4(D)(4)(b), 10.4, 10.10, and 10.12 of the Constitution of Louisiana.

Section 2. Be it further resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state of Louisiana, for their approval or rejection in the manner provided by law, a proposal to repeal Article IX, Sections 9 and 10 of the Constitution of Louisiana.

Section 3. Be it further resolved that any remaining balances in the funds repealed herein shall be transferred to the state general fund on the effective date of this Joint Resolution.

Section 4. Be it further resolved that this proposed amendment shall be submitted to the electors of the state of Louisiana at the statewide election to be held on October 14, 2023.

1 Section 5. Be it further resolved that on the official ballot to be used at the election,
2 there shall be printed a proposition, upon which the electors of the state shall be permitted
3 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as
4 follows:

5 Do you support an amendment to remove provisions of the Constitution of
6 Louisiana which created the following special funds within the state treasury:
7 Atchafalaya Basin Conservation Fund, Higher Education Louisiana
8 Partnership Fund, Millennium Leverage Fund, Agricultural and Seafood
9 Products Support Fund, First Use Tax Trust Fund, Louisiana Investment
10 Fund for Enhancement and to provide for the transfer of any remaining
11 monies in such funds to the state general fund? (Repeals Article VII, Sections
12 4(D)(4)(b), 10.4, 10.10, 10.12 and Article IX, Sections 9 and 10)

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)]

HB 254 Original

2023 Regular Session

Thomas

Abstract: Repeals certain funds provided for in the constitution.

Present constitution establishes the Atchafalaya Basin Conservation Fund and provides for deposits and uses of monies in such fund in Article VII, Section 4(D)(4)(b). The fund was established to fund projects under the Atchafalaya Basin Program within the Coastal Protection and Restoration Authority. Provides for implementation of the fund contingent upon certain conditions being met.

Proposed constitutional amendment repeals present constitution.

Present constitution establishes the Higher Education Louisiana Partnership Fund and provides for deposits into and uses of monies in such fund in Article VII, Section 10.4.

Proposed constitutional amendment repeals present constitution.

Present constitution establishes the Millennium Leverage Fund and provides for deposits into and uses of monies in such fund in Article VII, Section 10.10.

Proposed constitutional amendment repeals present constitution.

Present constitution establishes the Agricultural and Seafood Products Support Fund and provides for deposits and uses of monies in such fund in Article VII, Section 10.12.

Proposed constitutional amendment repeals present constitution.

Present constitution establishes the First Use Tax Trust Fund and provides for deposits and uses of monies in such fund in Article IX, Section 9.

Proposed constitutional amendment repeals present constitution.

Present constitution establishes the Louisiana Investment Fund for Enhancement and provides for deposits into and uses of monies in such fund in Article IX, Section 10.

Proposed constitutional amendment repeals present constitution.

Provides for submission of the proposed amendment to the voters at the statewide election to be held October 14, 2023.

(Repeals Const. Art. VII, §§(D)(4)(b), 10.4, 10.10, and 10.12 and Const. Art. IX, §§9 and 10)