

---

**SENATE FLOOR AMENDMENTS**

2024 Third Extraordinary Session

 Amendments proposed by Senator Cathey to Reengrossed House Bill No. 12 by Representative Deshotel
 

---

 1 AMENDMENT NO. 1

 2 Delete Senate Committee Amendment No. 12, proposed by the Senate Committee on  
 3 Finance and adopted by the Senate on November 19, 2024.

 4 AMENDMENT NO. 2

 5 On page 1, line 3, after "R.S. 39:94(A)" delete the remainder of the line in its entirety and  
 6 insert a comma "," and "(B),"

 7 AMENDMENT NO. 3

8 On page 1, at the end of line 4, delete "98.4(A)," and insert "98.4(A) and (F),"

 9 AMENDMENT NO. 4

 10 On page 1, delete lines 6 and 7 in their entirety and insert the following:  
 11 "and 100.161(B)(3), R.S. 48:77(A), R.S. 49:214.5.4(B) through (J), and R.S.  
 12 56:639.8(C) and (E)(1), to enact R.S."

13

 14 AMENDMENT NO. 5

 15 On page 1, line 8, after "and (G)" and before "and" insert a comma "," and "R.S.  
 16 39:100.118,"

 17 AMENDMENT NO. 6

 18 On page 6, at the end of line 20, delete "(C)." and insert "(C) of the Constitution of  
 19 Louisiana."

 20 AMENDMENT NO. 7

 21 On page 8, line 16, after "R.S. 39:94(A)" delete the remainder of the line in its entirety  
 22 and insert a comma "," and "(B), and"

 23 AMENDMENT NO. 8

24 On page 8, at the end of line 17, delete "98.4(A)," and insert "98.4(A) and (F),"

 25 AMENDMENT NO. 9

 26 On page 8, line 19, after "reenacted" and before "to" insert "and R.S. 39:100.118 is hereby  
 27 enacted"

 28 AMENDMENT NO. 10

29 On page 10, delete line 17 in its entirety and insert the following:

 30 "~~(5)~~(4) An amount equivalent to the money received by the state from the federal  
 31 government for the reimbursement of costs associated with a federally declared disaster,  
 32 not to exceed the amount of costs appropriated out of the fund for the same disaster  
 33 pursuant to Paragraph (C)(3) of this Section."

 34 AMENDMENT NO. 11

35 On page 20, between lines 11 and 12, insert the following:

1 "F. Any proposal by the governor for expenditure of monies from the Fund  
2 shall be itemized separately within the executive budget and shall include a  
3 description of the proposed uses and programmatic impacts of such expenditures.  
4 Changing the purposes of or any proposal for the expenditure of monies from the  
5 fund shall be submitted to the Attorney General who shall review and report to the  
6 legislature regarding the effects of the proposal on the state's enforcement obligations  
7 pursuant to the Master Settlement Agreement.

8 \* \* \*

9 AMENDMENT NO. 12

10 On page 22, line 8, delete "10(B)" and insert "~~10(B)~~14(D)"

11 AMENDMENT NO. 13

12 On page 22, between lines 12 and 13, insert the following:

13 "§100.118. Local Revenue Fund

14 A. There shall be established in the state treasury, as a special fund, the  
15 Local Revenue Fund, hereinafter referred to in this Section as the "fund". After  
16 allocation of money to the Bond Security and Redemption Fund as provided for in  
17 Article VII of the Constitution of Louisiana, the treasurer shall deposit in and credit  
18 to the Local Revenue Fund the avails of the taxes imposed by R.S. 47:301.1(F) and  
19 any other revenue dedicated to the fund by the legislature. The legislature may  
20 appropriate additional sums to the fund.

21 B. The monies in the fund shall be used solely for distribution to ad valorem  
22 tax recipient bodies within a parish to offset losses attributable to business inventory  
23 exemptions to the ad valorem tax granted by a parish.

24 C. Monies in the fund shall be invested in the same manner as monies in the  
25 state general fund. Interest earned on the investment of monies in the fund shall be  
26 deposited in and credited to the fund.

27 \* \* \*

28 AMENDMENT NO. 14

29 On page 26, line 10, delete "35" and insert "37"

30 AMENDMENT NO. 15

31 On page 27, after line 27, insert the following:

32 "Section 5. R.S. 48:77(A) is hereby amended and reenacted to read as follows:

33 §77. Transportation Trust Fund; dedication and uses of certain monies to the  
34 Construction Subfund and the Megaprojects Leverage Fund

35 A. The avails of the taxes imposed by Chapters 2, 2-A, and 2-B of Subtitle  
36 II of Title 47 of the Louisiana Revised Statutes of 1950 from the sale, use, or lease  
37 of motor vehicles that are taxable pursuant to Chapters 2, 2-A, and 2-B of Subtitle  
38 II of Title 47 of the Louisiana Revised Statutes of 1950, after satisfying the  
39 requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative  
40 to the Bond Security and Redemption Fund, shall be deposited into the Construction  
41 Subfund of the Transportation Trust Fund provided for in Article VII, Section  
42 27(B)(2) of the Constitution of Louisiana, referred to in this Section as the  
43 "subfund", and the Megaprojects Leverage Fund as provided in R.S. 48:77.1, as  
44 follows:

45 (1) ~~For Fiscal Year 2023-2024, thirty percent of the avails shall be deposited~~  
46 ~~into the subfund and the Megaprojects Leverage Fund as provided in R.S.~~  
47 ~~48:77.1(A).~~

48 (2) For Fiscal Year 2024-2025 and each fiscal year thereafter, sixty percent  
49 of the avails shall be deposited into the subfund and the Megaprojects Leverage Fund

1 as provided in R.S. 48:77.1(A).

2 (2) For Fiscal Year 2025-2026 and Fiscal Year 2026-2027, an amount not to  
3 exceed forty million dollars shall be deposited into the Megaprojects Leverage Fund  
4 for the I-10 Calcasieu River Bridge and I-10 Improvements Account as provided  
5 in R.S.48:77.1(A)(1)(a) and (b).

6 (3) For Fiscal Year 2027-2028 and each fiscal year thereafter, sixty percent  
7 of the avails shall be deposited into the subfund and the Megaprojects Leverage Fund  
8 as provided in R.S. 48:77.1(A).

9 \*\*\*\*

10 AMENDMENT NO. 16

11 On page 28, delete lines 1 and 2 in their entirety, and insert "Section 6. R.S. 49:214.5.4(B)  
12 through (J) are hereby amended and reenacted to read as follows:"

13 AMENDMENT NO. 17

14 On page 29, delete line 22 in its entirety and insert the following:

15 "(2) Such federal revenues shall be used only for the purposes of integrated  
16 coastal protection, including but not limited to coastal wetlands conservation, coastal  
17 restoration, hurricane protection, or for infrastructure directly impacted by coastal  
18 wetlands losses.

19 (3) In each year, no more than ten percent of the federal revenues received  
20 by the state generated from Outer Continental Shelf oil and gas activity may be used  
21 for the purposes of infrastructure directly impacted by coastal wetlands losses.

22 (4) In each fiscal year, at least two hundred thousand dollars but no more  
23 than seven percent of the federal revenues received by the state generated from Outer  
24 Continental Shelf oil and gas activity may be used for administrative costs or fees.  
25 The provisions of this Paragraph shall not apply to the following:

26 (a) Any revenues received by the state pursuant to 43 U.S.C. 1337(g), also  
27 known as "8(g)" funds.

28 (b) Any securitization or other monetizing of all or any portion of the federal  
29 revenues received by the state generated from Outer Continental Shelf oil and gas  
30 activity.

31 (c) Any monies received by the state for reimbursement of costs in response  
32 to the Deepwater Horizon oil spill.

33 (5)(a) Beginning with Fiscal Year 2022, a portion of the total federal revenues  
34 received by the state generated from Outer Continental Shelf oil and gas activity shall  
35 be allocated solely for hurricane protection projects, including operation and  
36 maintenance, that are included in or consistent with the master plan as follows:

37 (i) For Fiscal Years 2022 through 2024, a minimum of forty percent.

38 (ii) For Fiscal Years 2025 through 2027, a minimum of forty-five percent.

39 (iii) For Fiscal Year 2028 and subsequent fiscal years, a minimum of fifty  
40 percent.

41 (b) If the total federal revenues received by the state generated from Outer  
42 Continental Shelf oil and gas activity are less than one hundred million dollars in any  
43 fiscal year, then the minimum allocations contained in Subparagraph (a) of this  
44 Paragraph shall not apply.

45 (c) The authority may offset the funds allocated for hurricane protection  
46 projects as provided in Subparagraph (a) of this Paragraph with funds from other  
47 available sources.

48 (d) In the event the authority is unable to meet the allocations as provided in  
49 Subparagraph (a) of this Paragraph in any fiscal year, the authority may modify the  
50 allocation for that fiscal year. No modification shall be made without prior approval  
51 of the board and the Joint Legislative Committee on the Budget.

52 (e) Any revenues received by the state as provided in this Paragraph and  
53 allocated to a levee district shall only be utilized by a levee district for construction,  
54 and operations and maintenance of hurricane protection projects."

1 AMENDMENT NO. 18

2 On page 30, delete line 11 in its entirety and insert the following:

3 "(1) Projects and structures engineered for the enhancement, creation, or  
4 restoration of coastal wetlands.

5 (2) Match for federal or local project planning, design, construction, and  
6 monitoring.

7 (3) Administration and project management, planning, design, construction,  
8 and monitoring.

9 (4) Operation and maintenance of structural projects consistent with the  
10 purpose of this fund.

11 (5) Vegetation planting, seeding, or other revegetation methods.

12 (6) Planning and implementation of modifications to federal, state, or local  
13 flood control, navigation, irrigation, or enhancement projects.

14 (7) For coastal wetlands conservation, coastal restoration, coastal zone  
15 management, hurricane protection, and infrastructure directly impacted by coastal  
16 wetlands losses.

17 (8) The administration and operation of the Coastal Protection and  
18 Restoration Authority, the Coastal Protection and Restoration Authority Board, the  
19 Governor's Advisory Commission on Coastal Protection, Restoration, and  
20 Conservation, and the Coastal Protection and Restoration Financing Corporation.

21 (9) Projects and programs promoting scientific, technical, and engineering  
22 advancements for the sustainability of coastal Louisiana and ensuring that the best  
23 available scientific and technical information and tools are available for the  
24 implementation of the master plan and annual plan.

25 (10) Payment of debt service or other payment obligations required in  
26 connection with bonds or other debt obligations of the Coastal Protection and  
27 Restoration Authority."

28 AMENDMENT NO. 19

29 On page 30, delete line 23 in its entirety and insert the following:

30 "(2) Nothing in this Subsection shall be construed as affecting funds  
31 associated with the Natural Resources Damage Assessment process."

32 AMENDMENT NO. 20

33 On page 31, delete line 10 in its entirety and insert the following:

34 "(2) Such revenues shall be used only for the purposes of integrated coastal  
35 protection, including but not limited to coastal wetlands conservation, coastal  
36 restoration, hurricane protection, or for infrastructure directly impacted by coastal  
37 wetlands losses.

38 (3) In each year, no more than ten percent of the revenues received by the  
39 state generated upon state lands or waterbottoms located in the coastal area from  
40 alternative or renewable energy production or sources, including but not limited to  
41 wind energy, solar energy, tidal energy, wave energy, and geothermal energy, may  
42 be used for the purposes of infrastructure directly impacted by coastal wetlands  
43 losses."

44 AMENDMENT NO. 21

45 On page 31, at the beginning of line 11, delete "Section 6." and insert "Section 7."

46 AMENDMENT NO. 22

47 On page 32, at the beginning of line 17, delete "Section 7." and insert "Section 8."

1 AMENDMENT NO. 23

2 On page 32, at the beginning of line 20, delete "Section 8." and insert "Section 9."

3 AMENDMENT NO. 24

4 On page 32, at the beginning of line 21, delete "Section 9." and insert "Section 10."

5 AMENDMENT NO. 25

6 On page 32, at the beginning of line 23, delete "Section 10." and insert "Section 11."

7 AMENDMENT NO. 26

8 On page 32, at the beginning of line 27, delete "Section 11." and insert "Section 12."

9 AMENDMENT NO. 27

10 On page 33, at the beginning of line 1, delete "Section 12." and insert "Section 13."

11 AMENDMENT NO. 28

12 On page 33, at the beginning of line 5, delete "Section 13." and insert "Section 14."

13 AMENDMENT NO. 29

14 On page 33, at the beginning of line 11, delete "Section 14." and insert "Section 15."

15 AMENDMENT NO. 30

16 On page 33, delete line 16 in its entirety and insert the following:

17 "Section 16. The provisions of Section 11 of this Act shall take effect and become  
18 operative on July 1, 2027, if and when the proposed amendment of Article VII of the  
19 Constitution of Louisiana contained in the Act which originated as House Bill No. 7 of this  
20 2024 Third Extraordinary Session of the Legislature is adopted at a statewide election and  
21 becomes effective."

22 AMENDMENT NO. 31

23 On page 33, delete line 17 in its entirety and insert the following:

24 "Section 17. The provisions of Section 10 of this Act shall take effect and become  
25 operative on June 30, 2025, if and when the proposed amendment of Article VII of the  
26 Constitution of Louisiana contained in the Act which originated as House Bill No. 7 of this  
27 2024 Third Extraordinary Session of the Legislature is adopted at a statewide election and  
28 becomes effective."

29 AMENDMENT NO. 32

30 On page 33, at the beginning of line 18, delete "Section 17." and insert "Section 18."

31 AMENDMENT NO. 33

32 On page 33, between lines 22 and 23, insert the following:

33 "Section 19. The provisions of Section 5 shall become effective on July 1, 2025."

34 AMENDMENT NO. 34

35 On page 33, delete lines 23 and 24 in their entirety and insert the following:

1 "Section 20. The provisions of this Section and Sections 1 through 3, 6 through 8,  
2 12, 13, and 15 through 17 shall take effect and become operative if and when the proposed"

3 AMENDMENT NO. 35

4 On page 33, at the beginning of line 28, delete "(B) The provisions of Sections 8 and 13" and  
5 insert "Section 21. The provisions of this Section and Sections 9, 14, and 19"