The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jay R. Lueckel.

DIGEST 2016 Regular Session

Claitor

<u>Present law</u> provides that all economic damages proceeds from the DWH litigation in excess of the first two hundred million dollars deposited in the Fiscal Year 2015-2016 Deficit Elimination Fund shall be deposited by the treasurer as follows:

- (1) 45% of each such receipt of economic damages proceeds to the Budget Stabilization Fund until that fund reaches the amount statutorily mandated by law.
- (2) 45% of each such receipt of economic damages proceeds to the Medicaid Trust Fund for the Elderly until an amount not to exceed \$700 million has been deposited into such fund.
- (3) 10% of each such receipt of economic damages proceeds to the Health Trust Fund until an amount not to exceed \$30 million has been deposited into such fund.

<u>Proposed law</u> retains <u>present law</u> but reduces each of the allocations of the Budget Stabilization Fund and the Medicaid Trust Fund for the Elderly <u>from</u> 45% <u>to</u> 40%. Further provides that 10% shall be allocated and distributed to the Board of Regents.

<u>Present law provides that appropriations from the Deepwater Horizon Economic Damages Collection</u> Fund shall be limited to an annual amount not to exceed the estimated aggregate annual earnings from interest earned on the investment of monies in the fund and shall be made to the Board of Regents to be equitably allocated to public postsecondary education institutions in the state in accordance with the constitutionally mandated master plan and the distribution formula. Further provides that the board may also distribute such appropriations to independent institutions for higher learning in accordance with R.S. 17:2053.

<u>Proposed law</u> retains provisions of <u>present law</u> relative to the appropriation of interest earnings but deletes provisions authorizing the Board of Regents to distribute appropriations to independent institutions for higher learning. Further, specifies that appropriations for public postsecondary education institutions shall include the 10% of each receipt of the economic damages proceeds, as well as the estimated aggregate annual interest earnings on the fund to be equitably allocated to public postsecondary education institutions in the state in accordance with the constitutionally mandated master plan and the distribution formula.

Effective July 1, 2016.

SB 155 Original

(Amends R.S. 39:91(B)(1) and (2) and (C)(2)(a); adds R.S. 39:91(B)(4))