

2017 Regular Session

SENATE BILL NO. 249

BY SENATOR CHABERT

FUNDS/FUNDING. Provides for the disbursement of certain revenue from the Coastal Protection and Restoration Fund for hurricane protection purposes.

1 AN ACT

2 To enact R.S. 49:214.5.4(E)(5), relative to the Coastal Protection and Restoration Fund; to  
3 provide for the disbursement of monies in the fund for hurricane protection purposes;  
4 to provide for effectiveness; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 49:214.5.4(E)(5) is hereby enacted to read as follows:

7 §214.5.4. Funding and resource allocation

8 \* \* \*

9 E.

10 \* \* \*

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

16 **(i) For Fiscal Years 2022 through 2024, a minimum of thirty-five percent.**

17 **(ii) For Fiscal Years 2025 through 2027, a minimum of forty percent.**

1                   **(iii) For Fiscal Years 2028 through 2030, a minimum of forty-five**  
2                   **percent.**

3                   **(iv) For Fiscal Year 2031 and subsequent fiscal years, a minimum of fifty**  
4                   **percent.**

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

9   \*           \*           \*

10                   Section 2. This Act shall become effective on July 1, 2017.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Ben Huxen.

SB 249 Engrossed                                   DIGEST                                   2017 Regular Session                                   Chabert

Proposed law provides that, beginning with FY 2022, a portion of the total federal revenues received by the state generated from Outer Continental Shelf oil and gas activity shall be dedicated solely for hurricane protection projects, including operation and maintenance, that are included in or consistent with the master plan as follows:

- (i) For FY 2022 through 2024, a minimum of thirty-five percent.
- (ii) For FY 2025 through 2027, a minimum of forty percent.
- (iii) For FY 2028 through 2030, a minimum of forty-five percent.
- (iv) For FY 2031 and subsequent fiscal years, a minimum of fifty percent.

Proposed law further provides that, if the total federal revenues received by the state generated from Outer Continental Shelf oil and gas activity are less than one hundred million dollars in any fiscal year, then the minimum dedications shall not apply.

Effective July 1, 2017.

(Adds R.S. 49:214.5.4(E)(5))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Finance to the original bill

1. Deletes provisions providing that eighty-five percent of the federal revenues that are received by the state generated from Outer Continental Shelf oil and gas activity for the previous fiscal year shall be disbursed annually to primary levee districts for the purpose of hurricane protection in accordance with particular formulas. Further deletes provisions requiring the Coastal Protection and Restoration Authority Board to modify its annual plan to account for these disbursements.

2. Provides that, beginning with FY 2022, a portion of the total federal revenues received by the state generated from Outer Continental Shelf oil and gas activity shall be dedicated solely for hurricane protection projects, including operation and maintenance, that are included in or consistent with the master plan as follows:
  - (i) For FY 2022 through 2024, a minimum of thirty-five percent.
  - (ii) For FY 2025 through 2027, a minimum of forty percent.
  - (iii) For FY 2028 through 2030, a minimum of forty-five percent.
  - (iv) For FY 2031 and subsequent fiscal years, a minimum of fifty percent.

However, if the total federal revenues received by the state generated from Outer Continental Shelf oil and gas activity are less than one hundred million dollars in any fiscal year, then the minimum dedications shall not apply.