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

DIGEST 2018 Regular Session

Hewitt

<u>Present law</u> provides for the creation of the Dedicated Fund Review Subcommittee of the Joint Legislative Committee on the Budget (JLCB) to review special funds and dedications in the state treasury. <u>Present law</u> provides that no later than September 1, 2017, and every two years thereafter the committee shall provide for the dedicated fund review subcommittee.

<u>Proposed law</u> retains <u>present law</u> except that <u>proposed law</u> changes the requirement that the subcommittee meet from every two years to every year.

<u>Present law</u> provides that the division of administration shall establish a procedure to ensure that the activities supported by a special fund are subject to the same level of transparency and accountability as activities supported by the state general fund.

<u>Present law</u> provides that no later than October 1, 2017, and every two years thereafter, the division of administration shall submit a plan of special funds and dedications to the JLCB that specifies at least 50% of the special dedicated funds in law as of the date of the submission of the plan. The JLCB shall ensure that after two consecutive plans have been approved, all special funds established by law on the date of the submission of the second consecutive plan will have been approved in a plan at least once in the previous four years.

<u>Proposed law retains present law except proposed law changes the time period that all special funds will have been approved in a plan from at least once in the previous four years to once in the previous two years.</u>

<u>Present law</u> provides that the subcommittee shall meet only on a day in which the JLCB is scheduled to convene. Proposed law removes this provision of present law.

Proposed law abolishes certain funds in the state treasury, which funds are listed below.

<u>Proposed law</u> amends certain funds <u>from</u> being a dedicated fund in the state treasury <u>to</u> being a dedicated account in the state treasury, which funds are listed below.

<u>Proposed law</u> changes the Hunters for the Hungry Account to an escrow fund and changes the Louisiana Economic Development Fund to provide that the monies can be used only for the FastStart Program.

VARIOUS FUNDS ELIMINATED

Proposed law eliminates the following funds:

SB 400 Engrossed

| 2013 Amnesty Collections Fund | §4(B)(1) of Act No. 421 of 2013 RS, as amended by §4(B)(1) of Act No. 822 of 2014 R.S., §4(B)(2) of Act 421 of 2013 RS |
|--|--|
| Academic Improvement Fund | R.S. 17:354 |
| Atchafalaya Basin Conservation Fund | R.S. 30:2000.12 |
| Barrier Island Stabilization and Preservation Fund | R.S. 49:214.6.7(D) & (E) |
| Bogalusa Health Services Fund | R.S. 33:2740.18 |
| Brownsfield Cleanup Revolving Loan Fund | R.S. 30:2551, 2552(A), (B), & (C) |
| Center for Excellence for Autism Spectrum Disorder | R.S. 39:100.122, R.S. 46:1301(A)(1) |
| Community Hospital Stabilization Fund | R.S. 46:2901 |
| Competitive Core Growth Fund | R.S. 17:3138.2 |
| Crescent City Amnesty Refund Fund | R.S. 9:154.3, R.S. 47:7019.2(B)(1) |
| Debt Service Assistance Fund | §(3)(D), (6), (7)(A) & (B) of Act No. 41 of the 2006 1ES |
| Louisiana Department of Health's Facility Support Fund | R.S. 3.2(C), R.S. 40:16.2 |
| Department of Revenue Alcohol and Tobacco Control Officers Fund | R.S. 11:544 |
| Evangeline Parish Recreation District Support Fund | §9 of Act No. 138 of 2005 RS, as amended by §7 of Act 420 of 2013 RS |
| Fiscal Administrator Revolving Loan Fund | R.S. 39:1357 |
| FMAP Stabilization Fund | §7 of Act No. 420 of 2013 RS |
| Health Care Redesign Fund | R.S. 39:100.51, R.S. 46:977.13 |
| Health Trust Fund | R.S. 39:91(B)(2), R.S. 46:2731 |
| Higher Education Financing Fund | R.S. 39:82(A), 100.146, 352 |

| Higher Education Initiatives Fund | R.S. 17:3129.6 |
|--|---|
| Incentive Fund | R.S. 39:87.5 |
| Indigent Parent Representation Program Fund | R.S. 15:185.5 |
| Innocence Compensation Fund | R.S. 15:572.8(H)(1),(2)(intro para), (N) & (S) |
| Louisiana Help Our Wildlife Fund | R.S. 56:70.3, 70.4(A)(1) & (2) |
| Marketing Fund | R.S. 47:318 |
| Medicaid Trust Fund for the Elderly | R.S. 39:91(B)(3), R.S. 46:2691, 2692, 2731(C)(1), 2742(D), R.S. 47:463.104(C) & (D) |
| MediFund | R.S. 51:2211-2215 |
| New Orleans Public Safety Fund | R.S. 40:1402 |
| New Orleans Urban Tourism and Hospitality Training in Economic Development Foundation Fund | R.S. 27:392(C)(4) |
| Payments Towards the UAL Fund | R.S. 39:82(A), 100.11, 352 |
| Pet Overpopulation Fund | R.S. 47:463.60(F) |
| Reptile and Amphibian Research Fund | R.S. 56:633 |
| Saltwater Fishery Enforcement Fund | R.S. 56:14 |
| Science, Technology, Engineering, and Math (STEM) Upgrade Fund | R.S. 17:3138.3 |
| Shrimp Trade Petition Account | R.S. 56:10(B)(1)(b), 302.3(B)(5) & (c) 305(H), 494(E)(5) & (F) |
| Sickle Cell Fund | R.S. 39:100.123 |
| SNAP Fraud and Abuse Detection and Prevention Fund | R.S. 46:290.1, R.S. 47:120.39 |
| Tobacco Tax Medicaid Match Fund | R.S. 47:841.2 |

R.S. 39:100.136, R.S. 47:6351(G)

Unfunded Accrued Liability Account of

the Unfunded Accrued Liability and Specialized Educational Institutions Support Fund

UNO Slidell Technology Park Fund

R.S. 17:3397.11

Workforce and Innovation for a Strong

Economy Fund

R.S. 17:3138.2(A), 3138.3(A), &

3138.4

VARIOUS FUNDS AMENDED FROM FUNDS TO ACCOUNTS

Proposed law changes the following from funds to accounts:

Administrative Fund of the Department of Insurance

R.S. 22:1071(D)(3)(b) & (c)

Emergency Medical Technician Fund

R.S. 40:1135.10, R.S. 47:463.48(D)

Environmental Trust Fund

R.S. 30:2004(11), 2014(B), (D)(4)(a) & (b)(intro para), 2015(A), (B), (C)(intro para), (D)(intro para), (E), 2035(B)(1), 2054(B)(8), 2109(A) & (C), 2192(B)(4), 2195(B), (C) & (E), 2195.2(A)(intro para) & (4), 2195.4(C)(1) & (2), 2195.5, 2205(A)(1),

R.S. 49:259(D), 308.3(B)(7) & (D)

Louisiana Alligator Resource Fund

R.S. 56:253(C)(2)(a), 278(A), 279(A), (C)(1),

(2), (3), (D)(1) & (3)

Louisiana Bicycle and Pedestrian Safety

Fund

R.S. 32:202, R.S. 47:463.148(E)

Motorcycle Safety, Awareness, and
Operator Training Program Fund

Operator Training Program Fund

R.S. 32:402.3(I), 412(C)(2), R.S.

49:308.3(D)

Municipal Fire and Police Civil Service

Operating Account

R.S. 22:1476(A)(2)

Pesticide Fund

R.S. 3:3210(B), (C)(intro para), (4) &

(5)

Proprietary School Student Protection Fund

R.S. 17:3141.16(A), (B)(1), (2), (3), (7) & (8), (C)(1), (D)(1), (2), (5), (8), (9) & (10),

(E)(1)(a) & (2), (F), (G)(1)

Sex Offender Registry Technology Fund C.Cr.P Art. 895.1(F)(intro para), (2), (3)(intro

para), (b) & (e)

Youthful Offender Management Account R.S. 15:921

OTHER ACTIONS

Hunters for the Hungry Account R.S. 47:463.167(E), R.S. 56:644(B), (C)(intro

para), (D) & (E)

Louisiana Economic Development Fund R.S. 23:1514(D)(5), R.S. 47:318(D), R.S.

51:1927.1(A), (B) & (C), 2315, & 2341(F)

Section 11 effective July 1, 2018; Section 23 effective January 1, 2019; Sections 1-10, 12-22, 24, and 25 effective July 1, 2020.

(Amends R.S. 3:2(C), 3210(B), (C)(intro para), (4) and (5), R.S. 9:154.3, R.S. 15:572.8(H)(1), (2)(intro para), and 921, R.S. 17:3141.16(A), (B)(1), (2), (3), (7) and (8), (C)(1), (D)(1), (2), (5), (8), (9) and (10), (E)(1)(a) and (2), (F), (G)(1), and 3138.4, R.S. 22:1071(D)(3)(b) and (c), and 1476(A)(2), R.S. 23:1514(D)(5), R.S. 24:653(N)(3), R.S. 30:2004(11), 2014(B), (D)(4)(a) and (b)(intro para), 2015(A), (B), (C)(intro para), (D)(intro para) and (E), 2035(B)(1), 2054(B)(8), 2109(A) and (C), 2192(B)(4), 2195 (B), (C) and (E), 2195.2(A)(4), 2195.4(C)(1) and (2), 2195.5, 2205(A)(1), and 2252(A), (B) and (C), R.S. 32:202, 402.3(I), and 412(C)(2), R.S. 39:82, 91(B), 100.136, and 352, R.S. 40:1135.10, R.S. 46:1301(A)(1), R.S. 47:318(D), 463.48(D), 463.60(F), 463.104(C), 463.148(E), 463.167(E), 6351(G), and 7019.2(B)(1), R.S. 49:259(D), 308.3(B)(7) and (D), and 308.5(B)(3) and (4), R.S. 51:1927.1(A), (B) and (C), 2315, and 2341(F), R.S. 56:10(B)(1)(intro para) and (b), 70.3, 70.4(A), 253(C)(2)(a), 278(A), 279(A), (C), (D)(1) and (3), 302.3(B)(5)(c), 494(E)(5) and (F), 644(B), (C)(intro para), (D) and (E), C.Cr.P. Art. 895.1(F)(2), (3)(intro para), (b), and (e), §4(B) of Act No. 421 of the 2013 R.S., as amended by §4(B) of Act No. 822 of the 2014 R.S., §7(A)(intro para) and (B) of Act 41 of the 2006 1ES; repeals R.S. 11:544, R.S. 15:185.5, 572.8(N) and (S), R.S. 17:354, 3129.6, 3138.2, 3138.3, 3397.11, R.S. 27:392(C)(4), R.S. 30:2000.12, 2551, R.S. 33:2740.18, R.S. 39:87.5, 100.11, 100.51, 100.122, 100.123, 100.146, 1357, R.S. 40:16.2, 1402, R.S. 46:290.1, 977.13, 1816, 2691, 2692, 2731, 2742(D), and 2901, R.S. 47:120.39, 463.104(D), 841.2, R.S. 49:214.6.7(D) and (E), R.S. 51:2211 through 2216, R.S. 56:14, 305(H), and 633, §9 of Act No. 138 of the 2005 RS, as amended by §7 of Act 642 of the 2006 RS, §(3)(D) and §(6) of Act No. 41 of the 2006 1ES, §7 of Act No. 420 of the 2013 RS, §(4)(B)(1) of Act No. 421 of the 2013 RS, as amended by §(4)(B)(1) of Act No. 822 of the 2014 RS, and §(4)(B)(2) of Act No. 421 of the 2013 RS)

Summary of Amendments Adopted by Senate

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

- 1. Amends certain funds to change <u>from</u> being a dedicated fund in the state treasury <u>to</u> being a dedicated account in the state treasury.
- 2. Abolishes certain funds.
- 3. Changes the effective dates of sections of proposed law.