

SENATE BILL NO. 400

BY SENATOR HEWITT AND REPRESENTATIVE EDMONDS

## 1 AN ACT

2 To amend and reenact R.S. 3:2(C), R.S. 9:154.3, R.S. 15:572.8(H)(1) and the introductory  
3 paragraph of (2), and 921, R.S. 17:3138.4, R.S. 22:1071(D)(3)(b) and (c), and  
4 1476(A)(2), R.S. 23:1170(A), 1172(A), 1172.1(C), 1172.2(D), 1178(D),  
5 1291.1(C)(1) and (E), 1310.3(E), 1310.13, and 1514(D)(5), R.S. 24:653(N)(3), R.S.  
6 30:2004(11), 2014(B), (D)(4)(a) and the introductory paragraph of (b), 2015(A), (B),  
7 the introductory paragraph of (C), the introductory paragraph of (D), and (E),  
8 2035(B)(1), 2054(B)(8), 2109(A) and (C), 2192(B)(4), 2195(B), (C), and (E),  
9 2195.2(A)(4), 2195.4(C)(1) and (2), 2195.5, 2205(A)(1), and 2552(A), (B), and (C),  
10 R.S. 32:202, 402.3(I), and 412(C)(2), R.S. 39:82(A), 91(B), 100.136, and 352, R.S.  
11 40:1135.10, R.S. 46:1301(A)(1), R.S. 47:318(D), 463.48(D), 463.60(F), 463.148(E),  
12 463.167(E), 6351(G), and 7019.2(B)(1), R.S. 49:259(D), 308.3(B)(7) and (D), and  
13 308.5(B)(3) and (4), R.S. 51:2315, R.S. 56:10(B)(1)(b), 70.3, 70.4(A), 253(C)(2)(a),  
14 278(A), 279(A), (C), (D)(1) and (3), 494(E)(5) and (F), 644(B), the introductory  
15 paragraph of (C), (D), and (E), Code of Criminal Procedure Article 895.1(F)(2), the  
16 introductory paragraph of (3), (b), and (e), Section 4(B) of Act No. 421 of the 2013  
17 Regular Session of the Legislature, as amended by Section 4(B) of Act No. 822 of  
18 the 2014 Regular Session of the Legislature, the introductory paragraph of Section  
19 7(A) and (B) of Act 41 of the 2006 First Extraordinary Session of the Legislature,  
20 to enact R.S. 30:2015(C)(8), and to repeal R.S. 11:544, R.S. 15:185.5, 572.8(N) and  
21 (S), R.S. 17:354, 3138.2, and 3138.3, and Subpart A-2 of Part IX-A of Chapter 26  
22 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3397.11,  
23 R.S. 27:392(C)(4), R.S. 30:2000.12 and 2551, R.S. 33:2740.18, R.S. 39:87.5,  
24 Subpart H of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised  
25 Statutes of 1950, comprised of R.S. 39:100.11, Subpart N of Part II-A of Chapter 1

1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S.  
2 39:100.51, Subpart Q-1 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the  
3 Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.122, Subpart Q-2 of  
4 Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of  
5 1950, comprised of R.S. 39:100.123, Subpart S of Part II-A of Chapter 1 of Subtitle  
6 I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S.  
7 39:100.146, R.S. 39:1357, R.S. 40:16.2 and 1402, R.S. 46:290.1, 977.13, 2731,  
8 2742(D), and 2901, R.S. 47:120.39 and 841.2, R.S. 49:214.6.7(D) and (E), R.S.  
9 51:2211 through 2216, R.S. 56:14, 302.3(B)(5)(c), 305(H) and 633, Section 9 of Act  
10 No. 138 of the 2005 Regular Session of the Legislature as amended by Section 7 of  
11 Act 642 of the 2006 Regular Session of the Legislature, Sections (3)(D) and (6) of  
12 Act No. 41 of the 2006 First Extraordinary Session of the Legislature, Section 7 of  
13 Act No. 420 of the 2013 Regular Session of the Legislature, Section (4)(B)(1) of Act  
14 No. 421 of the 2013 Regular Session of the Legislature, as amended by Section  
15 (4)(B)(1) of Act No. 822 of the 2014 Regular Session of the Legislature, and Section  
16 (4)(B)(2) of Act No. 421 of the 2013 Regular Session of the Legislature, relative to  
17 certain funds in the state treasury; to provide for meeting dates of the Dedicated Fund  
18 Review Subcommittee of the Joint Legislative Committee on the Budget; to provide  
19 for the review of certain funds in the state treasury by the subcommittee; to provide  
20 for the powers, duties, functions, and responsibilities of the subcommittee, including  
21 the recommendation for the reclassification, elimination, and expenditure of certain  
22 funds in the treasury; to provide for the reclassification of funds in the treasury; to  
23 provide for the elimination of certain treasury funds and the creation of certain  
24 treasury accounts; to provide relative to monies deposited and credited into certain  
25 agency accounts in the state treasury; to provide for the classification and  
26 consideration of certain monies as fees and self-generated revenues; to provide that  
27 such fees and self-generated revenues shall be available for appropriation as  
28 recognized by the Revenue Estimating Conference; to provide for the retention of  
29 monies in certain agency accounts for future appropriation; to provide relative to  
30 monies deposited and credited to certain accounts in the state treasury; to provide for

1 an effective date; and to provide for related matters.

2 Be it enacted by the Legislature of Louisiana:

3 Section 1. The conversion of certain dedicated funds to special agency accounts in  
4 the state treasury contained herein, shall cause the special agency accounts to be classified  
5 as fees and self-generated revenues to be used only for the purposes of identifying the means  
6 of finance in the executive budget. The conversion of certain dedicated funds to special  
7 agency accounts shall not change the purpose for which the monies were dedicated unless  
8 the use of the monies is specifically amended herein. Unless specifically provided for in the  
9 statute establishing the agency account, all funds transferred to agency accounts shall not  
10 revert to the state general fund at the end of the fiscal year. The revenues in the accounts  
11 shall remain in the account. All monies in the accounts shall require an appropriation to be  
12 withdrawn from the account. No funds shall be transferred in or out of an account without  
13 an annual appropriation or favorable action of the Joint Legislative Committee on the Budget  
14 through a budget adjustment for the statutory purpose of those revenues.

15 Section 2. R.S. 3:2(C) is hereby amended and reenacted to read as follows:

16 §2. Creation, powers, and duties of Department of Agriculture and Forestry and the  
17 commissioner of agriculture and forestry

18 \* \* \*

19 C. All funds derived from the sale of timber on state lands under this Section  
20 shall be deposited in the state treasury. Monies derived from the sale of timber on  
21 state lands in the custody of the Louisiana Department of Health shall be deposited  
22 into the ~~Louisiana Department of Health's Facility Support Fund as provided in R.S.~~  
23 ~~40:16.2~~ **state general fund**. The legislature shall annually appropriate to the  
24 Department of Agriculture and Forestry the costs incurred by that department under  
25 the provisions of this Section.

26 \* \* \*

27 Section 3. R.S. 9:154.3 is hereby amended and reenacted to read as follows:

28 §154.3. Crescent City Connection amnesty program; ~~Crescent City Amnesty Refund~~  
29 ~~Fund~~; disposition

30 A. Notwithstanding the provisions of R.S. 9:154 or any other provision of law

1 to the contrary, the provisions of this Section shall apply to monies collected as a  
2 result of the amnesty program provided for in R.S. 47:7019.1 for those persons who  
3 failed to pay a toll to cross the Crescent City Connection Bridge, prior to January 1,  
4 2013 Crescent City Amnesty Refund Fund is hereby abolished and any monies  
5 remaining in the fund shall be transferred for the use of the Department of  
6 Transportation and Development.

7 B. Notwithstanding the provisions of R.S. 48:1161.2(D)(c), and prior to  
8 appropriation of any monies to the New Orleans Regional Planning Commission, on  
9 July 1, 2014, one hundred twenty-eight thousand six hundred eighty-one dollars of  
10 monies on deposit in the Crescent City Transition Fund shall be deemed abandoned  
11 funds for the purposes of treatment as unclaimed property in accordance with the  
12 provisions of this Section.

13 C. Funds that are deemed abandoned funds pursuant to this Section shall be  
14 immediately transferred from the Crescent City Transition Fund by the state treasurer  
15 in his capacity as administrator of the Uniform Unclaimed Property Act. The state  
16 treasurer shall deposit these funds into the Crescent City Amnesty Refund Fund as  
17 provided in this Section, and shall provide for the return of such funds to their  
18 owners in accordance with the Uniform Unclaimed Property Act during the term set  
19 forth in R.S. 47:7019.2. The state treasurer shall further provide for the payment of  
20 all unexpended and unencumbered funds remaining in the Crescent City Amnesty  
21 Refund Fund as of July 1, 2015, in accordance with the provisions of this Section.

22 D.(1) There is hereby created the Crescent City Amnesty Refund Fund as a  
23 special fund in the state treasury, hereinafter referred to as the "fund". The source of  
24 monies for the fund shall be the monies transferred from the Crescent City Transition  
25 Fund as provided for in this Section.

26 (2) After compliance with the requirements of Article VII, Section 9(B) of  
27 the Constitution of Louisiana, relative to the Bond Security and Redemption Fund,  
28 an amount equal to that deposited into the state treasury from the foregoing sources  
29 shall be deposited in and credited to the fund. The monies in the fund shall be  
30 invested by the treasurer in the same manner as the state general fund, and interest

1 earnings shall be deposited into the fund:

2 (3) ~~All unexpended and unencumbered monies remaining in the fund on July~~  
3 ~~1, 2015, shall be appropriated as follows:~~

4 (a) ~~An amount not to exceed thirty percent of the monies in the fund shall be~~  
5 ~~appropriated to the Department of Transportation and Development for operational~~  
6 ~~and maintenance costs for the New Orleans ferries, formerly operated by its Crescent~~  
7 ~~City Connection Division.~~

8 (b) ~~The balance of the monies in the fund as of July 1, 2015, shall be~~  
9 ~~appropriated to the New Orleans Regional Planning Commission for lighting of the~~  
10 ~~eastbank and westbank approaches to the Crescent City Connection Bridge,~~  
11 ~~including General DeGaulle and the Westbank Expressway approach through ground~~  
12 ~~level, improvements to ingress and egress points, lighting, maintenance, grass~~  
13 ~~cutting, and landscaping of the Westbank Expressway and its connecting arteries.~~

14 (4) ~~The state treasurer shall be relieved of all liability which may arise with~~  
15 ~~respect to such distribution of funds:~~

16 E. ~~All data associated with monies deposited into the Crescent City~~  
17 ~~Transition Fund that was collected by the Department of Transportation and~~  
18 ~~Development pursuant to R.S. 47:7013.1 shall be transferred by such department to~~  
19 ~~the state treasurer pursuant to this Section and shall be provided by such department~~  
20 ~~to the Unclaimed Property Division in an electronic format as designated by such~~  
21 ~~division:~~

22 F. ~~For the purposes of this Section, holder requirements under R.S. 9:159~~  
23 ~~shall be deemed waived:~~

24 G. ~~The state treasurer in his capacity as administrator of the Uniform~~  
25 ~~Unclaimed Property Act may establish policies and procedures as necessary to~~  
26 ~~implement the provisions of this Section:~~

27 H. ~~All books, papers, and records transferred to the state treasurer pursuant~~  
28 ~~to this Section shall be retained for a period of no less than five years following such~~  
29 ~~transfer:~~

30 I. ~~The provisions of this Section shall supersede and control to the extent of~~

1 conflict with any other provision of law.

2 Section 4. R.S. 15:572.8(H)(1), the introductory paragraph of (2), and 921 are hereby  
3 amended and reenacted to read as follows:

4 §572.8. Compensation for wrongful conviction and imprisonment; petition process;  
5 compensation; proof; assignment of powers and duties

6 \* \* \*

7 H.(1) After a contradictory hearing with the attorney general, the court shall  
8 render a decision as soon as practical. If, from its findings of fact, the court  
9 determines that the petitioner is entitled to compensation because he is found to be  
10 factually innocent of the crime of which he was convicted, it shall determine the  
11 compensation due in accordance with the provisions of this Section, and it shall order  
12 payment to the petitioner from the ~~Innocence Compensation Fund~~ which shall be  
13 ~~created specifically for the administration of awards under this Section~~ **state general**  
14 **fund.**

15 (2) Compensation shall be calculated at a rate of twenty-five thousand dollars  
16 per year incarcerated not to exceed a maximum total amount of two hundred fifty  
17 thousand dollars for the physical harm and injury suffered by the petitioner to be paid  
18 at a rate of twenty-five thousand dollars annually. As compensation for the loss of  
19 life opportunities resulting from the time spent incarcerated, the court shall also  
20 review requests for payment and order payment, not to exceed eighty thousand  
21 dollars, which the court finds reasonable and appropriate from the ~~Innocence~~  
22 ~~Compensation Fund~~ **state general fund** to:

23 \* \* \*

24 §921. Youthful Offender Management Fund **Account**; creation

25 A. All probation and parole supervision fees received by the Department of  
26 Public Safety and Corrections pursuant to Children's Code Articles 781.1 and 901.1  
27 and any amounts appropriated by the legislature to the Youthful Offender  
28 Management Fund **Account** shall be deposited immediately upon receipt into the  
29 state treasury.

30 B. After compliance with the requirements of Article VII, Section 9(B) of the

1 Constitution of Louisiana, relative to the Bond Security and Redemption Fund, and  
 2 prior to monies being placed in the state general fund, an amount equal to that  
 3 deposited as required by Subsection A of this Section shall be credited to the special  
 4 ~~fund~~ **agency account** hereby created in the state treasury to be known as the  
 5 "Youthful Offender Management Fund **Account**". The monies in this ~~fund~~ **account**  
 6 shall be used solely as provided by Subsection C of this Section and only in the  
 7 amounts appropriated by the legislature. All unexpended and unencumbered monies  
 8 in this ~~fund~~ **account** at the end of the fiscal year shall remain in such ~~fund~~ **account**.  
 9 ~~All monies in this fund shall be invested by the state treasurer in the same manner~~  
 10 ~~as monies in the state general fund, with interest earned on the investment of these~~  
 11 ~~monies credited to this fund following compliance with the requirements of Article~~  
 12 ~~VII, Section 9(B), relative to the Bond Security and Redemption Fund. **Funding**~~  
 13 ~~**deposited into the account shall be considered fees and self-generated revenues**~~  
 14 ~~**and shall be available for annual appropriations by the legislature.**~~

15 C. The monies in the Youthful Offender Management Fund **Account** shall  
 16 be used solely by the department to supplement appropriated funds for salaries and  
 17 other category expenditures within the office of juvenile justice deemed necessary  
 18 by the secretary of the department, and to defray cost of collection and disbursement  
 19 of monetary assessments imposed as a condition of probation and parole, including  
 20 reasonable attorney fees.

21 Section 5. R.S. 17:3138.4 is hereby amended and reenacted to read as follows:

22 §3138.4. Workforce and Innovation for a Stronger Economy Fund **Strategic**  
 23 **Planning Council**

24 A. ~~The "Workforce and Innovation for a Stronger Economy Fund",~~  
 25 ~~hereinafter referred to in this Section as the "fund", is hereby created within the state~~  
 26 ~~treasury as a special fund for the purpose of funding degree and certificate~~  
 27 ~~production and research priorities in high demand fields through programs offered~~  
 28 ~~by Louisiana's public postsecondary education institutions to meet the state's future~~  
 29 ~~workforce and innovation needs.~~

30 B. ~~Monies in the fund shall be invested in the same manner as monies in the~~

1           ~~general fund. Interest earned on investment of monies in the fund shall be credited~~  
2           ~~to the fund. Unexpended and unencumbered monies in the fund at the end of the~~  
3           ~~fiscal year shall remain in the fund.~~

4           ~~C. Subject to an annual appropriation by the legislature, each fiscal year the~~  
5           ~~sum of forty million dollars shall be deposited into the fund. Monies in the fund~~  
6           ~~shall be appropriated and administered as provided in this Section.~~

7           ~~D.(1) Monies in the fund shall be appropriated to the Board of Regents to be~~  
8           ~~distributed to and used by postsecondary education institutions in accordance with~~  
9           ~~a statewide workforce demand and gap analysis to be developed as provided for in~~  
10          ~~this Section.~~

11          ~~(2) The funds distributed pursuant to this Section shall be used by the~~  
12          ~~institution towards degree and certificate production pursuant to the workforce~~  
13          ~~demand and gap analysis and research priorities according to implementation plans.~~

14          ~~(3) Any funds distributed to any institution that remain unexpended or~~  
15          ~~unobligated at the end of the fiscal year shall be available for use in the subsequent~~  
16          ~~fiscal year by an institution pursuant to their implementation plan.~~

17          ~~(4)(a) Funding shall be distributed by the Board of Regents only upon receipt~~  
18          ~~of certification by the postsecondary education management board on behalf of the~~  
19          ~~receiving public postsecondary education institution that a match of no less than~~  
20          ~~twenty percent of the amount of funding to be distributed has been guaranteed by a~~  
21          ~~private entity. Match certification shall be reported to the Joint Legislative~~  
22          ~~Committee on the Budget within thirty days of the receipt. The certification shall~~  
23          ~~detail the type of private match to be provided, which may include: cash; in-kind~~  
24          ~~donations of technology, personnel, construction materials, facility modification, or~~  
25          ~~tangible property; internships; scholarships; sponsorship of staff or faculty; or faculty~~  
26          ~~endowment. The Workforce and Innovation for a Stronger Economy Fund Strategic~~  
27          ~~Planning (WISE) Council may authorize a match for an institution in types other~~  
28          ~~than those provided for in this Paragraph, upon request of the system president.~~

29          ~~(b) In any fiscal year that the total appropriated funds from the sum of the~~  
30          ~~state general fund and dedicated funds for higher education are below the~~



1 appropriated funding in the prior fiscal year, the WISE Council may at its discretion,  
 2 delay or waive requirements as set forth in Subparagraph (a) of this Paragraph.

3 E.(1) A Workforce and Innovation for a Stronger Economy Fund Strategic  
 4 Planning Council, to be referred to as the "WISE Council", shall be established as  
 5 an independent subcommittee of the Board of Regents and shall be comprised of the  
 6 president-chancellor of Louisiana State University, the president of the Southern  
 7 University System, the president of the University of Louisiana System, the president  
 8 of the Louisiana Community and Technical College System, the commissioner of  
 9 higher education, the secretary of the Department of Economic Development, the  
 10 executive director of the Louisiana Workforce Commission, and the chairman of the  
 11 Workforce Investment Council, or their successors.

12 ~~(2)(a) The WISE Council shall develop a method for the distribution of~~  
 13 ~~monies in the fund in alignment with the statewide workforce demand and gap~~  
 14 ~~analysis and research priorities as provided in this Section. The methodology for the~~  
 15 ~~distribution shall be reevaluated no more than once every three years unless a~~  
 16 ~~majority of the WISE Council vote to reevaluate the methodology more often.~~

17 ~~(b) The methodology of distribution shall be as follows:~~

18 ~~(i) Eighty percent of funds distributed shall be based on degree and certificate~~  
 19 ~~production in fields required for four- or five-star jobs, as defined by the Louisiana~~  
 20 ~~Workforce Commission's Louisiana Star Jobs program or its successors and~~  
 21 ~~weighted by cost and a prioritization of high demand degree and certificate~~  
 22 ~~production based on data provided by the Department of Economic Development~~  
 23 ~~and the Louisiana Workforce Commission.~~

24 ~~(ii) Twenty percent of funds distributed shall be based on federally funded~~  
 25 ~~research expenditures as defined by the National Science Foundation.~~

26 ~~(iii) The WISE Council shall have the authority to adjust the percentage of~~  
 27 ~~the distributions by no more than ten percent relative to the distribution of funds~~  
 28 ~~between degree certification production in Item (i) of this Subparagraph and~~  
 29 ~~federally funded research expenditures in Item (ii) of this Subparagraph. However,~~  
 30 ~~in no event shall the distribution based on federally funded research expenditures be~~

1           ~~reduced below twenty percent.~~

2                   (3) The WISE Council shall prepare a statewide workforce demand and gap  
3 analysis which shall include:

4                   (a) Statewide and regional degree and certificate production and research  
5 priorities based on an analysis of credential completion at all Louisiana  
6 postsecondary education institutions and workforce demand.

7                   (b) A prioritization of high-demand degree and certificate production based  
8 on data provided by the Department of Economic Development and the Louisiana  
9 Workforce Commission.

10                  (4)(3) The WISE Council and the Board of Regents shall review and approve  
11 the statewide workforce demand and gap analysis and research priorities.

12                  (5)(4) The WISE Council shall review and approve implementation plans  
13 submitted by institutions. The implementation plans shall include at a minimum a  
14 plan for expenditure of monies and outcomes expected.

15                  (6)(5) The system presidents shall report annually to the WISE Council on  
16 progress towards degree and certificate and research priorities in accordance with the  
17 implementation plans.

18                  **F.B.** The statewide workforce demand and gap analysis, including any  
19 revisions to the analysis, ~~distribution of funds~~, and implementation plans shall be  
20 posted on the Board of Regents' website.

21                  **G.C.** The WISE Council may create policies and procedures for its own  
22 management but shall meet no less than two times per year.

23                  **H.D.** The Board of Regents, on behalf of postsecondary education, shall  
24 provide annual reporting to the Senate Committee on Education, **the** Senate  
25 Committee on Finance, the House Committee on Education, and the House  
26 Committee on Appropriations. Such reports shall include the statewide workforce  
27 demand and gap analysis, including any revisions to the analysis, ~~distribution of~~  
28 ~~funds~~, and implementation plans.

29                  ~~I. The Board of Regents shall promulgate rules developed jointly and~~  
30 ~~collaboratively by the commissioner of higher education and the system presidents~~

1 for the administration of the fund. Prior to final adoption, the rules shall be approved  
2 by the WISE Council.

3 J. The fund is in addition to, and separate from, any monies appropriated or  
4 allocated to any postsecondary education management board. Allocations from this  
5 fund shall not be included in the Board of Regents' funding formula calculation, nor  
6 shall it supplant any state general fund allocations provided to institutions. The  
7 availability of the fund shall not in any way substitute, limit, or otherwise affect the  
8 allocation of any funds otherwise available to those institutions under state or federal  
9 laws.

10 ~~K.E.~~ All actions of the WISE Council and the implementation of this Section  
11 shall be subject to the approval of the Board of Regents.

12 Section 6. R.S. 22:1071(D)(3)(b) and (c) and 1476(A)(2) are hereby amended and  
13 reenacted to read as follows:

14 §1071. Enforcement provisions

15 \* \* \*

16 D.

17 \* \* \*

18 (3)

19 \* \* \*

20 (b) After compliance with the requirements of Article VII, Section 9(B) of  
21 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
22 and prior to monies being placed in the state general fund, an amount equal to that  
23 deposited as required by Subparagraph (a) of this Paragraph shall be credited to a  
24 special fund **agency account to be retained for future appropriation as provided**  
25 **in this Section** hereby created in the state treasury to be known as the Administrative  
26 Fund **Account** of the Department of Insurance. The monies in this fund **account**  
27 shall be used solely as provided by Subparagraph (c) of this Paragraph and only in  
28 the amounts appropriated by the legislature. All unexpended and unencumbered  
29 monies in this fund **account** at the end of the fiscal year shall remain in such fund.  
30 The monies in this fund shall be invested by the state treasurer in the same manner

1 as monies in the state general fund and interest earned on the investment of these  
 2 monies shall be credited to this fund account. Funding deposited into the account  
 3 shall be considered fees and self-generated revenues and shall be available for  
 4 annual appropriations by the legislature.

5 (c) The monies in the Administrative Fund Account of the Department of  
 6 Insurance shall be used solely for the expenses in connection with the administration  
 7 and enforcement of the provisions of this Subpart.

8 \* \* \*

9 §1476. Assessments against insurers; dedications

10 A.

11 \* \* \*

12 (2) An In every year, an amount equal to ~~two and one-fourth hundredths of~~  
 13 ~~one percent of the gross direct premiums received in this state, in the preceding year;~~  
 14 ~~two and thirty-seven hundredths of one percent of the direct gross premiums received~~  
 15 ~~in this state, in the year 2001; and two and one-half hundredths of one percent of the~~  
 16 ~~direct gross premiums received in the state, in the year 2003 and every year~~  
 17 ~~thereafter~~ by insurers doing business in this state and subject to this Subpart, less  
 18 returned premiums shall be deposited by the commissioner of insurance with the  
 19 state treasurer to be credited to a special fund agency account, created in the state  
 20 treasury entitled the Municipal Fire and Police Civil Service Operating Fund  
 21 Account, hereinafter to be known as the "fund account". Subject to an annual  
 22 appropriation by the legislature pursuant to the provisions of R.S. 33:2480 and 2540,  
 23 monies in the fund account shall be used solely to support the operations of the  
 24 office of state examiner, Municipal Fire and Police Civil Service. Monies in the fund  
 25 account shall be invested by the treasurer in the same manner as monies in the state  
 26 general fund and interest earned on investment of these monies shall be credited to  
 27 the state general fund. All unexpended and unencumbered monies in the fund  
 28 account at the end of the fiscal year shall ~~revert to the state general fund~~ remain in  
 29 the account. Funding deposited into the account shall be considered fees and  
 30 self-generated revenues and shall be available for annual appropriations by the

1 legislature.

2 \* \* \*

3 Section 7. R.S. 23:1170(A), 1172(A), 1172.1(C), 1172.2(D), 1178(D), 1291.1(C)(1)  
4 and (E), 1310.3(E), 1310.13, and 1514(D)(5) are hereby amended and reenacted to read as  
5 follows:

6 §1170. Penalty for failure to secure workers' compensation insurance; assessment  
7 and collection

8 A. In addition to any other penalty prescribed by law, any employer who fails  
9 to secure compensation required by R.S. 23:1168 shall be liable for a civil penalty,  
10 to be assessed by the workers' compensation judge, of not more than two hundred  
11 fifty dollars per employee for a first offense, and liable for a civil penalty of not more  
12 than five hundred dollars per employee for a second or subsequent offense; however,  
13 the maximum civil penalty for a first offense shall not exceed ten thousand dollars  
14 for all related series of violations. All civil penalties collected shall be deposited in  
15 the Office of Workers' Compensation Administrative ~~Fund~~ Account established in  
16 R.S. 23:1291.1(E).

17 \* \* \*

18 §1172. Criminal penalties

19 A. Any employer who willfully fails to provide security for compensation  
20 required by R.S. 23:1168 shall be subject to a fine of up to two hundred fifty dollars  
21 per day that the employer willfully failed to provide security for compensation or  
22 imprisonment with or without hard labor for not more than one year, or both such  
23 fine and imprisonment. All fines collected shall be deposited in the Office of  
24 Workers' Compensation Administrative ~~Fund~~ Account established in R.S.  
25 23:1291.1(E) .

26 \* \* \*

27 §1172.1. Willful misrepresentation by employer; aid or abet; criminal penalties;  
28 civil immunity

29 \* \* \*

30 C. Whoever violates any provision of this Section shall be imprisoned, with

1 or without hard labor, for not less than one year nor more than ten years, or fined up  
2 to two hundred fifty dollars per day that the employer willfully failed to provide  
3 security for compensation, or both. All fines collected shall be deposited in the  
4 Office of Workers' Compensation Administrative ~~Fund~~ Account established in R.S.  
5 23:1291.1(E).

6 \* \* \*

7 §1172.2. Unlawful practices

8 \* \* \*

9 D. Whoever violates any provision of this Section shall be imprisoned, with  
10 or without hard labor, for not less than one year nor more than ten years, or fined up  
11 to two hundred fifty dollars per day that such person's violation of any provision of  
12 this Section resulted in failure to properly provide security for compensation, or  
13 both. All fines collected shall be deposited in the Office of Workers' Compensation  
14 Administrative ~~Fund~~ Account established in R.S. 23:1291.1(E).

15 \* \* \*

16 §1178. Cost containment meeting; incentive discount

17 \* \* \*

18 D. Any eligible employer who has been given notice of a cost containment  
19 meeting, and fails to attend shall be fined an amount ~~equalling~~ equaling two percent  
20 of the Louisiana workers' compensation premium for the succeeding policy year.  
21 The fine shall be payable to the executive director of the commission and shall be  
22 remitted to the state treasurer for deposit in the Office of Workers' Compensation  
23 Administrative ~~Fund~~ Account.

24 \* \* \*

25 §1291.1. Annual reports; assessment; collection

26 \* \* \*

27 C.(1) The director of the office of workers' compensation administration  
28 shall provide by regulation for the collection of the amounts assessed against each  
29 insurer and employer. Collection of funds under the provisions of this Subsection  
30 shall be accomplished by the office of workers' compensation administration, the

1 amount collected to be determined by the director. Such amounts shall be paid into  
2 the Office of Workers' Compensation Administrative ~~Fund~~ Account within thirty  
3 days from the date that notice is served upon such insurer or employer.

4 \* \* \*

5 E. There is hereby created and established in the state treasury a special ~~fund~~  
6 agency account, which shall be designated as the "Office of Worker's Compensation  
7 Administrative ~~Fund~~ Account". The ~~fund~~ account shall be maintained as a separate  
8 account in the treasury for the sole purpose of funding the administrative expenses  
9 of the office of worker's compensation administration of the Louisiana Workforce  
10 Commission as set forth in R.S. 23:1291 et seq. Funds shall be withdrawn therefrom  
11 only pursuant to legislative appropriation and shall be subject to budgetary control  
12 as provided by law. All remaining and unencumbered balances at the end of any  
13 fiscal year shall remain to the credit of the ~~fund~~ account and shall be used solely for  
14 the purpose stated in this Section. Funding deposited into the account shall be  
15 considered fees and self-generated revenues and shall be available for annual  
16 appropriations by the legislature.

17 \* \* \*

18 §1310.3. Initiation of claims; voluntary mediation; procedure

19 \* \* \*

20 E. If any party fails to appear at a mediation conference ordered by the judge  
21 or requested by the parties after proper notice, the workers' compensation judge upon  
22 request of a party may fine the delinquent party an amount not to exceed five  
23 hundred dollars, which shall be payable to the Office of Workers' Compensation  
24 Administrative ~~Fund~~ Account. In addition, the workers' compensation judge may  
25 assess against the party failing to attend costs and reasonable attorney fees incurred  
26 by any other party in connection with the conference. The penalties provided for in  
27 this Subsection shall be assessed by the workers' compensation judge only after a  
28 contradictory hearing which shall be held prior to the hearing on the merits of the  
29 dispute.

30 \* \* \*

1 §1310.13. Expenses of director; penalties imposed by Act; payment into special  
2 state treasury fund

3 All penalties imposed by the Worker's Compensation Act, except those  
4 specifically payable to claimants, or as otherwise specifically provided by law, shall  
5 be deposited into the Office of Worker's Compensation Administrative ~~Fund~~  
6 Account and used in those amounts appropriated by the legislature as provided for  
7 in R.S. 23:1291.1(E).

8 \* \* \*

9 §1514. Worker training fund; purpose; training programs; eligibility criteria;  
10 program administration

11 \* \* \*

12 D.

13 \* \* \*

14 (5) The administrator may annually set aside an amount up to ten percent of  
15 the amount appropriated to the fund by the state legislature for preemployment  
16 training in any year in which the legislature appropriates funds for training equal to  
17 or exceeding those funds appropriated in the previous year to the Rapid Response  
18 Fund created by R.S. 51:2361 or to the Louisiana Economic Development Fund  
19 created by R.S. 51:2315 to be used exclusively for the Louisiana FastStart  
20 Program. All preemployment training shall require an employer matching  
21 contribution of not more than fifty percent, and job placement outcomes at wage  
22 rates commensurate with training, as determined by the administrator pursuant to  
23 duly promulgated rules and regulations.

24 \* \* \*

25 Section 8. R.S. 24:653(N)(3) is hereby amended and reenacted to read as follows:

26 §653. Duties and functions

27 \* \* \*

28 N.

29 \* \* \*

30 (3) No later than September 1, 2017, and every ~~two years~~ year thereafter, the



1 committee shall provide for the dedicated fund review subcommittee.

2 \* \* \*

3 Section 9. R.S. 30:2004(11), 2014(B), (D)(4)(a) and the introductory paragraph of  
4 (b), 2015(A), (B), the introductory paragraph of (C), the introductory paragraph of (D), and  
5 (E), 2035(B)(1), 2054(B)(8), 2109(A) and (C), 2192(B)(4), 2195(B), (C), and (E),  
6 2195.2(A)(4), 2195.4(C)(1) and (2), 2195.5, 2205(A)(1), and 2552(A), (B), and (C) are  
7 hereby amended and reenacted and R.S. 30:2015(C)(8) is hereby enacted to read as follows:

8 §2004. Definitions

9 The following terms as used in this Subtitle, unless the context otherwise  
10 requires or unless redefined by a particular Chapter hereof, shall have the following  
11 meanings:

12 \* \* \*

13 (11) "Response ~~fund~~ **account**" means the Environmental Trust ~~Fund~~ **Account**  
14 created in R.S. 30:2015.

15 \* \* \*

16 §2014. Permits, licenses, registrations, variances, and fees

17 \* \* \*

18 B. In order to provide for adequate permitting, monitoring, investigation,  
19 administration, and other activities required for the maintenance of a healthful and  
20 safe environment, an initial fee and an annual monitoring and maintenance fee shall  
21 be charged for all permits, licenses, registrations, or variances authorized by this  
22 Subtitle. These fees shall be determined, except as otherwise provided in this Subtitle  
23 relative to maximum amounts of fees, using a formula developed by rules to be  
24 based upon a cost equal to the cost of the annual maintenance, permitting,  
25 monitoring, investigation, administration, and other activities required therewith,  
26 including any effects the volume of emissions or effluents may have on such  
27 activities. Any such formula or fees shall be adopted by the department by rule in  
28 accordance with the Administrative Procedure Act, R.S. 49:950 et seq. Funds  
29 generated from these fees shall be deposited in the Environmental Trust ~~Fund~~  
30 **Account** as provided in R.S. 30:2015.

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\* \* \*

D.

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(4)(a) In accordance with the provisions of Article VII, Section 2.1 of the Constitution of Louisiana, and notwithstanding any other provision of law, the Department of Environmental Quality may modify any fee that is in effect on June 30, 2002, is authorized by this Title, and is required to be deposited into the Environmental Trust ~~Fund~~ Account. Such a modification may increase the rate in effect on June 30, 2002, over the two-year fiscal period beginning July 1, 2002, as follows: the department may increase any such fee by a maximum of twenty percent, effective on or after July 1, 2002, and by a maximum of ten percent above the rate in effect on June 30, 2003, effective on or after July 1, 2003. Within ninety days of the promulgation and adoption of any regulation necessary to implement the fees herein, the Department of Environmental Quality shall submit a written report to the Joint Legislative Committee on the Budget for its approval which details the proposed use for the fee increase, efforts to decrease the processing time for permits, efforts to increase the number of inspections conducted at regulated facilities, enforcement activities, and efforts to increase the collection of fines imposed by the Department of Environmental Quality.

(b) Notwithstanding any other provision of law to the contrary, the Department of Environmental Quality may increase the following fees from the amounts in effect on March 14, 2015, as authorized by this Title or any rule or regulation promulgated pursuant thereto, and is required to be deposited into the Environmental Trust ~~Fund~~ Account as follows:

\* \* \*

§2015. Environmental Trust ~~Fund~~ Account

A. In order to fulfill the constitutional mandate of Article IX of the Louisiana Constitution to protect, conserve, and replenish the natural resources of the state, the legislature hereby declares that sufficient funds shall be available to the Department of Environmental Quality to fulfill that mandate. It is the intent of this Section to

1 insure that all funds generated by the department are used to fulfill and carry out its  
 2 powers, duties, and functions as provided by law.

3 B. There is hereby established a ~~fund~~ **an agency account** in the state treasury  
 4 to be known as the "Environmental Trust ~~Fund~~ **Account**", hereafter referred to as the  
 5 "~~trust fund~~ **account**", into which the state treasurer shall each fiscal year deposit the  
 6 revenues received from those sources provided for by Subsection C of this Section  
 7 and other sources as provided for by law after those revenues have been deposited  
 8 in the Bond Security and Redemption Fund. Out of the funds remaining in the Bond  
 9 Security and Redemption Fund after a sufficient amount is allocated from that fund  
 10 to pay all obligations secured by the full faith and credit of the state that become due  
 11 and payable within each fiscal year, the treasurer, prior to placing such funds in the  
 12 state general fund, shall pay into the trust ~~fund~~ **account** an amount equal to the  
 13 revenue generated from collection from those sources provided for by Subsection C  
 14 of this Section and other sources as provided for by law. No expenditures shall be  
 15 made from the trust ~~fund~~ **account** unless first appropriated by the legislature. ~~The~~  
 16 ~~monies in the trust fund shall be invested by the state treasurer in the same manner~~  
 17 ~~as monies in the state general fund. All interest earned on money from the fund and~~  
 18 ~~invested by the state treasurer shall be credited to the Environmental Trust Fund.~~ **All**  
 19 **unexpended and unencumbered monies in the account at the end of the fiscal**  
 20 **year shall remain in the account and be available for expenditure in the next**  
 21 **fiscal year. Funding deposited into the account shall be considered fees and self-**  
 22 **generated revenues and shall be available for annual appropriations by the**  
 23 **legislature.**

24 C. The Environmental Trust ~~Fund~~ **Account** shall consist of all revenues  
 25 generated from the following sources:

26 \* \* \*

27 **(8) All remaining and unencumbered balances of the Environmental**  
 28 **Trust Fund.**

29 D. The monies in the Environmental Trust ~~Fund~~ **Account** shall be used for  
 30 the following purposes:

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E. In any cases where monies from the trust ~~fund~~ **account** are expended, the attorney general shall institute a civil action to recover from the responsible persons all such monies expended from the trust ~~fund~~ **account**. If the secretary requests that the attorney general institute a civil action to recover monies expended from the trust ~~fund~~ **account** and the attorney general declines to institute such action or does not respond within sixty days of such request and agree to institute a civil action, an attorney from the department may, with the concurrence of the attorney general, institute a civil action to recover monies expended from the trust ~~fund~~ **account**. Any monies so recovered shall be paid into the trust ~~fund~~ **account**.

\* \* \*

§2035. Environmental Emergency Response Training Program

\* \* \*

B.(1) The chief of each eligible agency including any municipality or parish may apply to the department for allocation of funds from the Environmental Trust ~~Fund~~ **Account** to provide or secure the training authorized by this Section.

\* \* \*

§2054. Air quality control; secretary of environmental quality; powers and duties

\* \* \*

B. The secretary shall have the following powers and duties:

\* \* \*

(8) To establish and implement a program for the control and abatement of motor vehicle emissions in accordance with R.S. 30:2060 and other applicable state and federal laws, particularly the Clean Air Act as amended, but not to exceed the requirements provided in such act unless specifically authorized. Such program shall be applicable only in parishes and municipalities as necessary to comply with the requirements of the federal Clean Air Act or regulations promulgated by the United States Environmental Protection Agency. If such program includes the periodic inspection of motor vehicles, the frequency of performing such inspections shall be as allowed by federal law or regulations or by agreements with federal agencies.

1 During each calendar year, the secretary may exempt vehicles of that model year and  
 2 vehicles from prior model years from on-board diagnostic (OBD II) testing. The fees  
 3 due the department for this program pursuant to R.S. 32:1306(C)(3) shall be  
 4 deposited into the Environmental Trust Fund Account. ~~The inspection and~~  
 5 ~~maintenance of motor vehicles as required by this Paragraph shall begin on January~~  
 6 ~~1, 2000.~~

7 \* \* \*

8 §2109. Nuclear power facilities; emergency planning; findings

9 A. The legislature finds and declares that it is necessary that the secretary of  
 10 environmental quality be empowered upon a declaration of a state of disaster  
 11 emergency, as provided for in Subsection C of this Section, and which is related to  
 12 a source of radiation, to enter into contracts and agreements necessary to perform  
 13 duties assigned under any radiological response plan and to expend funds from the  
 14 Environmental Trust Fund Account for such purposes, according to the provisions  
 15 of R.S. 30:2015.

16 \* \* \*

17 C. Upon a declaration of a state of disaster emergency pursuant to and in  
 18 accordance with ~~R.S. 29:705 or R.S. 29:706~~ Chapter 6 of Title 29 of the Louisiana  
 19 Revised Statutes of 1950 related to a source of radiation, the secretary of the  
 20 Department of Environmental Quality is authorized to enter into any contracts or  
 21 agreements necessary to perform any duty or function required of the secretary in  
 22 any radiological response plan. The secretary is authorized to expend funds from the  
 23 Environmental Trust Fund Account in the performance of such duties in accordance  
 24 with the provisions of R.S. 30:2015.

25 \* \* \*

26 §2192. Treatment, storage, and disposal facilities

27 \* \* \*

28 B. The regulations at a minimum shall require:

29 \* \* \*

30 (4) A surety bond in favor of the state, a certificate of public liability

1 insurance, payments into the Environmental Trust ~~Fund~~ Account, other financial  
 2 assurance, or any combination thereof, sufficient to assure financial responsibility  
 3 for damages resulting from accidents or negligence, when corrective action is  
 4 required or as specified in the permit, and to assure closure and post-closure care,  
 5 said assurance to be consistent with the degree and duration of risks associated with  
 6 the treatment, storage, or disposal of the type of hazardous waste handled.

7 \* \* \*

8 §2195. Motor Fuels Underground Storage Tank Trust Fund

9 \* \* \*

10 B. There is hereby established a special custodial trust fund in the state  
 11 treasury to be known as the Motor Fuel Underground Storage Tank Trust Fund,  
 12 hereafter referred to as the "Tank Trust Fund", into which the state treasurer shall,  
 13 each fiscal year, deposit the revenues received from the collection of the fees as  
 14 established in R.S. 30:2195.3(A)(1)(a) and (B). The secretary is authorized pursuant  
 15 to Article VII, Section 9(A) of the Constitution of Louisiana and R.S. 30:2031 to  
 16 enter into an agreement with a private legal entity to receive and administer the Tank  
 17 Trust Fund for the purpose of providing financial responsibility for underground  
 18 motor fuel storage tanks. On an annual basis, all owners of registered tanks shall  
 19 remit to the department a tank registration fee of sixty dollars for each tank. The  
 20 revenue from the tank registration fees shall be deposited directly into the  
 21 Environmental Trust ~~Fund~~ Account as provided by R.S. 30:2015 and utilized for  
 22 underground storage tank activities only, and any deviation from the aforesaid shall  
 23 be documented and reported to the House Committee on Natural Resources and  
 24 Environment and the Senate Committee on Environmental Quality. Revenues  
 25 received from annual maintenance and monitoring fees, other than those established  
 26 in R.S. 30:2195.3(B), shall be deposited into the Environmental Trust ~~Fund~~ Account.  
 27 The department shall promulgate rules and regulations for the implementation of this  
 28 Section in accordance with the Administrative Procedure Act, R.S. 49:950 et seq.

29 C. Monies so deposited in the Environmental Trust ~~Fund~~ Account shall be  
 30 used to defray the cost to the state of administering the underground storage tank

1 program and the cost of investigation, testing, containment, control, and cleanup of  
 2 releases from underground storage tanks containing regulated substances. Only  
 3 monies recovered pursuant to R.S. 30:2195.2(A)(2) and deposited in the Tank Trust  
 4 Fund may be used for the loans authorized by R.S. 30:2195.12(E). These monies  
 5 shall also be used to provide money or services as the state share of matching funds  
 6 for federal grants involving underground storage tanks. At the end of each fiscal  
 7 year, all monies that were deposited into the Environmental Trust Fund Account  
 8 from the fees established in R.S. 30:2195.3(A)(1)(a) and (B) which remain unspent,  
 9 including all accrued interest, shall be transferred to the Tank Trust Fund.

10 \* \* \*

11 E. Annually, the department shall prepare a report for the House Committee  
 12 on Natural Resources and Environment and the Senate Committee on Environmental  
 13 Quality of all disbursements of monies from the Tank Trust Fund and the  
 14 Environmental Trust Fund Account. The report shall include all loans made from the  
 15 Tank Trust Fund, the number of sites actively seeking reimbursement from the Tank  
 16 Trust Fund as of June thirtieth of each year, the number of sites deemed eligible for  
 17 the Tank Trust Fund during the previous fiscal year, and the number of sites that  
 18 have been granted "No Further Action", and the department has received the last  
 19 application for reimbursement during the previous fiscal year. Regarding  
 20 disbursements from the Tank Trust Fund as provided by R.S. 30:2195.2, the report  
 21 shall include a list of all reimbursements, all pending reimbursements, the date the  
 22 application was made for reimbursement, and the date reimbursement was made by  
 23 the department. The report shall be delivered to the respective legislative committees  
 24 no later than March first of each year.

25 \* \* \*

26 §2195.2. Uses of the Tank Trust Fund

27 A. The department shall administer the Tank Trust Fund and shall make  
 28 disbursements from the fund for all necessary and appropriate expenditures. Pursuant  
 29 to the authorization in R.S. 30:2195, the secretary of the Department of  
 30 Environmental Quality shall use the Tank Trust Fund as follows:

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\* \* \*

(4) The Environmental Trust ~~Fund~~ Account may be used to reimburse or pay for any costs associated with the review of applications for reimbursement from the trust, legal fees associated with the collection of costs from parties who are not eligible participants, audits of the Tank Trust Fund and bulk operators, and accounting and reporting of the uses of the trust. The Environmental Trust ~~Fund~~ Account will also reimburse the Department of Environmental Quality for costs associated with administering the underground storage tank program in accordance with R.S. 30:2195(C) up to the amount appropriated pursuant to R.S. 30:2195(B).

\* \* \*

§2195.4. Procedures for disbursements from the Tank Trust Fund

\* \* \*

C.(1) For any month during which the collection of fees assessed pursuant to R.S. 30:2195.3 is suspended, the treasurer shall transfer an amount equal to twenty percent of the average monthly fee amount collected according to the schedule specified in R.S. 30:2195.3(A)(1) from the trust into the Environmental Trust ~~Fund~~ Account for use as provided by R.S. ~~30:2195.3(A)(9)~~ 30:2015.

(2) If the secretary determines that the funds deposited on a monthly basis into the Environmental Trust ~~Fund~~ Account pursuant to R.S. 30:2195(B) are insufficient relative to the legislatively approved fiscal appropriation for the department during a given year, the secretary may order the treasurer to transfer from the Tank Trust Fund to the Environmental Trust ~~Fund~~ Account only that amount necessary to reach the authorized ceiling.

§2195.5. Audits

An annual independent audit of the Tank Trust Fund shall be conducted. Such funds as are necessary to perform the audit shall be authorized from the Tank Trust Fund. The secretary shall authorize funding from the Environmental Trust ~~Fund~~ Account, R.S. 30:2015, for the purpose of auditing bulk operators regarding the remittance of motor fuel delivery fees.

\* \* \*



1 §2205. Hazardous Waste Site Cleanup Fund

2 A.(1) All sums recovered through judgments, settlements, assessments of  
 3 civil or criminal penalties, funds recovered by suit or settlement from potentially  
 4 responsible parties for active or abandoned site remediation or cleanup, or otherwise  
 5 under this Subtitle, or other applicable law, each fiscal year for violation of this  
 6 Subtitle, shall be paid into the state treasury and shall be credited to the Bond  
 7 Security and Redemption Fund. After a sufficient amount is allocated from that fund  
 8 to pay all obligations secured by the full faith and credit of the state which become  
 9 due and payable within any fiscal year, the treasurer, prior to placing such remaining  
 10 funds in the state general fund, shall pay into a special fund, which is hereby created  
 11 in the state treasury and designated as the "Hazardous Waste Site Cleanup Fund", all  
 12 of those funds generated by the hazardous waste tax under the provisions of Chapter  
 13 7-A of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950 and the sums  
 14 recovered through all judgments, settlements, assessments of civil or criminal  
 15 penalties, fees and oversight costs received from potentially responsible parties for  
 16 the department's work in overseeing of assessment and remediation at inactive or  
 17 abandoned sites, funds recovered by suit or settlement from potentially responsible  
 18 parties for active or abandoned site remediation or cleanup, or otherwise, for  
 19 violation of this Subtitle, except as provided in R.S. 30:2025 and 2198; however, the  
 20 balance in the fund shall not exceed six million dollars at any time and upon the  
 21 accumulation of six million dollars in the fund, the treasurer shall pay all remaining  
 22 sums provided for in this Subsection into the Environmental Trust Fund Account,  
 23 R.S. 30:2015.

24 \* \* \*

25 §2552. ~~Brownfields Cleanup Revolving Loan Fund Program~~; authority Authority

26 to make loans and grants; incur debt; tax exemption

27 A. Any political subdivision, public trust, quasi governmental organization,  
 28 or eligible nonprofit or private entity, ~~except as provided in R.S. 30:2551(C)~~ other  
 29 than a responsible person, is hereby authorized to make loans from and incur debt  
 30 payable to the department in accordance with the provisions of this Section. The

1 making of a loan ~~from the Brownfields Cleanup Revolving Loan Fund~~ and the  
2 issuance of debt evidencing such loan by any political subdivision, eligible nonprofit  
3 organization, or eligible private entity shall be approved by the State Bond  
4 Commission. This Section shall not be deemed to be the exclusive authority under  
5 which a political subdivision, eligible nonprofit organization, or eligible private  
6 entity may borrow money from or incur indebtedness to the department. ~~The~~  
7 ~~department shall aggressively pursue leveraging of all funds to the maximum amount~~  
8 ~~allowable by law.~~

9 B. All bonds, notes, or other evidence of indebtedness of any political  
10 subdivision, public trust, quasi governmental organization, or eligible nonprofit or  
11 private entity issued to represent a loan from the department ~~or the fund~~ shall be  
12 authorized and issued pursuant to a resolution of the governing authority of such  
13 entity, which resolution shall prescribe the form and details thereof, including the  
14 terms, security for, manner of execution, repayment schedule, and redemption  
15 features thereof, and such resolution may provide that an officer of such entity may  
16 execute in connection with such obligation any related contract, including but not  
17 limited to a credit enhancement device, indenture of trust, loan agreement, pledge  
18 agreement, or other agreement or contract needed to accomplish the purposes for  
19 which ~~said~~ **the** evidence of indebtedness is given, in substantially the form attached  
20 to said resolution, but which final executed credit enhancement device, indenture of  
21 trust, loan agreement, pledge, or other contract or agreement may contain such  
22 changes, additions, and deletions as shall in the sole opinion of the executing officer  
23 be appropriate under the circumstances. Any such resolution shall include a  
24 statement as to the maximum principal amount of any such obligation, the maximum  
25 interest rate to be incurred or borne by ~~said~~ **the** obligation or guaranteed by ~~said~~ **the**  
26 obligation, the maximum redemption premium, if any, and the maximum term in  
27 years for such obligation, guarantee, or pledge.

28 C. Notwithstanding any other provision of law to the contrary, a political  
29 subdivision, public trust, quasi governmental organization, or eligible nonprofit  
30 entity, upon entering into a loan ~~in accordance with the fund as provided in R.S.~~

1           ~~30:2551~~, may dedicate and pledge a portion of any revenues it has available to it,  
 2           including but not limited to revenues from the general revenue fund, sales taxes,  
 3           assessments, or property taxes of the political subdivision, for a term not exceeding  
 4           twenty years from the date of project completion for repayment of the principal of,  
 5           interest on, and any premium, administrative fee, or other fee, or cost imposed by the  
 6           department in connection with such loan.

7   \*           \*           \*

8           Section 10. R.S. 32:202, 402.3(I), and 412(C)(2) are hereby amended and reenacted  
 9   to read as follows:

10           §202. Louisiana Bicycle and Pedestrian Safety Fund Account

11                           A. There is hereby created, as a special ~~fund~~ account in the state treasury, the  
 12           Louisiana Bicycle and Pedestrian Safety Fund Account, ~~hereinafter to be~~ referred  
 13           to as the "~~fund~~" account. The source of monies for the ~~fund~~ account shall be that  
 14           portion of the monies derived from fees imposed and dedicated to the ~~fund~~ account  
 15           pursuant to the provisions of R.S. 47:463.148, and grants, gifts, and donations and  
 16           any other monies received by the state for the purposes of bicycle and pedestrian  
 17           safety and which are appropriated to the ~~fund~~ account.

18                           B. After compliance with the requirements of Article VII, Section 9(B) of the  
 19           Constitution of Louisiana, relative to the Bond Security and Redemption Fund, an  
 20           amount equal to that deposited into the state treasury from the foregoing sources  
 21           shall be deposited in and credited to ~~the fund~~. ~~The monies in the fund shall be~~  
 22           ~~invested by the treasurer in the same manner as the state general fund, and interest~~  
 23           ~~earnings shall be deposited into the fund. All unexpended and unencumbered monies~~  
 24           ~~remaining in the fund at the end of each fiscal year shall remain in the fund a special~~  
 25           agency account. Funding deposited into the account shall be considered fees  
 26           and self-generated revenues and shall be available for annual appropriations by  
 27           the legislature.

28                           C. Monies in the ~~fund~~ account shall be subject to annual appropriation by the  
 29           legislature for use by the Department of Transportation and Development. The  
 30           monies in the ~~fund~~ account shall be allocated and disbursed by the secretary of the

1 Department of Transportation and Development and used solely for bicycle and  
2 pedestrian safety.

3 \* \* \*

4 §402.3. Motorcycle Safety, Awareness, and Operator Training Program; ~~fund~~  
5 account

6 \* \* \*

7 I. The Motorcycle Safety, Awareness, and Operator Training Program ~~Fund~~  
8 Account, provided for in R.S. 32:412(C)(2) shall continue to fund the operator  
9 training, instructor training, and motorcycle safety and awareness programs under  
10 the operation of the Department of Public Safety and Corrections.

11 \* \* \*

12 §412. Amount of fees; credit or refund; duration of license; veteran designation;  
13 disabled veteran designation; university logo; "I'm a Cajun"  
14 designation; needs accommodation designation; disbursement of  
15 funds; renewal by mail or electronic commerce of Class "D" or "E"  
16 drivers' licenses; disposition of certain fees; exception

17 \* \* \*

18 C.

19 \* \* \*

20 (2) Notwithstanding any provisions of law to the contrary and subject to the  
21 exceptions contained in Article VII, Section 9(A) of the Constitution of Louisiana,  
22 the amount of seven dollars and fifty cents from the fee for a motorcycle or motor  
23 scooter endorsement to a basic license, or the amount of three dollars from the fee  
24 if the motorcycle endorsement for any person is to a license that is valid for only less  
25 than six years shall be credited to the Bond Security and Redemption Fund. After a  
26 sufficient amount is allocated from that fund to pay all obligations secured by the full  
27 faith and credit of the state which become due and payable within any fiscal years,  
28 the treasurer shall pay an amount equal to the fees paid into the Bond Security and  
29 Redemption Fund pursuant to this Paragraph into a special ~~fund~~ agency account  
30 which is hereby created in the state treasury and designated as the "Motorcycle

1 Safety, Awareness, and Operator Training Program ~~Fund~~ **Account**", hereinafter **to**  
 2 **be** referred to as the "~~fund~~ **account**". The monies credited to the ~~fund~~ **account** shall  
 3 be used solely for operator training, instructor training, and motorcycle safety and  
 4 awareness programs. Any unexpended and unencumbered monies remaining to the  
 5 credit of the ~~fund~~ **account** on June thirtieth of each year, after all appropriations of  
 6 the preceding fiscal year have been made, shall revert to the state general fund. The  
 7 monies in the ~~fund~~ **account** shall be expended solely from year to year as  
 8 appropriated by the legislature for the purposes of motorcycle safety and awareness  
 9 and operator training. Any amounts earned through investment of the monies in the  
 10 ~~fund~~ **account** shall revert to the state general fund. **Funding deposited into the**  
 11 **account shall be considered fees and self-generated revenues and shall be**  
 12 **available for annual appropriations by the legislature.**

13 \* \* \*

14 Section 11. R.S. 39:82(A) and 352 are hereby amended and reenacted to read as  
 15 follows:

16 §82. Remission of cash balances to the state treasurer; authorized withdrawals of  
 17 state monies after the close of the fiscal year; reports

18 A. All cash balances occurring from appropriations made by legislative act  
 19 or by the Interim Emergency Board regardless of date of passage to any state agency  
 20 for which no bona fide liability exists on the last day of each fiscal year shall be  
 21 remitted to the state treasurer by the fifteenth day following the last day of the fiscal  
 22 year. Any appropriations including those made by the Interim Emergency Board of  
 23 the preceding fiscal year remaining at the end of the fiscal year against which bona  
 24 fide liabilities existed as of the last day of the fiscal year may be withdrawn from the  
 25 state treasury during the forty-five day period after the last day of the fiscal year only  
 26 as such liabilities come due for payment. ~~Prior to placing monies associated with~~  
 27 ~~such unexpended appropriations into the state general fund, the state treasurer shall~~  
 28 ~~transfer all cash balances identified and reported by the commissioner of~~  
 29 ~~administration as being from unexpended and unencumbered state general fund~~  
 30 ~~(direct) and Overcollections Fund appropriations for professional, personal, and~~

1 consulting service contracts not approved by the Joint Legislative Committee on the  
 2 Budget as provided in R.S. 39:1590 and remaining at the end of each fiscal year for  
 3 deposit in and credit to the Higher Education Financing Fund as are necessary to  
 4 satisfy the requirements of R.S. 39:100.146, and then shall make deposits to the  
 5 Payments Towards the UAL Fund as are necessary to satisfy the requirements of  
 6 R.S. 39:100.11.

7 \* \* \*

8 §352. Cancellation of unexpended portions of appropriations; exceptions

9 Whenever any specific appropriation is made to meet any item of expenditure  
 10 which occurs annually by provision of law or for contingent expense, and any  
 11 portion of it remains unexpended at the end of the year for which the specific  
 12 appropriation was made, after all legal claims against it for the year have been paid,  
 13 the commissioner of administration shall cancel any balance of the appropriation,  
 14 and each succeeding year he shall open a new account for the appropriation which  
 15 may be made for that particular year, without carrying forward any unexpended  
 16 balance of appropriation made for any previous year. This provision shall not apply  
 17 to appropriations made to pay the debt of the state, principal and interest. ~~Prior to~~  
 18 ~~placing monies associated with such unexpended appropriations into the state general~~  
 19 ~~fund, the state treasurer shall transfer all cash balances identified and reported by the~~  
 20 ~~commissioner of administration as being from unexpended and unencumbered state~~  
 21 ~~general fund (direct) and Overcollections Fund appropriations for professional,~~  
 22 ~~personal, and consulting service contracts not approved by the Joint Legislative~~  
 23 ~~Committee on the Budget as provided in R.S. 39:1590 remaining at the end of each~~  
 24 ~~fiscal year for deposit in and credit to the Higher Education Financing Fund as is~~  
 25 ~~necessary to satisfy the requirements of R.S. 39:100.146 and then shall make~~  
 26 ~~deposits to the Payments Towards the UAL Fund as are necessary to satisfy the~~  
 27 ~~requirements of R.S. 39:100.11.~~

28 \* \* \*

29 Section 12. R.S. 39:91(B) and 100.136 are hereby amended and reenacted to read  
 30 as follows:

1 §91. Deepwater Horizon Economic Damages Collection Fund

2 \* \* \*

3 B. All economic damages proceeds from the DWH litigation in excess of the  
4 first two hundred million dollars deposited in the Fiscal Year 2015-2016 Deficit  
5 Elimination Fund shall be deposited by the treasurer as follows:

6 (1) Forty-five percent of each such receipt of economic damages proceeds to  
7 the Budget Stabilization Fund until that fund reaches the amount statutorily  
8 mandated by R.S. 39:94.

9 (2) Forty-five percent of each such receipt of economic damages proceeds  
10 to the Medicaid Trust Fund for the Elderly provided for in R.S. 46:2691 until an  
11 amount not to exceed seven hundred million dollars has been deposited into such  
12 fund.

13 (3) ~~Ten percent~~ **The balance** of each such receipt of economic damages  
14 proceeds to the ~~Health Trust Fund provided for in R.S. 46:2731 until an amount not~~  
15 ~~to exceed thirty million dollars has been deposited into such fund~~ **state general**  
16 **fund.**

17 \* \* \*

18 §100.136. ~~Specialized Educational Institutions Support~~ **Unfunded Accrued**  
19 **Liability** Fund

20 A. There is hereby established in the state treasury a special fund to be known  
21 as the "Unfunded Accrued Liability and ~~Specialized Educational Institutions Support~~  
22 Fund", hereinafter referred to as "fund". ~~The fund shall be composed of two~~  
23 ~~accounts: the UAL Account and the Specialized Educational Institutions Account.~~  
24 The source of monies for the fund shall be those state revenues deposited into the  
25 fund pursuant to the requirements of R.S. 47:6351. Monies in the fund shall be  
26 invested in the same manner as those in the state general fund. Monies remaining in  
27 the fund at the end of the fiscal year shall ~~be deposited into the UAL Account~~  
28 **remain in the fund.**

29 B. Monies in the fund shall be available for appropriation exclusively for ~~(+)~~  
30 payments against the unfunded accrued liability of the public retirement systems

1 which are in addition to any payments required for the annual amortization of the  
 2 unfunded accrued liability of the public retirement systems, as required by Article  
 3 X, Section 29(E)(2)(c) of the Constitution of Louisiana; however, any such payments  
 4 to the public retirement systems shall not be used, directly or indirectly, to fund  
 5 cost-of-living increases for such systems ~~and (2) the support of operations of the~~  
 6 ~~Louisiana Cancer Research Center of L.S.U. Health Sciences Center in New~~  
 7 ~~Orleans/Tulane Health Sciences Center, the Feist-Weiller Cancer Center of LSU~~  
 8 ~~Health Sciences Center - Shreveport, the Pennington Biomedical Research Center,~~  
 9 ~~the Louisiana State University Agricultural Center, and the Southern University~~  
 10 ~~Agricultural Research and Extension Center. Monies appropriated from the fund~~  
 11 ~~shall not be used in any fiscal year to displace, replace, or supplant state general fund~~  
 12 ~~support for these agencies.~~

13 C.(1) ~~Appropriations from the Specialized Educational Institutions Account~~  
 14 ~~in any fiscal year shall be allocated as provided in this Paragraph; however, in the~~  
 15 ~~event that the amount available for appropriation in any fiscal year is insufficient to~~  
 16 ~~provide for such allocations, the amounts allocated shall be reduced proportionately.~~

17 (a) ~~Five Million Dollars for the Louisiana Cancer Research Center of L.S.U.~~  
 18 ~~Health Sciences Center in New Orleans/Tulane Health Sciences Center.~~

19 (b) ~~Five Million Dollars for the Feist-Weiller Cancer Center of LSU Health~~  
 20 ~~Sciences Center - Shreveport.~~

21 (c) ~~Ten Million Dollars for the Louisiana State University Agricultural~~  
 22 ~~Center.~~

23 (d) ~~Five Million Dollars for the Pennington Biomedical Research Center.~~

24 (e) ~~Five Million Dollars for the Southern University Agricultural Research~~  
 25 ~~and Extension Center.~~

26 (2) Appropriations from the UAL Account shall be exclusively for additional  
 27 payments against the unfunded accrued liability of the public retirement systems as  
 28 provided in Subsection B of this Section.

29 Section 13. R.S. 40:1135.10 is hereby amended and reenacted to read as follows:

30 §1135.10. Emergency medical technician fund **account**



1           A. There is hereby established a special ~~fund~~ **account** in the state treasury to  
 2 be known as the Emergency Medical Technician ~~Fund~~ **Account**, hereafter referred  
 3 to as "~~fund~~ **account**", which shall consist of monies generated by the fees collected  
 4 from the purchase of prestige license plates for certified emergency medical  
 5 technicians as provided in R.S. 47:463.47. In addition, the legislature may make  
 6 annual appropriations to the ~~fund~~ **account** for the purposes set forth in this Section.

7           B. All monies collected pursuant to R.S. 47:463.47 shall be deposited in the  
 8 Bond Security and Redemption Fund as required by Article VII, Section 9(B) of the  
 9 Constitution of Louisiana and thereafter shall be credited to ~~the fund~~ **a special**  
 10 **agency account. Funding deposited into the account shall be considered fees**  
 11 **and self-generated revenues and shall be available for annual appropriations by**  
 12 **the legislature.**

13           C. The monies in the ~~fund~~ **account** shall be appropriated to the Louisiana  
 14 Department of Health solely for purchasing equipment for the testing of applicants  
 15 for certification as an emergency medical technician and to cover other testing-  
 16 related costs. All unexpended and unencumbered monies remaining in the ~~fund~~  
 17 **account** at the close of each fiscal year shall remain in the ~~fund~~ **account**. ~~Monies in~~  
 18 ~~the fund shall be invested by the state treasurer in the same manner as monies in the~~  
 19 ~~state general fund. All interest earned from the investment of monies in the fund~~  
 20 ~~shall be deposited and remain to the credit of the fund.~~

21 Section 14. R.S. 46:1301(A)(1) is hereby amended and reenacted to read as follows:

22 §1301. Services to autistic persons; center of excellence for autism spectrum  
 23 disorder; responsibility

24           A. The Louisiana Department of Health shall be responsible for providing  
 25 services to autistic persons, with the exception of those delineated by Part I of  
 26 Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950 and provided for by  
 27 the Department of Education or the local school board or otherwise mandated by law  
 28 to be provided by the Department of Education or the local school board. The  
 29 Louisiana Department of Health shall be responsible for:

30           (1) The establishment of a center of excellence for autism spectrum disorder

1 within the office for citizens with developmental disabilities. This center may be  
 2 operated by the office through formal agreements with the Department of Education  
 3 and other appropriate public and private agencies including but not limited to  
 4 Louisiana State University Health Sciences Center-New Orleans, Louisiana State  
 5 University Health Sciences Center-Shreveport, and St. Mary's Residential Training  
 6 School in Alexandria, or others. ~~Upon the creation of a special fund by the~~  
 7 ~~legislature, the center is empowered to receive by gift, grant, donation, or otherwise~~  
 8 ~~any sum of money, property, aid, or assistance from any person, firm, or corporation.~~  
 9 This center should be the core of activities providing services to autistic citizens  
 10 including but not limited to early diagnosis and intervention and individualized  
 11 programs involving school, home, and community throughout the life span of autistic  
 12 citizens. The center shall give assistance to private and public agencies providing  
 13 services to autistic citizens and their families. The center shall become a resource  
 14 and training facility for educators and others charged with educating autistic citizens.  
 15 The center, as well as any facilities constructed as a part of the center upon the  
 16 appropriation of funds, shall be located in Caddo Parish.

17 \* \* \*

18 Section 15. R.S. 47:318(D), 463.48(D), 463.60(F), 463.148(E), 463.167(E), 6351(G),  
 19 and 7019.2(B)(1) are hereby amended and reenacted to read as follows:

20 §318. Disposition of collections

21 \* \* \*

22 D. After satisfying the requirements of Subsection B of this Section, the  
 23 remaining portion of the amount determined pursuant to Subsection A of this Section  
 24 shall be deposited in the Louisiana Economic Development Fund created by R.S.  
 25 51:2315 **dedicated exclusively to the Louisiana FastStart Program.**

26 \* \* \*

27 §463.48. Special prestige license plates; emergency medical technicians

28 \* \* \*

29 D. The department shall collect the fee for the special license plates and  
 30 forward twenty-four dollars to the state treasurer for deposit into the Emergency

1 Medical Technician Fund Account created by the provisions of R.S. ~~40:1236.5~~  
2 40:1135.10. The remaining portion of the fee shall be retained by the department to  
3 offset administrative costs.

4 \* \* \*

5 §463.60. Special prestige license plates; "Animal Friendly" prestige license plate;  
6 animal population control; ~~Pet Overpopulation Fund~~

7 \* \* \*

8 F. Any veterinarian licensed in this state, veterinary hospital, or organization  
9 qualified as a tax-exempt organization under Section 501(c)(3) of the Internal  
10 Revenue Code of 1954, as amended, may apply for grants from the state general  
11 fund, on an application approved by the Pet Overpopulation Advisory Council.  
12 Grants shall be distributed solely for purposes of providing low-cost pet sterilizations  
13 by licensed veterinarians.

14 \* \* \*

15 §463.148. Special prestige license plate; "Share the Road"

16 \* \* \*

17 E. The monies received from the additional twenty-five-dollar fee shall be  
18 deposited into the Louisiana Bicycle and Pedestrian Safety Fund Account, R.S.  
19 32:202, for use by the Department of Transportation and Development for the sole  
20 purpose of promoting bicycle and pedestrian safety.

21 \* \* \*

22 §463.167. Special prestige license plates; "Hunters for the Hungry Louisiana"

23 \* \* \*

24 E. The annual royalty fee collected by the department shall be forwarded to  
25 the Wildlife and Fisheries Conservation Fund special account known as the "Hunters  
26 for the Hungry Escrow Account". No more than ten percent of the monies in the  
27 escrow account shall be used for administrative costs. The balance shall be used  
28 solely by Hunters for the Hungry Louisiana to pay for the processing and distribution  
29 of meats, when such meats shall be used by a nonprofit entity or charitable  
30 organization in food or meal distribution at no cost to an individual pursuant to R.S.

1 56:644.

2 \* \* \*

3 §6351. Rebates; contracts for certain state sales and use tax rebates

4 \* \* \*

5 G. Disposition of collections resulting from new taxable sales.

6 The state sales tax revenues generated as a result of the activities of  
7 purchasing companies pursuant to this Section which are deposited into the state  
8 general fund shall thereafter be disbursed during each fiscal year in the following  
9 order of priority:

10 (1) The payment of rebates to procurement processing companies by the  
11 secretary of the Department of Revenue in accordance with the provisions of a  
12 contract, which payments shall be made from current sales tax collections pursuant  
13 to Paragraph (D)(1) of this Section.

14 (2) Retention by the department of amounts necessary to provide for the  
15 expenses of the department pursuant to the provisions of Subsection F of this  
16 Section.

17 ~~(3) Of the monies remaining after satisfaction of the requirements of~~  
18 ~~Paragraphs (1) and (2) of this Subsection as determined by the secretary pursuant to~~  
19 ~~Subsection H of this Section, the state treasurer is hereby authorized and directed to~~  
20 ~~transfer the amount of thirty million dollars, or as much thereof as is available, from~~  
21 ~~the state general fund to the Unfunded Accrued Liability and Specialized~~  
22 ~~Educational Institutions Support Fund-Specialized Educational Institutions Account,~~  
23 ~~which is established pursuant to R.S. 39:100.136. Each fiscal year, the transfer shall~~  
24 ~~occur as soon as is practicable, upon notification by the secretary of the Department~~  
25 ~~of Revenue that revenues sufficient to provide for this distribution have been~~  
26 ~~deposited into the treasury.~~

27 (4) Of the monies remaining after satisfaction of the requirements of  
28 Paragraphs (1) ~~through (3)~~ **and (2)** of this Subsection as determined by the secretary  
29 pursuant to Subsection H of this Section, the state treasurer is hereby authorized and  
30 directed to transfer from the state general fund to the Unfunded Accrued Liability

1 ~~and Specialized Educational Institutions Support Fund-UAL Account~~ **Fund** an  
2 amount equal to ten percent of the total remaining state sales tax revenues collected  
3 in and attributable to that fiscal year as a result of the activities of purchasing  
4 companies. The transfer shall occur no later than August tenth of each year.

5 \* \* \*

6 §7019.2. Collection of tolls, fees, and charges on Crescent City Connection Bridge;  
7 amnesty program; refunds

8 \* \* \*

9 B.(1) The state treasurer, as administrator of the Uniform Unclaimed Property  
10 Act, shall establish a program to refund monies collected during the amnesty period  
11 for a toll violation from any person who satisfies one of the circumstances provided  
12 in Subsection A of this Section and who contacts the state treasurer for a refund and  
13 provides the state treasurer with sufficient proof of the payment made that satisfied  
14 the circumstances of Subsection A of this Section. ~~Any refund payment shall be~~  
15 ~~made by the treasurer from the Crescent City Amnesty Refund Fund as provided in~~  
16 ~~R.S. 9:154.3.~~

17 \* \* \*

18 Section 16. R.S. 49:259(D), 308.3(B)(7) and (D), and 308.5(B)(3) and (4) are hereby  
19 amended and reenacted to read as follows:

20 §259. Department of Justice Legal Support Fund

21 \* \* \*

22 D. Notwithstanding the provisions of Subsection A of this Section, no  
23 proceeds shall be deposited into the fund from court-awarded judgments and  
24 settlements involving the Department of Natural Resources as specified in R.S.  
25 30:136.3(B)(1), nor any judgments, settlements, or recoveries which are designated  
26 for credit to the Hazardous Waste Site Cleanup Fund, the Environmental Trust ~~Fund~~  
27 **Account**, or any other funds administered by the Department of Environmental  
28 Quality under the Environmental Quality Act. Notwithstanding the provisions of  
29 Subsection A of this Section, no proceeds shall be deposited into the fund from  
30 court-awarded judgments and settlements involving the Department of

1 Transportation and Development. Notwithstanding the provisions of Subsection A  
2 of this Section, no proceeds shall be deposited into the fund from judgments,  
3 settlements, or recoveries arising from the DWH litigation, including but not limited  
4 to litigation expenses, assessment costs, court costs or attorney fees.

5 \* \* \*

6 §308.3. Special funds and dedication of money

7 \* \* \*

8 B. This Section shall not apply to or affect the laws which dedicate or  
9 otherwise provide for the use of the following money or the laws which provide for  
10 the following special funds in the state treasury:

11 \* \* \*

12 (7) The Hazardous Waste Site Cleanup Fund created and maintained pursuant  
13 to R.S. 30:2205 and the Environmental Trust Fund Account created and maintained  
14 pursuant to R.S. 30:2015.

15 \* \* \*

16 D. This Section shall not apply to the Motorcycle Safety, Awareness, and  
17 Operator Training Program Fund Account as provided in R.S. 32:412(C)(2), the  
18 Proprietary School Student Protection Fund as provided for in R.S. 17:3141.16.

19 \* \* \*

20 §308.5. Legislative review and recommendation on special funds and dedication of  
21 money

22 \* \* \*

23 B.

24 \* \* \*

25 (3)(a) No later than October 1, 2017, and every ~~two years~~ year thereafter, the  
26 division of administration shall submit a plan of special funds and dedications to the  
27 Joint Legislative Committee on the Budget that specifies at least fifty percent of the  
28 special dedicated funds in law as of the date of the submission of the plan. The Joint  
29 Legislative Committee on the Budget shall review the plan and may add special  
30 funds to the plan submitted by the division of administration prior to approval by the

1 committee.

2 (b) The Joint Legislative Committee on the Budget shall ensure that after two  
3 consecutive plans have been approved, all special funds established by law on the  
4 date of the submission of the second consecutive plan will have been approved in a  
5 plan at least once in the previous ~~four~~ two years.

6 (4) Once the plan for review of special funds is approved by the Joint  
7 Legislative Committee on the Budget, the Dedicated Fund Review Subcommittee of  
8 the Joint Legislative Committee on the Budget, hereinafter referred to as "the  
9 subcommittee", shall conduct a review of the special funds and dedications specified  
10 in each such plan, resulting in a recommendation for each specified fund in the plan.  
11 ~~The subcommittee shall meet only on a day in which the Joint Legislative Committee~~  
12 ~~on the Budget is scheduled to convene.~~

13 \* \* \*

14 Section 17. R.S. 51:2315 is hereby amended and reenacted to read as follows:

15 §2315. Louisiana Economic Development Fund

16 A. There is hereby established within the state treasury a fund to be known  
17 as the "Louisiana Economic Development Fund". All monies received by the  
18 corporation shall be deposited to the account of the Louisiana Economic  
19 Development Fund. Monies received by the corporation pursuant to R.S.  
20 47:318(A) shall be used solely for the Louisiana FastStart Program.

21 ~~B.(1) The legislature may appropriate monies for the benefit of the programs~~  
22 ~~administered by the corporation to the Louisiana Economic Development Fund. The~~  
23 ~~monies in such fund shall be used to accomplish the purposes of this Chapter.~~

24 ~~(2) All monies received or appropriated to such fund shall remain in the fund~~  
25 ~~and shall not be returned to the state general fund at the end of any fiscal year.~~

26 C.(1) The monies in the Louisiana Economic Development Fund shall be  
27 invested by the treasurer in the same manner as monies in the state general fund.

28 (2) All interest earned on monies from ~~such~~ the fund so invested by the state  
29 treasurer shall be deposited in the Louisiana Economic Development Fund.

30 \* \* \*

1 Section 18. R.S. 56:10(B)(1)(b), 70.3, 70.4(A), 253(C)(2)(a), 278(A), 279(A), (C),  
2 (D)(1) and (3), 494(E)(5) and (F), 644(B), the introductory paragraph of (C), (D), and (E)  
3 are hereby amended and reenacted to read as follows:

4 \* \* \*

5 §10. Annual report to governor; estimate of proposed expenditures; particular funds;  
6 limitations on purposes for use of monies in particular funds;  
7 warrants; vouchers; surplus funds

8 \* \* \*

9 B.(1) Subject to the exception contained in Article VII, Section 9(A) of the  
10 Constitution of Louisiana, all funds collected by the commission from every source  
11 shall be paid into the state treasury and shall be credited to the Bond Security and  
12 Redemption Fund. Out of the funds remaining in the Bond Security and Redemption  
13 Fund after a sufficient amount is allocated from that fund to pay all obligations  
14 secured by the full faith and credit of the state which become due and payable within  
15 any fiscal year, the treasurer shall, prior to placing such remaining funds in the state  
16 general fund, conform to the following:

17 \* \* \*

18 (b)(~~i~~) Pay annually into a special fund created in the state treasury and  
19 designated as the "Shrimp Marketing and Promotion Fund", an amount equal to the  
20 fees collected pursuant to R.S. 56:305(G) and paid into the treasury by the  
21 commission. All expenditures and allocation of monies from this fund shall be  
22 administered by the Louisiana Shrimp Task Force to be used for the development of  
23 markets for shrimp and creation of marketing strategies for the development and  
24 market expansion for shrimp harvested from Louisiana waters. The task force may  
25 contract with the Louisiana Seafood Promotion and Marketing Board to promote the  
26 Louisiana shrimp industry.

27 ~~(ii) Pay annually into the Conservation Fund, into a special account entitled~~  
28 ~~the "Shrimp Trade Petition Account", an amount equal to the fees collected pursuant~~  
29 ~~to R.S. 56:305(H). Subject to annual appropriation by the legislature, the monies in~~  
30 ~~the fund shall be used exclusively for the purposes of promotion and protection of~~



1 domestic wild-caught shrimp. For purposes of this Item, promotion and protection  
 2 of domestic wild-caught shrimp shall include expenses related to the petition filed  
 3 by the Southern Shrimp Alliance in December 2003 for the imposition of  
 4 antidumping duties pursuant to Section 731 of the Tariff Act of 1930, as amended.  
 5 All expenditures and allocation of funds from this account shall be administered by  
 6 the Louisiana Shrimp Task Force. The monies in this account shall be invested by  
 7 the state treasurer in the same manner as monies in the state general fund and all  
 8 returns on such investment shall be deposited to the account. All unexpended and  
 9 unencumbered monies remaining in this account at the end of the fiscal year shall  
 10 remain in the account.

11 \* \* \*

12 §70.3. Louisiana Help Our Wildlife Fund; ~~creation; composition of fund;~~ uses of  
 13 fund

14 ~~A. The Louisiana Help Our Wildlife Fund, hereinafter referred to as "the~~  
 15 ~~fund", is hereby created within the Louisiana Wildlife and Fisheries Conservation~~  
 16 ~~Fund is hereby abolished~~ in the state treasury. **Any monies in the fund shall be**  
 17 **transferred to the Conservation Fund.**

18 B. ~~The fund shall be composed of:~~

19 ~~(1) Monies from appropriations by the legislature.~~

20 ~~(2) All monies paid as a cost levied on class violations as provided in~~  
 21 ~~Subsection C of this Section.~~

22 ~~(3) Any federal monies made available to the state for enforcement of anti-~~  
 23 ~~poaching laws.~~

24 C.(1) ~~In addition to any other costs otherwise imposed by law, and not~~  
 25 ~~withstanding any provision of law to the contrary, a cost of five dollars for any class~~  
 26 ~~violation as provided in R.S. 56:31 through 37.1 is hereby levied in each criminal~~  
 27 ~~action which results in conviction or guilty plea. The recipient of such costs shall~~  
 28 ~~remit them upon collection to the state treasurer.~~

29 ~~(2) Notwithstanding any other provision of law to the contrary, in addition~~  
 30 ~~to any fine imposed under R.S. 30:2531 and 2531.1 or fine imposed pursuant to any~~

1 parish or municipal ordinance prohibiting littering, an additional fine of five dollars  
2 is hereby imposed for each violation of said statutes or ordinances which results in  
3 a conviction, guilty plea, or plea of nolo contendere. The recipient of such fines shall,  
4 notwithstanding any other law to the contrary, remit them to the state treasurer upon  
5 collection.

6 ~~D.(1) After complying with the requirements of Article VII, Section 9 (B)~~  
7 ~~of the Constitution of Louisiana relative to the Bond Security and Redemption Fund,~~  
8 ~~the treasurer each fiscal year, prior to placing the remaining funds in the state general~~  
9 ~~fund, shall pay the same amount of funds as was paid into the state treasury pursuant~~  
10 ~~to Subsections B and C of this Section into a special fund hereby created within the~~  
11 ~~Louisiana Wildlife and Fisheries Conservation Fund in the state treasury and known~~  
12 ~~as the Louisiana Help Our Wildlife Fund.~~

13 ~~(2) The monies in the Louisiana Help Our Wildlife Fund shall be used solely~~  
14 ~~for the purposes set forth in this Subpart and only in the amounts appropriated each~~  
15 ~~year by the legislature.~~

16 ~~(3) All unexpended and unencumbered monies in the fund at the end of the~~  
17 ~~fiscal year shall remain in the fund.~~

18 ~~(4) The monies in the fund shall be invested by the treasurer in the same~~  
19 ~~manner as monies in the Louisiana Wildlife and Fisheries Conservation Fund. All~~  
20 ~~interest earned on monies invested by the treasurer shall be deposited in the~~  
21 ~~Louisiana Help Our Wildlife Fund.~~

22 ~~E. The Louisiana Help Our Wildlife Fund may be used solely for the~~  
23 ~~following purposes:~~

24 ~~(1) Rewards for information leading to the arrest and conviction of poachers~~  
25 ~~and litterers.~~

26 ~~(2) A promotional and educational campaign to inform the general public on:~~

27 ~~(a) The harm and danger of poaching and littering.~~

28 ~~(b) The reward for information which leads to the arrest and conviction of~~  
29 ~~poachers and litterers.~~

30 ~~(3) Toll free telephone numbers.~~

1                   ~~(4) All expenses necessary to implement the provisions of this Subpart as~~  
2                   ~~determined by the secretary of the Department of Wildlife and Fisheries.~~

3                   §70.4. Rewards; payments

4                   A.(1) The secretary of the Department of Wildlife and Fisheries, or his  
5                   designee, shall determine which informers are to be granted rewards, specify the  
6                   amount of each reward, and direct the payment of the rewards from the ~~Louisiana~~  
7                   ~~Help Our Wildlife~~ **Conservation** Fund.

8                   (2) No reward may be less than two hundred dollars or more than one  
9                   thousand dollars. No amount in excess of that available in the ~~Louisiana Help Our~~  
10                   ~~Wildlife~~ **Conservation** Fund shall be payable as a reward under this Subpart.

11   \*       \*       \*

12                   §253. Shipping raw furs, alligators, alligator skins, and alligator parts out of state;  
13   tags

14   \*       \*       \*

15                   C.

16   \*       \*       \*

17                   (2)(a) Every resident fur dealer, alligator hunter, alligator farmer, taxidermist,  
18                   nonresident fur dealer, or nonresident alligator hunter, before shipping alligators or  
19                   raw alligator skins out of state, or before tanning or using for taxidermy of raw  
20                   alligator skins within the state, shall pay to the department an alligator shipping label  
21                   fee for each alligator so shipped and shall pay an alligator hide tag fee for each raw  
22                   alligator skin to be so shipped, used for taxidermy, or tanned. The alligator shipping  
23                   label fee and the alligator hide tag fee shall be collected by the department from the  
24                   fur dealer, taxidermist, alligator hunter, alligator farmer, nonresident fur dealer, or  
25                   nonresident alligator hunter who is shipping alligators or raw alligator skins, or who  
26                   intends to tan, or use for taxidermy, the raw alligator skins. The department shall  
27                   collect such fees at the time of shipment, using for taxidermy, or tanning, and no  
28                   alligator shipping label or out-of-state shipping tag shall be issued by the department  
29                   for a shipment before payment of the appropriate fee is received by the department.  
30                   The alligator shipping label fee for each alligator to be shipped and the alligator hide

1 tag fee for each raw alligator skin to be shipped, used for taxidermy, or tanned shall  
 2 be no more than four dollars per alligator or raw alligator skin; however, the alligator  
 3 shipping label fee and the alligator hide tag fee shall each be reduced in any fiscal  
 4 year by rule or regulation of the commission in an equal amount equivalent to any  
 5 amount of additional revenues received into the Louisiana Alligator Resource ~~Fund~~  
 6 Account from the state general fund or sources other than alligator-related fees  
 7 established pursuant to this Title. Revenues received by the state pursuant to this  
 8 Paragraph shall be distributed as provided in R.S. 56:266 and 279.

9 \* \* \*

10 §278. Louisiana Alligator Advisory Council

11 A. The Louisiana Alligator Advisory Council is hereby created in the  
 12 Department of Wildlife and Fisheries. The Louisiana Alligator Advisory Council  
 13 shall be responsible for reviewing and approving recommended marketing, research,  
 14 and educational programs to be funded from the Louisiana Alligator Resource ~~Fund~~  
 15 Account to ensure that any monies from the ~~funds~~ account are expended for the  
 16 specific goals of the council.

17 \* \* \*

18 §279. Louisiana Alligator Resource ~~Fund~~ Account

19 A. Recognizing that the Louisiana alligator industry is a vital aspect of  
 20 Louisiana's economic base and that in recent years worldwide markets and prices  
 21 have expanded at a tremendous rate; and recognizing the rapid expansion of  
 22 Louisiana alligator farming industry statewide; and recognizing the uniqueness of  
 23 the state's alligator farming industry, one state agency, the Department of Wildlife  
 24 and Fisheries, has provided the impetus for inception and development of the total  
 25 alligator conservation program; and recognizing the many beneficial influences that  
 26 Louisiana's alligator program has had on crocodylian conservation worldwide; and  
 27 recognizing world trends questioning the consumptive utilization of wildlife species,  
 28 and recognizing that those trends, by adversely affecting economic conditions, could  
 29 have a severe impact on the alligator industry; and recognizing that raw and finished  
 30 alligator skins and products are largely consumed outside the United States; and

1 recognizing the need to educate the public concerning alligator hunting as a sound  
 2 wildlife management practice; and recognizing the urgent need to support the  
 3 alligator industry with a comprehensive research and development program; and  
 4 recognizing the need to staff and fund the Department of Wildlife and Fisheries with  
 5 adequate personnel in order to service this industry's needs, the Legislature of  
 6 Louisiana does hereby establish the Louisiana Alligator Resource ~~Fund~~ Account  
 7 within the Louisiana Wildlife and Fisheries Conservation Fund. The Alligator  
 8 Resource ~~Fund~~ Account is intended to help defray the cost of alligator programs  
 9 within the office of wildlife of the Department of Wildlife and Fisheries.

10 \* \* \*

11 C.(1) Except as otherwise provided by law, all revenues received by the state  
 12 from the sale of licenses as provided in R.S. 56:251(A)(2), from tag fees imposed on  
 13 alligator hunters, alligator farmers, alligator shipping label fees on the sale of  
 14 alligators, all revenues derived from the sale of alligators, alligator skins, or alligator  
 15 eggs harvested from department-administered lands, all fees derived from alligator  
 16 lottery harvest programs on department-administered lands and public waters, and  
 17 all revenues derived from any other alligator-related fees and from the severance tax  
 18 on alligator skins provided for in R.S. 56:256 shall be credited by the state treasurer  
 19 to a special ~~fund~~ account designated as the "Louisiana Alligator Resource ~~Fund~~  
 20 Account" after those revenues have been deposited in the Bond Security and  
 21 Redemption Fund. Out of the funds remaining in the Bond Security and Redemption  
 22 Fund after a sufficient amount is allocated from that fund to pay all obligations  
 23 secured by the full faith and credit of the state that become due and payable within  
 24 each fiscal year, the treasurer shall classify and consider as fees and self-generated  
 25 revenues available for appropriation as recognized by the Revenue Estimating  
 26 Conference, and, prior to placing such funds in the state general fund, shall pay into  
 27 the Louisiana Alligator Resource ~~Fund~~ Account, a special agency account to be  
 28 retained for future appropriation as provided in this Subpart, an amount equal  
 29 to the revenues generated from collection from those sources provided for in this  
 30 Section and other sources as provided by law.

1 (2) ~~The state treasurer shall invest the monies in this fund in the same manner~~  
 2 ~~as monies in the state general fund.~~ Any surplus monies remaining to the credit of  
 3 the ~~fund~~ **account**, after all appropriations of the preceding fiscal year have been  
 4 made, shall remain to the credit of the ~~fund~~ **account**. The state treasurer shall prepare  
 5 and submit to the department on a quarterly basis a printed report showing the  
 6 amount of money contained in the ~~fund~~ **account** from all sources.

7 (3) ~~Any amounts earned through investment of the monies in the fund shall~~  
 8 ~~remain to the credit of the fund and shall not revert to the state general fund.~~

9 D.(1) The monies made available by the legislature from the ~~fund~~ **account**  
 10 as provided in this Section or from any other source shall be used solely for the  
 11 programs, purposes, and specific goals enumerated in this Section.

12 \* \* \*

13 (3) The Department of Wildlife and Fisheries in utilizing monies from the  
 14 ~~fund~~ **account** shall contract, only with the approval of the Louisiana Alligator  
 15 Advisory Council, for any services relating to specific goals enumerated in this  
 16 Section. The secretary is hereby authorized and empowered to carry out any and all  
 17 contracts entered into in order to achieve these goals.

18 \* \* \*

19 §494. Louisiana Shrimp Task Force

20 \* \* \*

21 E. The task force is hereby charged with responsibility to do the following:

22 \* \* \*

23 (5) Administer the funds in the Shrimp Marketing and Promotion Fund ~~and~~  
 24 ~~the "Shrimp Trade Petition Account"~~, which ~~funds~~ **fund** shall be used to create new  
 25 markets for shrimp and promote the sale of shrimp harvested from Louisiana waters.

26 \* \* \*

27 F. The activities of the Shrimp Task Force shall be funded through the  
 28 Shrimp Marketing and Promotion Fund (R.S. 56:10(B)(1)(b)(i)) ~~and the "Shrimp~~  
 29 ~~Trade Petition Account" (R.S. 56:10(B)(1)(b)(ii)).~~

30 \* \* \*

1 §644. Fishing and hunting license checkoff; donation for Hunters for the Hungry

2 \* \* \*

3 B. There is hereby created within the Conservation Fund a special account  
4 known as the "Hunters for the Hungry **Escrow** Account". The **escrow** account is  
5 created to receive deposits of donations for the benefit of Hunters for the Hungry  
6 made when an individual purchases a fishing and hunting license. Subject to the  
7 exception contained in Article VII, Section 9(A) of the Constitution of Louisiana, all  
8 funds collected from the donations made under the provisions of this Section shall  
9 be paid into the state treasury and shall be credited to the Bond Security and  
10 Redemption Fund. Out of the funds remaining in the Bond Security and Redemption  
11 Fund after a sufficient amount is allocated from that fund to pay all obligations  
12 secured by the full faith and credit of the state which become due and payable within  
13 any fiscal year, the treasurer shall, prior to placing such remaining funds in the state  
14 general fund, pay into the Hunters for the Hungry **Escrow** Account an amount equal  
15 to the amount of funds collected under the provisions of this Section. The account  
16 shall be administered by the treasurer who shall every three months remit the balance  
17 of the monies in the **escrow** account to Hunters for the Hungry. The monies in the  
18 **escrow** account shall be used solely as provided by Subsection C of this Section. All  
19 unexpended and unencumbered monies in this **escrow** account at the end of the fiscal  
20 year shall remain in the ~~fund~~ **escrow account**. The monies in the ~~fund~~ **escrow**  
21 **account** shall be invested by the state treasurer in the same manner as monies in the  
22 state general fund.

23 C. No more than twenty-five percent of the monies in the **escrow** account  
24 shall be used for administrative costs. The balance shall be used solely by Hunters  
25 for the Hungry to pay for the following:

26 \* \* \*

27 D. All monies used pursuant to the Hunters for the Hungry **Escrow** Account  
28 shall be subject to audit by the legislative auditor.

29 E. At the end of each calendar year, Hunters for the Hungry shall submit to  
30 the House Natural Resources and Environment Committee and the Senate

1 Committee on Natural Resources a report that at a minimum contains a detailed  
 2 explanation of the revenues and expenditures of the escrow account, as well as a  
 3 description of the organization's activities related to the escrow account. The  
 4 committee may summon any person employed by or associated with Hunters for the  
 5 Hungry to provide testimony with respect to the report.

\* \* \*

7 Section 19. Code of Criminal Procedure Article 895.1(F)(2), the introductory  
 8 paragraph of (3), (b), and (e), are hereby amended and reenacted to read as follows:

9 Art. 895.1. Probation; restitution; judgment for restitution; fees

\* \* \*

11 F. When the court places the defendant on supervised probation, it shall order  
 12 as a condition of probation the payment of a monthly fee of eleven dollars. The  
 13 monthly fee established in this Paragraph shall be in addition to the fee established  
 14 in Paragraph C of this Article and shall be collected by the Department of Public  
 15 Safety and Corrections and shall be transmitted, deposited, appropriated, and used  
 16 in accordance with the following provisions:

\* \* \*

18 (2) After compliance with the requirements of Article VII, Section 9(B) of  
 19 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
 20 and prior to monies being placed in the state general fund, **the treasurer shall**  
 21 **classify and consider as fees and self-generated revenues available for**  
 22 **appropriation as recognized by the Revenue Estimating Conference**, an amount  
 23 equal to that deposited as required by Subparagraph (1) of this Paragraph shall be  
 24 credited to a special ~~fund~~ **agency account to be retained for future appropriation**  
 25 **as provided in this Article** which is hereby created in the state treasury to be known  
 26 as the "Sex Offender Registry Technology ~~Fund~~ **Account**". The monies in this ~~fund~~  
 27 **account** shall be used solely as provided in Subparagraph (3) of this Paragraph and  
 28 only in the amounts appropriated by the legislature.

29 (3) The monies in the Sex Offender Registry Technology ~~Fund~~ **Account** shall  
 30 be appropriated as follows:



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(b) For Fiscal Year 2010-2011 and each year thereafter, an amount equal to fifteen percent of the total residual monies available for appropriation from the ~~fund~~ account shall be appropriated to the Department of Public Safety and Corrections, office of adult services, division of probation and parole.

\* \* \*

(e) After providing for the allocations in Subsubparagraphs (a), (b), (c), and (d) of this Subparagraph, the remainder of the residual monies in the Sex Offender Registry Technology ~~Fund~~ Account shall, pursuant to an appropriation to the office of the attorney general, be distributed to the sheriff of each parish, based on the population of convicted sex offenders, sexually violent predators, and child predators who are residing in the parish and who are active sex offender registrants or active child predator registrants in the respective parishes according to the State Sex Offender and Child Predator Registry. These funds shall be used to cover the costs associated with sex offender registration and compliance. Population data necessary to implement the provisions of this Subparagraph shall be as compiled and certified by the undersecretary of the Department of Public Safety and Corrections on the first day of June of each year. No later than thirty days after the Revenue Estimating Conference recognizes the prior year ~~fund~~ account balance, the office of the attorney general shall make these distributions, which are based on the data certified by the undersecretary of the Department of Public Safety and Corrections, to the recipient sheriffs who are actively registering offenders pursuant to this Paragraph.

Section 20. Section 4(B) of Act No. 421 of the 2013 Regular Session of the Legislature, as amended by Section 4(B) of Act No. 822 of the 2014 Regular Session of the Legislature is hereby amended and reenacted to read as follows:

Section 4.(A)

\* \* \*

(B)(1) After satisfaction of the requirements of Subsection A of this Section, all remaining monies collected pursuant to this Act shall be paid into the state treasury. After compliance with the requirements of Article VII, Section 9(B) of the

1 Constitution of Louisiana relative to the Bond Security and Redemption Fund and  
2 ~~prior to any monies being placed into the state general fund or any other fund~~, an  
3 amount equal to the remaining collections shall be credited by the state treasurer as  
4 follows: to the state general fund.

5 (a) ~~For Fiscal Year 2013-2014, the monies shall be credited to a special fund~~  
6 ~~hereby created in the state treasury to be known as the 2013 Amnesty Collections~~  
7 ~~Fund, hereinafter referred to as "fund". The monies in the fund shall be available for~~  
8 ~~appropriation for any public purpose.~~

9 (b) ~~For Fiscal Year 2014-2015:~~

10 (i) ~~One hundred million dollars of such monies shall be credited to the fund~~  
11 ~~and shall be available for appropriation for any public purpose.~~

12 (ii) ~~Of the monies in excess of one hundred million dollars, four million~~  
13 ~~dollars shall be appropriated to the Department of Economic Development to be~~  
14 ~~allocated to the Louisiana Regional Leadership Council to be used for purposes of~~  
15 ~~regional economic development and workforce development.~~

16 (iii) ~~Any remaining monies after the allocations in Items (i) and (ii) of this~~  
17 ~~Subparagraph shall be credited to the fund and shall be available for appropriation~~  
18 ~~for any public purpose.~~

19 Section 21. The introductory paragraph of Section 7(A) and (B) of Act 41 of the  
20 2006 First Extraordinary Session of the Legislature is hereby amended and reenacted to read  
21 as follows:

22 \* \* \*

23 Section 7. Local Debt Service Assistance Program

24 (A) Monies ~~in the fund~~ shall be distributed through a loan program to or on  
25 behalf of those affected political subdivisions designated by and in such amounts as  
26 determined by OCD and approved by the commissioner of administration using  
27 criteria to be developed by OCD, without the necessity for compliance with the  
28 Administrative Procedure Act. Such criteria shall be submitted to the Joint  
29 Legislative Committee on the Budget for its review and approval prior to  
30 implementation of the program. Such criteria may include:

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\* \* \*

(B) The distribution of monies ~~in the fund~~ for the payment of debt service due and payable on qualified bonds, notes, certificates of indebtedness, or other written obligations for the repayment of borrowed money of an affected political subdivision shall be approved by the State Bond Commission and the Joint Legislative Committee on the Budget and shall be made with the expectation of payment thereof to the state pursuant to (1) loans evidenced by notes issued by the affected public entities pursuant to R.S. 39:1430; (2) any other evidence of indebtedness pursuant to statutory authority; or (3) cooperative endeavor agreements.

\* \* \*

Section 22. R.S. 11:544, R.S. 15:185.5, 572.8(N) and (S), R.S. 17:354, 3138.2, and 3138.3, and Subpart A-2 of Part IX-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3397.11, R.S. 27:392(C)(4), R.S. 30:2000.12 and 2551, R.S. 33:2740.18, R.S. 39:87.5, Subpart H of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.11, Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.51, Subpart Q-1 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.122, Subpart Q-2 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.123, Subpart S of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.146, R.S. 39:1357, R.S. 40:16.2 and 1402, R.S. 46:290.1, 977.13, 2731, 2742(D), and 2901, R.S. 47:120.39 and 841.2, R.S. 49:214.6.7(D) and (E), R.S. 56:14, 302.3(B)(5)(c), 305(H) and 633, Section 9 of Act No. 138 of the 2005 Regular Session of the Legislature as amended by Section 7 of Act No. 642 of the 2006 Regular Session of the Legislature, Sections (3)(D) and (6) of Act No. 41 of the 2006 First Extraordinary Session of the Legislature, Section 7 of Act No. 420 of the 2013 Regular Session of the Legislature, Section (4)(B)(1) of Act No. 421 of the 2013 Regular Session of the Legislature, as amended by Section (4)(B)(1) of Act No. 822 of the 2014 Regular Session of the Legislature, and Section (4)(B)(2) of Act No. 421 of the 2013 Regular Session of the Legislature are hereby repealed in their entirety.

1 Section 23. R.S. 51:2211 through R.S. 51:2216 are hereby repealed in their entirety.

2 Section 24. The state treasurer is hereby authorized and directed to transfer any  
3 unencumbered balances remaining in the funds repealed and abolished in Sections 1 through  
4 14 of this Act to the state general fund after satisfying the appropriations for Fiscal Year  
5 2019-2020.

6 Section 25. The provisions of this Section and Section 11 of this Act shall become  
7 effective on July 1, 2018; if vetoed by the governor and subsequently approved by the  
8 legislature, this Section and Section 11 of this Act shall become effective on July 1, 2018.  
9 The provisions of Section 23 of this Act shall become effective on January 1, 2019; if vetoed  
10 by the governor and subsequently approved by the legislature, Section 23 of this Act shall  
11 become effective on July 1, 2018. Sections 1 through 10, 12 through 22, and 24 of this Act  
12 shall become effective on July 1, 2020.

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_