

1 **Horticulture and Quarantine Fund. The monies in the fund shall be invested**
 2 **by the treasurer in the same manner as monies in the state general fund. All**
 3 **interest earned on monies from the fund invested by the state treasurer shall be**
 4 **deposited in the fund.**

5 **B. Subject to appropriation, the monies in the fund shall be used for the**
 6 **following purposes:**

7 **(1) To provide for the expenses of the program established by this Part**
 8 **and the expenses of the office of agricultural and environmental sciences, as**
 9 **determined by the commissioner.**

10 **(2) To fund any and all costs related to the eradication of boll weevils,**
 11 **utilizing any or all powers granted to the commissioner or the department.**

12 Section 2. R.S. 3:1603(2), 1604.1(A)(6) and (7) and (B)(3) and (4), and 1613 through
 13 1617 are hereby repealed.

14 Section 3. The Boll Weevil Eradication Fund in the state treasury shall be abolished
 15 as of the effective date of this Act and the state treasurer is hereby authorized and directed
 16 to immediately transfer any monies remaining in the Boll Weevil Eradication Fund to the
 17 Horticulture and Quarantine Fund.

18 Section 4. This Act shall become effective upon signature by the governor or, if not
 19 signed by the governor, upon expiration of the time for bills to become law without signature
 20 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 21 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 22 effective on the day following such approval.

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

SB 40 Engrossed

DIGEST
 2019 Regular Session

Thompson

Present law (R.S. 3:1613) provides for a voluntary assessment on cotton producers to offset the cost of boll weevil suppression or eradication programs, including but not limited to all costs of any regulatory and enforcement activities of the department.

Proposed law repeals present law.

Present law (R.S. 3:1615) creates the Boll Weevil Eradication Fund within the state treasury

and provides for the disposition of all assessments, fees, penalties, and other funds.

Proposed law repeals present law.

Proposed law provides that any monies remaining in the Boll Weevil Eradication Fund shall be transferred to the Horticulture and Quarantine Fund. Further provides that all fees, penalties, and other funds received pursuant to present law shall be deposited into the Horticulture and Quarantine Fund.

Present law (R.S. 3:1616) subjects cotton producers to a per acre penalty for failure to pay assessments levied under present law.

Proposed law repeals present law.

Present law (R.S. 3:1617) requires the commissioner to place a lien on cotton, or its proceeds, for the payment of assessments and further authorizes the commissioner to issue executions for the collections of such assessments.

Proposed law repeals present law.

Proposed law removes all references to assessments in present law and provides for technical corrections.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 3:1604(A)(4), 1604.1(B)(7), 1609(C) and (D), and 1612(A); adds R.S. 3:1612.1; repeals R.S. 3:1603(2), 1604.1(A)(6) and (7) and (B)(3) and (4), 1613-1617)