

GREEN SHEET REDIGEST

HB 286

2019 Regular Session

Henry

FUNDS/FUNDING: Provides for the transfer, deposit, and use of monies among state funds.

DIGEST

Proposed law transfers 25% of the FY 2018 surplus (\$77,013,301) to the Budget Stabilization Fund.

Proposed law transfers \$55,000,000 of state general fund from the FY 2018 surplus into the Coastal Protection and Restoration Fund.

Proposed law transfers \$500,000 of state general fund (direct) into the Fiscal Administrator Revolving Loan Fund.

Proposed law transfers \$2,000,000 of state general fund (direct) into the Utility and Carrier Inspection and Supervision Fund.

Proposed law transfers \$1,500,000 of state general fund (direct) into the Motor Fuels Underground Storage Tank Trust Fund.

Proposed law transfers \$2,000,000 of state general fund (direct) into the Higher Education Initiatives Fund.

Proposed law transfers \$2,681,921 of state general fund (direct) into the Voting Technology Fund and authorizes monies in the fund to be used for general operating purposes.

Present law provides for the credit of collected monies for fees and taxes provided for in the vehicle registration license taxes to the Transportation Trust Fund, the State Highway Improvement Fund, state highway fund No. 2, and the New Orleans Ferry Fund.

Proposed law retains present law and adds the Regional Maintenance and Improvement Fund for disposition of the collections.

Proposed law re-establishes the New Orleans Ferry Fund which expired on July 1, 2018, and requires the state treasurer, after making the allocation from state highway fund No. 2 for the Greater New Orleans Expressway Commission, to deposit into the fund an amount equal to the total of all funds derived from registration and license fees and taxes on trucks and trailers which are collected in Orleans Parish, to DOTD for ferry services.

Present law provides for the allocation of monies from the State Highway Improvement Fund, after the compliance with the requirements of Article VII, Section 9(B) for bonds, to the state highway fund No. 2 and the New Orleans Ferry Fund.

Proposed law retains present law and adds the Regional Maintenance and Improvement Fund for the allocation of monies.

Present law provides that after the compliance with the requirements of Article VII, Section 9(B) for bonds, and after the allocation of monies to the state highway fund No. 2, the treasurer shall deposit 50% of all funds derived from the collection of registration and licenses fees and taxes collected in the parishes of Orleans, Jefferson, St. John the Baptist, St. Charles, Tangipahoa, and St. Tammany into the Transportation Trust Fund.

Proposed law sunsets present law on June 30, 2019. Proposed law begins July 1, 2019, and provides that after the compliance with the requirements of Article VII, Section 9(B) for bonds, after the allocation of monies to the state highway fund No. 2, and after the allocation to the New Orleans Ferry Fund, the treasurer shall allocate 50% of the remaining monies collected from the registration and license fees and taxes for the parishes of Jefferson, St.

Charles, St. John the Baptist, Tangipahoa, and St. Tammany to the Transportation Trust Fund.

Proposed law further requires the creation of the Regional Maintenance and Improvement Fund and places 50% of the remaining monies derived from the collection of the registration and license fees and taxes for the parishes of Jefferson, St. Charles, St. John the Baptist, Tangipahoa, and St. Tammany. Proposed law provides that the monies in the fund shall be annually appropriated by the legislature and invested by the treasurer. The proposed law distributes the monies in the fund as follows:

- (1) Monies collected for Jefferson Parish appropriated to the Regional Planning Commission for purposes pursuant to R.S. 48:1161.2(D);
- (2) Monies collected in the parishes of Tangipahoa and St. Tammany appropriated to the Regional Planning Commission;
- (3) Monies collected in the parishes of St. Charles and St. John the Baptist appropriated to the South Central Planning and Development Commission.

Proposed law moves the Hunters for the Hungry account from the Conservation Fund into the Department of Wildlife and Fisheries and designates it as an escrow account. Requires the treasurer to transfer the balance in the Hunters for the Hungry Account in the Conservation Fund to the department to be deposited into the Hunters for the Hungry Escrow Account. Further specifies that no public funds shall be deposited into the Hunters for the Hungry Escrow Account.

Proposed law authorizes monies in the Department of Justice Debt Collection Fund to be used for general operating expenses.

Proposed law requires that \$3,400,000 state general fund from land-based casino receipts to be transferred to the Overcollections Fund, contingent upon enactment of HB 544 of the 2019 Regular Session of the Legislature.

Proposed law creates the Oil and Gas Royalties Dispute Payments Fund and provides that monies appropriated from the fund shall be used exclusively to satisfy the state's obligation for oil and gas royalties payments. Directs the treasurer to transfer \$445,000 into the fund from state general fund (direct) in FY 2018-19 and \$450,000 into the fund from state general fund (direct) in FY 2019-20.

Proposed law provides that the transfer of \$3,400,000 state general fund from land-based casino receipts to be transferred to the Overcollections Fund and the transfer of \$450,000 state general fund into the Oil and Gas Royalties Dispute Payments Fund shall be effective on July 1, 2019. All other provisions effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 18:21(C)(3), R.S. 47:463.167(E), 463.167(E) as amended by Sec. 15 of Act 612 of 2018 Regular Session, and 481 and R.S. 48:196(A)(intro. para.) and 197; R.S. 49:257(G)(2); R.S. 56:644(B)(C)(intro. para.), (D), and (E), and R.S. 56:644(B) and (C)(intro. para.) as amended by Sec. 18 of Act 612 of the 2018 Regular Session of the Legislature; adds R.S. 48:25.2 and R.S. 56:644(G))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Appropriations to the original bill:

1. Provide for the transfer of \$55,000,000 of state general fund (direct) from the FY 2018 surplus into the Coastal Restoration and Protection Authority Fund.
2. Provide for the transfer of \$500,000 of state general fund (direct) into the Fiscal Administrator Revolving Loan Fund.

3. Provide for the transfer of \$2,000,000 of state general fund (direct) into the Utility and Carrier Inspection and Supervision Fund.
4. Provide for the transfer of \$1,500,000 of state general fund (direct) into the Motor Fuels Underground Storage Tank Trust Fund.
5. Provide for the transfer of \$5,000,000 of state general fund (direct) into the Higher Education Initiatives Fund.
6. Re-establish the New Orleans Ferry Fund.
7. Create the Regional Maintenance and Improvement Fund to collect vehicle registration fees and taxes and an allocation from the State Highway Improvement Fund.

The House Floor Amendments to the engrossed bill:

1. Reduce the transfer to the Higher Education Initiatives Fund from \$5,000,000 to \$4,000,000.
2. Provide for the transfer of \$1,000,000 of state general fund (direct) into the Louisiana Jobs Now Fund.

Summary of Amendments Adopted by Senate

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

1. Reduce Higher Education Initiatives Fund from \$4,000,000 to \$2,000,000.
2. Transfer \$2,681,921 to the Voting Technology Fund and authorizes monies in the fund to be used for general operating purposes.
3. Eliminate the transfer of \$1,000,000 into the Louisiana Jobs Now Fund.
4. Move the Hunters for the Hungry account from the Conservation Fund into the Dept. of Wildlife and Fisheries and designates it as an escrow account; require the treasurer to transfer the balance in the Hunters for the Hungry Account in the Conservation Fund to the department to be deposited into the Hunters for the Hungry Escrow Account.
5. Specify that no public funds shall be deposited into the Hunters for the Hungry Escrow Account.
6. Authorize monies in the Department of Justice Debt Collection Fund to be used for general operating expenses.
7. Require that \$3,400,000 SGF from land-based casino receipts to be transferred to the Overcollections Fund, contingent upon enactment of HB 544 of the 2019 Regular Session of the Legislature.
8. Creates the Oil and Gas Royalties Dispute Payment Fund and provides that monies in the fund be used exclusively to satisfy the state's obligation for oil and gas royalties payments. Directs treasurer to deposit \$445,000 SGF into the fund in FY 2018-19 and \$450,000 SGF in 2019-20.
9. Provide for effective date.