

SENATE COMMITTEE AMENDMENTS

2019 Regular Session

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 286
by Representative Henry

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact", delete the remainder of line, and on line 3, delete "to enact
3 R.S. 48:25.2," and insert:

4 "R.S. 18:21(C)(3), R.S. 47:463.167(E), 463.167(E) as amended by Section 15 of Act
5 No. 612 of the 2018 Regular Session of the Legislature, and 481, R.S.
6 48:196(A)(introductory paragraph), and 197, R.S. 49:257(G)(2), R.S. 56:644(B),
7 (C)(introductory paragraph), (D), and (E), and R.S. 56:644(B) and (C)(introductory
8 paragraph) as amended by Section 18 of Act No. 612 of the 2018 Regular Session
9 of the Legislature are hereby amended and reenacted, and to enact R.S. 48:25.2 and
10 R.S. 56:644(G),"

11 AMENDMENT NO. 2

12 On page 2, line 13, change "\$4,000,000" to "\$2,000,000"

13 AMENDMENT NO. 3

14 On page 2, delete line 16, and insert:

15 "hereby authorized and directed to transfer \$2,681,921 into the Voting Technology
16 Fund"

17 AMENDMENT NO. 4

18 On page 2, between lines 17 and 18, insert:

19 "Section 3. R.S. 18:21(C)(3) is hereby amended and reenacted to read as
20 follows:

21 §21. Maps; use of voting machines, technology, and other resources; fees; Voting
22 Technology Fund

23 * * *

24 C.(1)

25 * * *

26 (3) All monies in the fund shall be used solely and exclusively for general
27 operating purposes and for the acquisition and maintenance of voting machine
28 technology, including hardware and software; voting equipment and supplies; voter
29 outreach; voter improvement; early voting; and information technology products to
30 produce, run, and support the election and voting system."

31 AMENDMENT NO. 5

32 On page 2, line 18, change "Section 3." to "Section 4."

33 AMENDMENT NO. 6

34 On page 2, line 26, change "Section 4." to "Section 5."

35 AMENDMENT NO. 7

36 On page 5, between lines 22 and 23, insert the following:

1 "Section 6. R.S. 47:463.167(E) is hereby amended and reenacted to read as
2 follows:

3 §463.167. Special prestige license plates; "Hunters for the Hungry Louisiana"

4 * * *

5 E. The annual royalty fee collected by the department shall be forwarded to
6 the Department of Wildlife and Fisheries with ninety percent to be deposited into a
7 special escrow account known as the "Hunters for the Hungry Escrow Account". No
8 more than ten percent of the monies in the account forwarded to the Department of
9 Wildlife and Fisheries from the annual royalty fee shall be deposited into the state
10 treasury and shall be credited to the Bond Security and Redemption Fund. After a
11 sufficient amount is allocated from that fund to pay all obligations secured by the full
12 faith and credit of the state which become due and payable within any fiscal year, the
13 treasurer shall, prior to placing such remaining funds in the state general fund, pay
14 ten percent of the annual royalty fees into the Conservation Fund which shall be used
15 for administrative costs of the Department of Wildlife and Fisheries. The balance in
16 the escrow fund shall be used solely by Hunters for the Hungry Louisiana to pay for
17 the processing and distribution of meats, when such meats shall be used by a
18 nonprofit entity or charitable organization in food or meal distribution at no cost to
19 an individual pursuant to R.S. 56:644.

20 * * *

21 Section 7. R.S. 47:463.167(E) as amended by Section 15 of Act No. 612 of
22 the 2018 Regular Session of the Legislature is hereby amended and reenacted to read
23 as follows:

24 §463.167. Special prestige license plates; "Hunters for the Hungry Louisiana"

25 * * *

26 E. The annual royalty fee collected by the department shall be forwarded to
27 the Department of Wildlife and Fisheries ~~Conservation Fund~~ with ninety percent to
28 be deposited into a special escrow account known as the "Hunters for the Hungry
29 Escrow Account". No more than ten percent of the monies in the account forwarded
30 to the Department of Wildlife and Fisheries from the annual royalty fee shall be
31 deposited into the state treasury and shall be credited to the Bond Security and
32 Redemption Fund. After a sufficient amount is allocated from that fund to pay all
33 obligations secured by the full faith and credit of the state which become due and
34 payable within any fiscal year, the treasurer shall, prior to placing such remaining
35 funds in the state general fund, pay ten percent of the annual royalty fees into the
36 Conservation Fund which shall be used for administrative costs. The balance in the
37 escrow fund shall be used solely by Hunters for the Hungry Louisiana to pay for the
38 processing and distribution of meats, when such meats shall be used by a nonprofit
39 entity or charitable organization in food or meal distribution at no cost to an
40 individual pursuant to R.S. 56:644.

41 * * *

42 Section 8. R.S. 49:257(G)(2) is hereby amended and reenacted to read as
43 follows:

44 §257. Legal representation of certain state agencies

45 * * *

46 G.(1)

47 * * *

48 (2) There is hereby established in the state treasury a special fund to be
49 known as the Department of Justice Debt Collection Fund, hereinafter referred to as
50 the "fund". The fund shall be comprised of monies received by the attorney general
51 as compensation for any debt collection activities undertaken pursuant to the
52 provisions of this Subsection or any other provision of law. Monies in the fund shall
53 be subject to annual appropriation to the Department of Justice solely for support of
54 debt collection activities, and general operating expenses. Monies so appropriated
55 shall be used to supplement the department's budget and shall not be used to

1 displace, replace, or supplant appropriations from the state general fund for
2 operations of the department below the level of state general fund appropriation for
3 the foregoing year. All unencumbered and unexpended monies in the fund at the end
4 of the fiscal year shall remain in the fund. Monies in the fund shall be invested by
5 the treasurer in the same manner as those in the state general fund, and any interest
6 earned on such investment shall be deposited in and credited to the fund.

7 * * *

8 Section 9. R.S. 56:644(B), (C)(introductory paragraph), (D), and (E) are
9 hereby amended and reenacted, and R.S. 56:446(G) is hereby enacted to read as
10 follows:

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

12 * * *

13 B. There is hereby created within the ~~Conservation Fund~~ Department of
14 Wildlife and Fisheries a special escrow account known as the "Hunters for the
15 Hungry Escrow Account". The escrow account is created to receive deposits of
16 donations for the benefit of Hunters for the Hungry made when an individual
17 purchases a fishing and hunting license, and no public funds shall be deposited into
18 the escrow account. No more than seventy-five percent of the donations received by
19 the department under the provisions of this Section shall be deposited into the escrow
20 account. Subject to the exception contained in Article VII, Section 9(A) of the
21 Constitution of Louisiana, twenty-five percent of all funds collected from the
22 donations made under the provisions of this Section shall be paid into the state
23 treasury and shall be credited to the Bond Security and Redemption Fund. Out of the
24 funds remaining in the Bond Security and Redemption Fund after a sufficient amount
25 is allocated from that fund to pay all obligations secured by the full faith and credit
26 of the state which become due and payable within any fiscal year, the treasurer shall,
27 prior to placing such remaining funds in the state general fund, pay into the ~~Hunters~~
28 ~~for the Hungry Account~~ Conservation Fund an amount equal to twenty-five percent
29 of the amount of funds collected under the provisions of this Section. The escrow
30 account shall be administered by the ~~treasurer who~~ department which shall every
31 three months remit the balance of the monies in the escrow account to Hunters for
32 the Hungry. The monies in the escrow account shall be used solely as provided by
33 Subsection C of this Section. All unexpended and unencumbered monies in this
34 escrow account at the end of the fiscal year shall remain in the fund escrow account.
35 The monies in the ~~fund~~ Conservation Fund shall be invested by the state treasurer in
36 the same manner as monies in the state general fund.

37 C. No more than twenty-five percent of the monies in the escrow account
38 shall be transferred to the Conservation Fund to be used for administrative costs. The
39 balance shall be used solely by Hunters for the Hungry to pay for the following:

40 * * *

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

43 E. At the end of each calendar year, Hunters for the Hungry shall submit to
44 the House Natural Resources and Environment Committee and the Senate
45 Committee on Natural Resources a report that at a minimum contains a detailed
46 explanation of the revenues and expenditures of the escrow account, as well as a
47 description of the organization's activities related to the account. The committee may
48 summon any person employed by or associated with Hunters for the Hungry to
49 provide testimony with respect to the report.

50 * * *

51 G. The state treasurer is hereby authorized and directed to immediately upon
52 creation of the Hunters for the Hungry Escrow Account, transfer the balance in the
53 Hunters for the Hungry Account in the Conservation Fund to the department to be
54 deposited into the Hunters for the Hungry Escrow Account created in this Section."

55 Section 10. R.S. 56:644(B) and (C)(introductory paragraph) as amended by
56 Section 18 of Act No. 612 of the 2018 Regular Session of the Legislature are hereby
57 amended and reenacted to read as follows:

1 §644. Fishing and hunting license checkoff; donation for Hunters for the Hungry
2 * * *

3 B. There is hereby created within the ~~Conservation Fund Department of~~
4 ~~Wildlife and Fisheries~~ a special escrow account known as the "Hunters for the
5 Hungry Escrow Account". The escrow account is created to receive deposits of
6 donations for the benefit of Hunters for the Hungry made when an individual
7 purchases a fishing and hunting license, and no public funds shall be deposited into
8 the escrow account. No more than seventy-five percent of the donations received by
9 the department under the provisions of this Section shall be deposited into the escrow
10 account. Subject to the exception contained in Article VII, Section 9(A) of the
11 Constitution of Louisiana, twenty-five percent of all funds collected from the
12 donations made under the provisions of this Section shall be paid into the state
13 treasury and shall be credited to the Bond Security and Redemption Fund. Out of the
14 funds remaining in the Bond Security and Redemption Fund after a sufficient amount
15 is allocated from that fund to pay all obligations secured by the full faith and credit
16 of the state which become due and payable within any fiscal year, the treasurer shall,
17 prior to placing such remaining funds in the state general fund, pay into the ~~Hunters~~
18 ~~for the Hungry Account~~ Conservation Fund an amount equal to twenty-five percent
19 of the amount of funds collected under the provisions of this Section. The ~~escrow~~
20 ~~account shall be administered by the treasurer who~~ department which shall every
21 three months remit the balance of the monies in the escrow account to Hunters for
22 the Hungry. The monies in the escrow account shall be used solely as provided by
23 Subsection C of this Section. All unexpended and unencumbered monies in this
24 escrow account at the end of the fiscal year shall remain in the escrow account. The
25 monies in the ~~escrow account~~ Conservation Fund shall be invested by the state
26 treasurer in the same manner as monies in the state general fund.

27 C. No more than twenty-five percent of the monies in the escrow account
28 shall be transferred to the Conservation Fund to be used for administrative costs.
29 The balance shall be used solely by Hunters for the Hungry to pay for the following:
30 * * *

31 Section 11. After satisfying the requirements of the Bond Security and
32 Redemption Fund as provided in Article VII, Section 9(B) of the Constitution of
33 Louisiana, the state treasurer is hereby authorized and directed to transfer \$3,400,000
34 State General Fund from land-based casino receipts, contingent upon the enactment
35 of HB 544 of the 2019 Regular Session of the Legislature, to the Overcollections
36 Fund as recognized by the Revenue Estimating Conference.

37 Section 12.(A) There is hereby created, as a special fund in the state treasury,
38 the Oil and Gas Royalties Dispute Payments Fund, hereinafter referred to as the
39 "fund". The monies in the fund shall be subject to an annual appropriation by the
40 legislature and shall be used only as provided in Subsection B of this Section. The
41 monies in the fund shall be invested by the treasurer in the same manner as the
42 monies in the state general fund, and all interest earned remaining in the fund at the
43 end of the fiscal year shall remain to the credit of the fund.

44 (B) Monies appropriated from the fund shall be used exclusively to satisfy
45 the obligation of the state pursuant to R.S. 41:642(A)(2) for oil and gas royalties
46 payments.

47 (C) Notwithstanding any provision of law to the contrary, the state treasurer
48 is hereby authorized and directed to transfer \$445,000 into the Oil and Gas Royalties
49 Dispute Payments Fund from state general fund (direct) in state Fiscal Year 2018-
50 2019.

51 (D) Notwithstanding any provision of law to the contrary, the state treasurer
52 is hereby authorized and directed to transfer \$450,000 into the Oil and Gas Royalties
53 Dispute Payments Fund from state general fund (direct) in state Fiscal Year 2019-
54 2020.

55 (E) Beginning July 1, 2019, fifty percent of the monies in the fund shall be
56 reserved for the Lafourche Parish School Board with the remaining funds to be
57 reserved for other eligible school boards."

1 AMENDMENT NO. 8

2 On page 5, at the beginning of line 23, delete "Section 5. This" and insert:

3 "Section 13. Sections 11 and 12(D) of this Act shall become effective on
4 July 1, 2019. Sections 1 through 10, 12(A), (B), (C), and (E) and 13 of this"

5 AMENDMENT NO. 9

6 On page 5, line 26, after "legislature," and before "this Act" insert:

7 "Section 11 and Section 12(D) of this Act shall become effective on July 1, 2019.
8 If vetoed by the governor and subsequently approved by the legislature, Sections 1
9 through 10, 12(A), (B), (C), and (E), and 13 of this Act shall become effective on
10 the day following such approval."