

2020 Regular Session

HOUSE BILL NO. 478

BY REPRESENTATIVE IVEY

FUNDS/FUNDING: Establishes the State Cybersecurity and Information Technology Fund and dedicates revenues to the fund

1 AN ACT

2 To enact Subpart C-1 of Part I of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised
3 Statutes of 1950, to be comprised of R.S. 39:15.7, relative to state funds; to establish
4 the State Cybersecurity and Information Technology Fund; to provide for the
5 dedication and use of monies in the fund; to provide for deposits into the fund; to
6 provide for effectiveness; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Subpart C-1 of Part I of Chapter 1 of Subtitle I of Title 39 of the
9 Louisiana Revised Statutes of 1950, comprised of R.S. 39:15.7 is hereby enacted to read as
10 follows:

11 SUBPART C-1. STATE CYBERSECURITY AND
12 INFORMATION TECHNOLOGY FUND

13 §15.7. State Cybersecurity and Information Technology Fund

14 A. The State Cybersecurity and Information Technology Fund, hereinafter
15 referred to as the "fund", is hereby established in the state treasury as a special fund.
16 After satisfaction of the requirements of the Bond Security and Redemption Fund as
17 required by Article VII, Section 9(B) of the Constitution of Louisiana, the state
18 treasurer shall deposit into the fund the revenues as provided in Subsection B of this
19 Section.

1 B.(1) Except as provided in Paragraph (2) of this Subsection, the treasurer
2 shall deposit an amount equal to thirty-five hundredths of one percent of all revenues
3 that flow through the Bond Security and Redemption Fund as provided for in Article
4 VII, Section 9(B) of the Constitution of Louisiana for appropriation from the state
5 general fund into the fund.

6 (2) Monies in the state general fund that are received by the state or by any
7 state board, agency, or commission, but pledged in connection with the issuance of
8 bonds shall not be deposited into the fund.

9 (3) All unexpended and unencumbered monies in the fund at the end of the
10 fiscal year shall remain in the fund. Monies deposited into the fund shall be
11 permanently credited to the fund and shall be invested by the treasurer in a manner
12 provided for by law and any earnings realized on investment of money in the fund
13 shall be deposited in and credited to the fund.

14 C.(1) Monies appropriated from the fund shall be expended solely for
15 support of projects to enhance or upgrade the state's information technology
16 infrastructure or cybersecurity needs.

17 (2) The legislature may establish a committee to assist in the consideration
18 of priorities for the funding of cybersecurity and information technology
19 infrastructure projects through appropriations of fund money with the consent of a
20 majority of the elected members of each house of the legislature.

21 Section 2. This Act shall become effective on July 1, 2021.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 478 Original

2020 Regular Session

Ivey

Abstract: Establishes the State Cybersecurity and Information Technology Fund as a special treasury fund, deposits into the fund 0.35% of monies that flow through the Bond Security and Redemption Fund, and dedicates the money to support the state's information technology infrastructure or cybersecurity needs.

Proposed law establishes the State Cybersecurity and Information Technology Fund (fund) as a special fund within the state treasury. Further provides that the fund shall be comprised

0.35% of monies that flow through the Bond Security and Redemption Fund for appropriation from the state general fund, except for monies allocated to the Bond Security and Redemption Fund or monies pledged in connection with issuance of bonds.

Proposed law authorizes money in the fund to be invested by the treasurer. Further reinvests into the fund any interest earned on investment of the fund corpus.

Proposed law provides that money appropriated from the fund shall be expended solely for support of projects to enhance or upgrade the state's information technology infrastructure or cybersecurity needs. Further authorizes the legislature to create a committee to assist it in consideration of priorities for the funding of information technology infrastructure projects through appropriations from the fund with consent of the majority of the legislature.

Effective July 1, 2021.

(Adds R.S. 39:15.7)