

2021 Regular Session

HOUSE BILL NO. 40

BY REPRESENTATIVE WRIGHT

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

FUNDS/FUNDING: Limits certain monies from being used to pay for certain Dept. of Transportation and Development expenses

1 AN ACT

2 To enact R.S. 48:78(D), relative to Department of Transportation and Development
3 expenses; to provide for limited use of monies in the trust fund; to limit the
4 Department of Transportation and Development from using such monies in the trust
5 fund for certain expenses; to provide for an effective date; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 48:78(D) is hereby enacted to read as follows:

9 §78. Transportation Trust Fund; limitations on appropriations; limitations on
10 utilization

11 * * *

12 D.(1) Beginning in Fiscal Year 2022-2023, and each fiscal year thereafter,
13 the Department of Transportation and Development shall not use monies
14 appropriated from the Transportation Trust Fund for the payment of benefits for
15 retired employees unless specifically authorized in a general appropriation bill.

16 (2) In Fiscal Year 2023-2024, the Department of Transportation and
17 Development shall not use monies appropriated from the Transportation Trust Fund
18 for the payment of more than five-sixths of the total amount of benefits and annual
19 salary costs for current employees unless specifically authorized in the general
20 appropriation bill.

1 (3) In Fiscal Year 2024-2025, the Department of Transportation and
2 Development shall not use monies appropriated from the Transportation Trust Fund
3 for the payment of more than two-thirds of the total amount of benefits and annual
4 salary costs for current employees unless specifically authorized in the general
5 appropriation bill.

6 (4) In Fiscal Year 2025-2026, the Department of Transportation and
7 Development shall not use monies appropriated from the Transportation Trust Fund
8 for the payment of more than one-half of the total amount of benefits and annual
9 salary costs for current employees unless specifically authorized in the general
10 appropriation bill.

11 (5) In Fiscal Year 2026-2027, the Department of Transportation and
12 Development shall not use monies appropriated from the Transportation Trust Fund
13 for the payment of more than one-third of the total amount of benefits and annual
14 salary costs for current employees unless specifically authorized in the general
15 appropriation bill.

16 (6) In Fiscal Year 2027-2028, the Department of Transportation and
17 Development shall not use monies appropriated from the Transportation Trust Fund
18 for the payment of more than one-sixth of the total amount of benefits and annual
19 salary costs for current employees unless specifically authorized in the general
20 appropriation bill.

21 (7) Beginning in Fiscal Year 2028-2029, and each fiscal year thereafter, the
22 Department of Transportation and Development shall not use monies appropriated
23 from the Transportation Trust Fund for the payment of any benefits and annual
24 salary costs for current employees unless specifically authorized in the general
25 appropriation bill.

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 40 Original

2021 Regular Session

Wright

Abstract: Beginning in Fiscal Year 2022-2023, limits Transportation Trust Fund monies from being used to fund Dept. of Transportation and Development employees' and retirees' salaries and benefits.

Present constitution requires monies deposited in the Transportation Trust Fund (TTF) to be appropriated or dedicated solely and exclusively for costs associated with construction and maintenance of roads and bridges of the state and federal highway systems, the Statewide Flood-Control Program, ports, airports, transit, and the Parish Transportation Fund.

Present law provides for certain limitations on appropriations and utilization of the TTF.

Proposed law adds the following limitations to utilization of the fund by the Dept. of Transportation and Development (DOTD):

- (1) Beginning in FY 2022-2023, and each fiscal year thereafter, DOTD shall not use TTF monies to pay for the benefits of retired employees.
- (2) In FY 2023-2024, DOTD shall not use TTF monies to pay for more than 5/6 of the total amount of benefits and annual salary costs for current employees.
- (3) In FY 2024-2025, DOTD shall not use TTF monies to pay for more than 2/3 of the total amount of benefits and annual salary costs for current employees.
- (4) In FY 2025-2026, DOTD shall not use TTF monies to pay for more than 1/2 of the total amount of benefits and annual salary costs for current employees.
- (5) In FY 2026-2027, DOTD shall not use TTF monies to pay for more than 1/3 of the total amount of benefits and annual salary costs for current employees.
- (6) In FY 2027-2028, DOTD shall not use TTF monies to pay for more than 1/6 of the total amount of benefits and annual salary costs for current employees.
- (7) Beginning in FY 2028-2029, and each fiscal year thereafter, DOTD shall not use TTF monies to pay for any benefits and annual salary costs for current employees.

Proposed law adds an exception that the limitation does not apply if authorized in a general appropriation bill.

(Adds R.S. 48:78(D))