

RÉSUMÉ DIGEST

ACT 114 (HB 515)

2021 Regular Session

Zeringue

New law transfers 25% of the FY 2019-2020 surplus (\$67,608,578) to the Budget Stabilization Fund.

Further transfers state general fund (direct) monies to the following funds in the following amounts: \$508,449 into the Motor Carrier Regulation Fund; \$5,365,837 into the Utility and Carrier Inspection and Supervision Fund; \$658,274 into the Telephonic Solicitation Relief Fund; \$5,500,000 into the Motor Fuels Underground Storage Tank Trust Fund; \$16,963,667 into the La. Wildlife and Fisheries Conservation Fund; \$4,100,000 into the Higher Education Initiatives Fund; \$15,000,000 into the State Emergency Response Fund; \$7,689,837 into the Major Events Incentive Program Subfund of the Mega-Project Development Fund; \$5,000,000 into the Voting Technology Fund; \$2,000,000 into the La. Fire Marshal Fund; and \$13,500,000 into the Capital Outlay Savings Fund.

Further transfers \$39,500,000 from the Capital Outlay Savings Fund to the Coastal Protection and Restoration Fund for use on specified projects across the state.

Prior law established certain special treasury funds in the state treasury. New law converts these funds into special dedicated fund accounts and provides that monies deposited into such accounts shall be categorized as fees and self-generated revenue for the purposes of reporting related to the executive budget, the supporting documents thereto, and general appropriations bills. The following is a list of funds converted to "special dedicated fund accounts" by new law:

- (1) Vital Records Conversion Fund
- (2) La. State Parks Improvement and Repair Fund
- (3) Poverty Point Reservoir Development Fund
- (4) Right-of-Way Permit Processing Fund
- (5) LTRC Transportation Training and Education Center Fund
- (6) Insurance Fraud Investigation Fund
- (7) Automobile Theft and Insurance Fraud Prevention Authority Fund
- (8) Coastal Resources Trust Fund
- (9) Fisherman's Gear Compensation Fund
- (10) Underwater Obstruction Removal Fund
- (11) Oil and Gas Regulatory Fund
- (12) Public Safety DWI Testing, Maintenance, and Training Fund
- (13) Louisiana Towing and Storage Fund
- (14) Concealed Handgun Permit Fund
- (15) Right to Know Fund
- (16) Liquefied Petroleum Gas Commission Rainy Day Fund
- (17) Explosives Trust Fund
- (18) Office of Motor Vehicles Customer Service and Technology Fund
- (19) Criminal Identification and Information Fund
- (20) Louisiana Life Safety and Property Protection Trust Fund
- (21) Unified Carrier Registration Agreement Fund
- (22) Industrialized Building Program Fund
- (23) Insurance Verification System Fund
- (24) Drivers License Escrow Fund
- (25) Handling Fee Escrow Fund
- (26) Waste Tire Management Fund
- (27) Lead Hazard Reduction Fund
- (28) Oyster Sanitation Fund
- (29) Tax Commission Expense Fund
- (30) Children's Trust Fund
- (31) Louisiana Stadium and Exposition District License Plate Fund
- (32) Louisiana Duck License Stamp and Print Fund
- (33) Louisiana Wild Turkey Stamp Fund
- (34) Aquatic Plant Control Fund
- (35) Motor Carrier Regulation Fund
- (36) Louisiana Entertainment Development Fund
- (37) Utility and Carrier Inspection and Supervision Fund

- (38) Telephonic Solicitation Relief Fund
- (39) Motor Fuels Underground Storage Tank Trust Fund

Existing law establishes the La. Fire Marshal Fund (R.S. 22:835) and provides for deposit of certain monies into the fund. Prior law provided that unexpended and unencumbered monies in the fund at the end of the fiscal year are transferred to the state general fund and that interest earned on the investment of monies in the fund shall be credited to the state general fund. New law requires that such unexpended and unencumbered monies remain in the fund at the end of the fiscal year and that interest earnings be credited to the La. Fire Marshal Fund.

New law establishes the La. Superdome Fund and provides for deposit into the fund of certain monies received pursuant to certain lawsuits. Further provides that monies in the fund be invested in the same manner as state general fund monies and unexpended and unencumbered monies remaining at the end of the fiscal year shall remain in the fund. Requires monies in the fund to be used by the La. Stadium and Exposition District for planned upgrades to the New Orleans Superdome.

New law establishes the Jean Boudreaux Settlement Compromise Fund for payment towards any compromise approved by the Joint Legislative Committee on the Budget stemming from the case identified as "Jean Boudreaux and the Victims of the Flood on April 6, 1983 on the Tangipahoa River versus the State of Louisiana, Department of Transportation, et al". Further transfers \$15,000,000 of state general fund (direct) into the fund.

New law establishes the Blue Tarp Fund to help finance roof repairs for homeowners. Further transfers \$500,000 from the La. Mega-Project Development Fund into the Blue Tarp Fund.

New law establishes the Power-Based Fund to be used for the establishment of Title IX offices at every public postsecondary institution in the state. Further transfers \$500,000 from the La. Mega-Project Development Fund into the Power-Based Fund.

Existing law authorizes monies in the Lafayette Parish Visitor Enterprise Fund to be used for planning, development, and capital improvements at or adjacent to the Cajundome. New law further authorizes monies in the fund to be used for operating costs of the Cajundome.

New law requires the treasurer to transfer any remaining monies from the Coronavirus Aid, Relief, and Economic Security (CARES) Act on June 30, 2021, to the State Coronavirus Relief Fund (established in existing law), including remaining CARES Act balances in the Coronavirus Local Recovery Allocation Fund, the Louisiana Main Street Recovery Fund, and the Critical Infrastructure Workers Hazard Pay Rebate Fund established in existing law.

New law repeals the following funds, effective July 1, 2022: the Archaeological Curation Fund, the Audubon Golf Trail Development Fund, the Geaux Pass Transition Fund, and the Scenic Rivers Fund.

New law directs the La. Law Institute to make necessary corrections to references in existing law relative to funds converted to "dedicated fund accounts" by new law.

Provisions in new law relative to the conversion of "special treasury funds" to "special dedicated fund accounts" become effective June 30, 2022. All other provisions of new law become effective upon signature of governor (June 7, 2021).

(Amends R.S. 15:587(B) and 598, R.S. 22:835(C) and (F) and 2134(A), (B)(intro. para.), and (C), R.S. 30:21(B)(2), 101.9(A)-(C) and (D)(intro. para.), 2351.41, 2380, and 2418(G), (I)(3) and (4), (J), (M)(3) and (4), and (O)(3) and (5), R.S. 32:412.3, 429.2(A), (B), and (C)(intro. para.), 868, 1526(B), and 1731, R.S. 39:100.43(L), 100.44(Q), and 100.48(C), R.S. 40:5.10, 39.1(B)(2), (3)(intro. para.), and (4), 1379.3.1(C) and (D), 1379.7(B), 1428(C), 1472.20(A), 1664.9(N), 1730.68, and 1849(D)(2), (3), (4)(intro. para.), and (5), R.S. 45:169.1, 844.14(A)(4), and 1177(B) and (C), R.S. 46:2403(A), (C), and (D)(1), R.S. 47:302.18(B), 463.149(F) and (G), 1835(B) and (D)(4), and 6007(C)(4)(h)(ii), (iii)(intro. para.), and (iv), R.S. 48:105.1(B) and (D), 381(G), 381.1(E), and 381.2(D) and (G)(1), R.S. 49:214.40(A) and (C), R.S. 56:10(B)(1)(d), (5), and (7)(a) and (D), 10.1, 164(A) and (B)(intro. para.), 700.2(A)(intro. para.), (1), and (3) and (B)-(D), 1703(A), (B)(intro. para.), (C)(intro. para.),

(1), and (2)(intro. para.), and (D), and 1705(A) and (B); Adds R.S. 39:100.11, 100.26, 100.71, and 100.101; Repeals R.S. 9:154.2, R.S. 41:1615, and R.S. 56:1706 and 1844)