
HOUSE COMMITTEE AMENDMENTS

2022 Regular Session

Amendments proposed by House Committee on Appropriations to Original House Bill No. 406 by Representative Zeringue

AMENDMENT NO. 1

On page 1, line 2, between "To" and "relative to certain" delete "provide" and insert in lieu thereof "amend and reenact R.S. 39:100.52(C) and to enact R.S. 39:100.52(D), Subpart Q-2 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.123, Subpart Q-3 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.124, Subpart Q-4 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.125, Subpart S of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.146, and Subpart V of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.171,"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." and before "Notwithstanding" insert "(A)"

AMENDMENT NO. 3

On page 1, between lines 10 and 11, insert the following:

"(B) Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer \$152,818,325, to be comprised wholly of nonrecurring revenues out of the State General Fund from the Fiscal Year 2020-2021 surplus, as recognized by the Revenue Estimating Conference, to the Capital Outlay Savings Fund."

AMENDMENT NO. 4

On page 1, line 13, after "Louisiana" delete the remainder of the line in its entirety and at the beginning of line 14 delete "originated as House Bill No. ____" and insert in lieu thereof: "Outdoors Forever Fund contingent upon the Act which originated as House Bill No. 762"

AMENDMENT NO. 5

On page 1, delete lines 19 through 21 in their entirety and on page 2 delete lines 1 and 2 in their entirety and insert the following in lieu thereof:

"(C) Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer \$3,250,965 from the Conservation Fund to the Oyster Resource Management Account.

(D) Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer \$6,000,000 from the State General Fund (Direct) to the Higher Education Initiatives Fund.

(E) Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer \$135,000,000 from the State General Fund (Direct) to the Self-Insurance Fund.

(F) Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer \$40,000,000 from the State General Fund (Direct) to the Louisiana Early Childhood Education Fund.

(G) Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer \$86,741,864 from the Louisiana Coronavirus

1 Capital Projects Fund to the Granting Unserved Municipalities Broadband Opportunities
2 (GUMBO) Fund.

3 (H) Notwithstanding any provision of law to the contrary, the state treasurer is
4 hereby authorized and directed to transfer \$25,000,000 from the Louisiana Rescue Plan Fund
5 to the Workforce Training Rapid Response Fund.

6 (I) Notwithstanding any provision of law to the contrary, the state treasurer is hereby
7 authorized and directed to transfer \$45,000,000 from the State General Fund (Direct) to the
8 Jean Boudreaux Settlement Compromise Fund.

9 (J) Notwithstanding any provision of law to the contrary, the state treasurer is hereby
10 authorized and directed to transfer \$175,000 from the Louisiana Rescue Plan Fund into the
11 Small Business Innovation Recruitment Fund contingent upon the Act that originated as
12 House Bill No. 795 of this 2022 Regular Session of the Legislature becoming law.

13 (K) Notwithstanding any provision of law to the contrary, the state treasurer is
14 hereby authorized and directed to transfer \$500,000 from the Louisiana Rescue Plan Fund
15 into the Small Business Innovation Fund contingent upon the Act that originated as House
16 Bill No. 796 of this 2022 Regular Session of the Legislature becoming law.

17 (L) Notwithstanding any provision of law to the contrary, the state treasurer is
18 hereby authorized and directed to transfer \$1,105,000 from the Louisiana Rescue Plan Fund
19 into the Small Business Innovation Retention Fund contingent upon the Act that originated
20 as House Bill No. 786 of this 2022 Regular Session of the Legislature becoming law.

21 (M) Notwithstanding any provision of law to the contrary, the state treasurer is
22 hereby authorized and directed to transfer \$450,000,000 from the Louisiana Rescue Plan
23 Fund into the Water Sector Fund.

24 (N) Notwithstanding any provision of law to the contrary, the state treasurer is
25 hereby authorized and directed to transfer \$805,843 from the Louisiana Main Street
26 Recovery Rescue Plan Fund to the Louisiana Rescue Plan Fund.

27 (O) Notwithstanding any provision of law to the contrary, the state treasurer is
28 hereby authorized and directed to transfer \$5,000,000 from the State General Fund (Direct)
29 to the Engineering Fee Subfund of the Water Sector Fund, as established in this Act.

30 (P) Notwithstanding any provision of law to the contrary, the state treasurer is
31 hereby authorized and directed to transfer \$500,000,000 from the State General Fund
32 (Direct) to the Revitalizing and Developing Infrastructure in All of Louisiana Fund, as
33 established in this Act.

34 (Q) Notwithstanding any provision of law to the contrary, the state treasurer is
35 hereby authorized and directed to transfer \$30,000,000 from the Louisiana Rescue Plan Fund
36 to the Early Childhood Supports and Services Program Fund, as established in this Act.

37 (R) Notwithstanding any provision of law to the contrary, the state treasurer is
38 hereby authorized and directed to transfer \$23,699,098 from the Louisiana Rescue Plan Fund
39 to the Matching Funds Fund, as established in this Act.

40 (S) Notwithstanding any provision of law to the contrary, the state treasurer is
41 authorized and directed to transfer \$5,000,000 from the State General Fund (Direct) to the
42 Geaux Teach Fund contingent upon the Act that originated as House Bill No. 346 of the
43 2022 Regular Session of the Legislature becoming law.

44 (T) Notwithstanding any provision of law to the contrary, the state treasurer is
45 hereby authorized and directed to transfer \$8,020,902 from the Louisiana Rescue Plan Fund
46 to the Rural Primary Care Physicians Development Fund, as established in this Act.

47 (U) Notwithstanding any provision of law to the contrary, the state treasurer is
48 hereby authorized and directed to transfer \$83,491,947 from the State General Fund (Direct)
49 to the Capital Outlay Savings Fund.

50 Section 3.(A) Notwithstanding any provision of law to the contrary, the state
51 treasurer is hereby authorized and directed to transfer \$42,500,000 from the State General
52 Fund (Direct) to the Construction Subfund of the Transportation Trust Fund.

53 (B) Notwithstanding any provision of law to the contrary, the state treasurer is
54 hereby authorized and directed to transfer \$30,000,000 from the State General Fund (Direct)
55 to the Jean Boudreaux Settlement Compromise Fund.

56 (C) Notwithstanding any provision of law to the contrary, the state treasurer is
57 hereby authorized and directed to transfer \$33,000,000 from the State General Fund (Direct)
58 to the Hurricane Ida Recovery Fund, as established in this Act.

1 Section 4. R.S. 39:100.52(C) is hereby amended and reenacted and R.S.
 2 39:100.52(D), Subpart Q-2 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana
 3 Revised Statutes of 1950, comprised of R.S. 39:100.123, Subpart Q-3 of Part II-A of Chapter
 4 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S.
 5 39:100.124, Subpart Q-4 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana
 6 Revised Statutes of 1950, comprised of R.S. 39:100.125, and Subpart S of Part II-A of
 7 Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of
 8 R.S. 39:100.146, are hereby enacted to read as follows:

9 §100.52. Water Sector Fund

10 * * *

11 C. Monies in the fund shall be used to provide grant funding for repairs,
 12 improvements, and consolidation of water systems and ~~sewerage sewer systems and~~
 13 ~~repairs and improvements necessitated by storm water~~ pursuant to the Water Sector
 14 Program as provided in R.S. 39:100.56.

15 D. The Engineering Fee Subfund, hereafter referred to in this Section as the
 16 subfund, is hereby created in the state treasury as a subfund in the Water Sector
 17 Fund. Monies appropriated or transferred to the subfund shall be deposited by the
 18 state treasurer after compliance with the provisions of Article VII, Section 9(B) of
 19 the Constitution of Louisiana. Monies in the subfund shall be invested in the same
 20 manner as monies in the Water Sector Fund, and any interest earned on the
 21 investment of subfund monies shall be credited to the subfund. All unexpended and
 22 unencumbered monies in the subfund at the end of the fiscal year shall remain in the
 23 subfund. Monies in the subfund shall be used to provide grant funding to certain
 24 political subdivisions for engineering fees arising out of application to the Water
 25 Sector Program.

26 * * *

27 SUBPART Q-2. REVITALIZING AND DEVELOPING INFRASTRUCTURE IN ALL
 28 OF LOUISIANA FUND

29 §100.123. Revitalizing and Developing Infrastructure in All of Louisiana
 30 Fund

31 A. There is hereby established in the state treasury as a special fund the
 32 Revitalizing and Developing Infrastructure in All of Louisiana Fund, hereafter
 33 referred to in this Section as the "RADIAL Fund". Within the fund are further
 34 created the following subfunds: the Construction Subfund and the Preservation
 35 Subfund. Monies appropriated or transferred to the RADIAL Fund shall be
 36 deposited by the state treasurer after compliance with the provisions of Article
 37 VII, Section 9(B) of the Constitution of Louisiana. Of the initial amount
 38 deposited into the RADIAL Fund by the Act that originated as House Bill No.
 39 406 of the 2022 Regular Session of the Legislature, an amount equal to four
 40 hundred million dollars shall be deposited in and credited to the Construction
 41 Subfund, and an amount equal to one hundred million dollars shall be deposited
 42 in and credited to the Preservation Subfund.

43 B. Monies in the RADIAL Fund and subfunds shall be invested by the
 44 treasurer in the same manner as state general fund monies. Interest earned on
 45 monies in the RADIAL Fund and subfunds shall be credited to the RADIAL Fund
 46 and subfunds for which the interest was earned. Unexpended and unencumbered
 47 monies in the RADIAL Fund and subfunds at the end of the fiscal year shall
 48 remain in the RADIAL Fund or subfund to which they are credited.

49 C. Monies in the Construction Subfund shall be used by the Department
 50 of Transportation and Development solely for the direct costs associated with
 51 actual project delivery, construction, and maintenance of construction projects
 52 approved by the Joint Legislative Committee on the Budget. Monies in the
 53 Preservation Subfund shall be used by the Department of Transportation and
 54 Development solely for the direct costs associated with actual project delivery,
 55 construction, and maintenance of road repair and preservation projects approved
 56 by the Joint Legislative Committee on the Budget.

57 SUBPART Q-3. MATCHING FUNDS FOR REVOLVING LOAN FUNDS

58 §100.124. Matching Funds Fund; creation

A. There is hereby created in the state treasury as a special fund the Matching Funds Fund, hereafter referred to in this Section as the "fund". Monies appropriated or transferred to the fund shall be deposited by the state treasurer after compliance with the provisions of Article VII, Section 9(B) of the Constitution of Louisiana. Monies in the fund shall be invested by the treasurer in the same manner as state general fund monies. Interest earned on monies in the fund shall be credited to the state general fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund.

B. Of the amount originally deposited into the fund by the Act that originated as House Bill No. 406 of the 2022 Regular Session of the Legislature, the Department of Environmental Quality is authorized, subject to appropriation, to use an aggregate amount up to ten million twenty thousand three hundred dollars for matching funds for the Clean Water State Revolving Fund established pursuant to R.S. 30:2302.

C. Of the amount originally deposited into the fund by the Act that originated as House Bill No. 406 of the 2022 Regular Session of the Legislature, the Louisiana Department of Health is authorized, subject to appropriation, to use an aggregate amount up to thirteen million, six hundred seventy-eight thousand seven hundred ninety-eight dollars for matching funds for the Drinking Water Revolving Loan Fund established pursuant to R.S. 40:2823.

D. The provisions of this Section shall terminate on December 31, 2026.

SUBPART Q-4. EARLY CHILDHOOD SUPPORTS AND SERVICES PROGRAM FUND

§100.125. Early Childhood Supports and Services Program Fund; creation

A. There is hereby established in the state treasury as a special fund the Early Childhood Supports and Services Program Fund, hereafter referred to in this Section as the "fund". Monies appropriated or transferred to the fund shall be deposited by the state treasurer after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on investment of monies in the fund shall be credited to the fund. Until December 1, 2024, unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The treasurer is hereby authorized and directed to transfer any unexpended and unencumbered monies in the fund on December 1, 2024, and any interest attributable to such funds, to the Louisiana Rescue Plan Fund. Monies in the fund shall be used by the Louisiana Department of Health to fund its Early Childhood Supports and Service Program.

B. The provisions of this Section shall terminate on December 31, 2026.

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SUBPART S. RURAL PRIMARY CARE PHYSICIANS DEVELOPMENT FUND

§100.146. Rural Primary Care Physicians Development Fund; creation

A. There is hereby established in the state treasury as a special fund the Rural Primary Care Physicians Development Fund, hereafter referred to in this Section as the fund. Monies appropriated or transferred to the fund shall be deposited by the state treasurer after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on investment of monies in the fund shall be credited to the fund. Until December 1, 2024, unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The treasurer is hereby authorized and directed to transfer any unexpended and unencumbered monies in the fund on December 1, 2024, and any interest attributable to such funds, to the Louisiana Rescue Plan Fund. Monies in the fund shall be used by the Louisiana Department of Health to fund the Health Professional Development Program established pursuant to R.S. 40:1205.1 et seq.

B. The provisions of this Section shall terminate on December 31, 2026.

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SUBPART V. HURRICANE IDA RECOVERY FUND

§100.171. Hurricane Ida Recovery Fund

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 A. There is hereby created in the state treasury, as a special fund, the
2 Hurricane Ida Recovery Fund, hereinafter referred to in this Section as the "fund".
3 Monies in the fund shall be used to assist in repairing structural damage caused by
4 the 2021 hurricane season in South Louisiana.

5 B. Monies appropriated or transferred to the fund shall be deposited by the
6 state treasurer after compliance with the requirements of Article VII, Section 9(B)
7 of the Constitution of Louisiana relative to the Bond Security and Redemption Fund.
8 Monies in the fund shall be invested in the same manner as monies in the state
9 general fund. Interest earned on the investment of monies in the fund shall be
10 deposited in and credited to the fund. Subject to appropriation, the Department of
11 the Treasury shall administer distribution of monies from the fund.

12 Section 5.A. This Section and Sections 1, 2, and 4 of this Act shall become effective
13 upon signature by the governor or, if not signed by the governor, upon expiration of the time
14 for bills to become law without signature by the governor, as provided by Article III, Section
15 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved
16 by the legislature, this Section and Sections 1, 2, and 4 of this Act shall become effective on
17 the day following such approval.

18 B. Section 3 of this Act shall become effective on July 1, 2022; if vetoed by the
19 governor and subsequently approved by the legislature, Section 3 of this Act shall become
20 effective on July 1, 2022, or on the day following such approval by the legislature,
21 whichever is later."