
DIGEST

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HB 1018 Engrossed

2022 Regular Session

Edmonds

Abstract: Establishes the Temporary Sales Tax Fund and provides for the deposit of the avails of the .45% state sales and use tax into the fund.

Present law levies a .45% state sales and use tax. Further provides the levy will expire June 30, 2025.

Present law provides that the collections from the .45% sales and use tax are deposited into the state general fund. Proposed law provides instead that the avails of the .45% sales and use tax are deposited into the Temporary Sales Tax Fund as provided in proposed law (R.S. 39:100.125).

Proposed law creates the "Temporary Sales Tax Fund" as a special treasury fund. Provides that after compliance with the requirements of present constitution (Article VII, Section 9(B)) relative to the Bond Security and Redemption Fund, and prior to placing monies into the state general fund, the treasurer shall pay an amount equal to the monies received by the state treasury from the avails of the tax imposed pursuant to present law (R.S. 47:321.1) except for monies dedicated pursuant to present law (R.S. 48:77) into the fund.

Proposed law establishes four separate subfunds within the fund and requires the monies deposited into the fund to be allocated to these subfunds as follows:

- (1) 30%, not to exceed \$100,000,000 each year, to be credited to the Lake Charles Bridge Subfund. Requires monies in this subfund to be appropriated to the Dept. of Transportation and Development (DOTD) solely for direct costs associated with actual project delivery, construction, and maintenance of the I-10 bridge in the greater Lake Charles area.
- (2) 50%, not to exceed \$166,666,667 each year, to be credited to the Baton Rouge Bridge Subfund. Requires monies in this subfund to be appropriated to DOTD solely for direct costs associated with actual project delivery, construction, and maintenance of a new bridge in the greater Baton Rouge area.
- (3) 20%, not to exceed \$66,666,667 each year, to be credited to the I-49 Projects Subfund. Requires monies in this subfund to be appropriated to DOTD solely for direct costs associated with the expansion of the I-49 south corridor.
- (4) If a subfund reaches its annual maximum credit amount, then any additional funds that would have been credited to the subfund shall be deposited into the Non-Federal Eligible Highway

Program Subfund. Requires monies in this subfund to be appropriated to DOTD solely for direct costs associated with actual project delivery, construction, and maintenance of highways in the Non-Federal Eligible Highway Program.

Proposed law requires monies in each subfund to be invested in the same manner as monies in the state general fund and interest earned on such investment shall be deposited into each subfund. Unexpended and unencumbered monies in each subfund at the end of each fiscal year shall remain in the subfund to which they have been credited.

Proposed law limits the maximum amount of monies that may be deposited into each subfund established in proposed law to deposits from the avails of the .45% state sales and use tax and not to monies deposited into the subfund through donation, appropriation, or funds transfer.

Effective on July 1, 2022

(Amends R.S. 47:321.1(G); Adds R.S. 39:100.125)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Ways and Means to the original bill:

1. Exempt monies dedicated pursuant to present law (R.S. 48:77) from proposed law.
2. Establish four separate subfunds within the Temporary Sales Tax Fund for deposit of the avails of the proceeds of the .45% state sales and use tax and the use of the proceeds of the tax as follows:
 - (1) Lake Charles Bridge Subfund - 30% of the monies in the fund, not to exceed \$100,000,000 each year, to be appropriated to DOTD to be used solely for direct costs associated with actual project delivery, construction, and maintenance of the I-10 bridge in the greater Lake Charles area.
 - (2) Baton Rouge Bridge Subfund - 50% of the monies in the fund, not to exceed \$166,666,667 each year, to be appropriated to DOTD solely for direct costs associated with actual project delivery, construction, and maintenance of a new bridge in the greater Baton Rouge area.
 - (3) I-49 Projects Subfund - 20%, not to exceed \$66,666,667 each year, to be appropriated to DOTD solely for direct costs associated with the expansion of the I-49 south corridor.
 - (4) Non-Federal Eligible Highway Program Subfund - additional monies after a subfund meets its annual maximum amount that would have been deposited into a subfund to be appropriated to DOTD solely for direct costs associated with

actual project delivery, construction, and maintenance of highways in the Non-Federal Eligible Highway Program.

3. Limit the maximum amount of monies that may be deposited into each subfund to deposits from the avails of the .45% state sales and use tax and not to monies deposited into the subfund through donation, appropriation, or funds transfer.
4. Change the effective date of proposed law from signature of the governor or lapse of time for gubernatorial action to July 1, 2022.