

ACT No. 15

2022 Regular Session

HOUSE BILL NO. 397

BY REPRESENTATIVE BISHOP

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AN ACT

To amend and reenact R.S. 30:2531(C)(4) and 2532(Section heading) and (A)(5), R.S. 32:412(A)(1), (2), (5), and (6), and (B)(1), (2), and (7)(e)(i)(cc) and (ee) and (ii)(cc) and (ee), R.S. 47:463.43(Section heading), (A), and (D), and R.S. 56:10(B)(15), to enact R.S. 56:10(B)(17), and to repeal R.S. 30:2532(B), relative to funding for environmental education and litter abatement; to separate the litter abatement and education account into an account for litter abatement and an account for environmental education; to redirect existing fines, fees, and donations dedicated for these purposes into the separate accounts; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 30:2531(C)(4) and 2532(Section heading) and (A)(5) are hereby amended and reenacted to read as follows:

§2531. Intentional littering prohibited; criminal penalties; simple littering prohibited; civil penalties; special court costs

* * *

C. Whoever violates the provisions of this Section shall pay special court costs of one hundred dollars in lieu of other costs of court and the special court costs shall be disbursed as follows:

* * *

(4) Twenty-five dollars shall be paid to the state treasury for credit to the Litter Abatement ~~and Education~~ Account.

* * *

1 §2532. Collection and distribution of fines; litter abatement ~~and education~~ account

2 A. All fines collected under the provisions of this Part shall be payable as
3 follows:

4 * * *

5 (5) The remainder shall be paid to the state treasury for credit to the litter
6 abatement ~~and education~~ account.

7 * * *

8 Section 2. R.S. 32:412(A)(1), (2), (5), and (6), and (B)(1), (2), and (7)(e)(i)(cc) and
9 (ee) and (ii)(cc) and (ee) are hereby amended and reenacted to read as follows:

10 §412. Amount of fees; credit or refund; duration of license; veteran designation;
11 disabled veteran designation; university logo; "I'm a Cajun" designation;
12 needs accommodation designation; autism spectrum disorder designation;
13 disbursement of funds; renewal by mail or electronic commerce of Class "D"
14 or "E" drivers' licenses; disposition of certain fees; exception

15 A.(1) Every applicant for a Class "D" driver's license, or for a renewal of a
16 Class "D" driver's license, except those bona fide residents of the city of New
17 Orleans, shall pay for such basic license a fee of forty-two dollars and seventy-five
18 cents. Eleven dollars and fifteen cents of the fee shall be paid to the Louisiana State
19 Police Retirement System Fund. One dollar and fifty cents of the fee shall be
20 forwarded by the department to the litter abatement ~~and education~~ account which is
21 created ~~with~~ within the Conservation Fund through the provisions of R.S.
22 56:10(B)(15).

23 (2) The fee for Class "D" driver's licenses, or renewal of a Class "D" driver's
24 license, issued to bona fide residents of the city of New Orleans shall be fifty-four
25 dollars, fifteen dollars of which shall be payable by the department to the board of
26 trustees of the police pension fund of the city of New Orleans. One dollar and
27 eighty-four cents of the fee shall be paid to the Louisiana State Police Retirement
28 System Fund. One dollar and fifty cents of the fee shall be forwarded by the

1 department to the litter abatement ~~and education~~ account which is created within the
2 Conservation Fund through the provisions of R.S. 56:10(B)(15).

3 * * *

4 (5) Every applicant for a Class "E" driver's license, or for a renewal of a
5 Class "E" driver's license, except those bona fide residents of the city of New
6 Orleans, shall pay for such basic license a fee of twenty dollars and twenty-five
7 cents, which shall be the cost of such basic license. Five dollars and sixty-three cents
8 of the fee shall be paid to the Louisiana State Police Retirement System Fund. One
9 dollar and fifty cents of the fee shall be forwarded by the department to the litter
10 abatement ~~and education~~ account which is created within the Conservation Fund
11 through the provisions of R.S. 56:10(B)(15).

12 (6) The fee for a Class "E" driver's license, or renewal of a Class "E" driver's
13 license, issued to bona fide residents of the city of New Orleans shall be twenty
14 dollars and twenty-five cents, three dollars and seventy-five cents of which shall be
15 paid by the department to the board of trustees of the police pension funds of the city
16 of New Orleans. Three dollars and seventy-five cents of the fee shall be paid to the
17 Louisiana State Police Retirement System Fund. One dollar and fifty cents of the fee
18 shall be forwarded by the department to the litter abatement ~~and education~~ account
19 which is created within the Conservation Fund through the provisions of R.S.
20 56:10(B)(15).

21 * * *

22 B.(1) Every applicant for a Class "A", "B", or "C" commercial driver's
23 license, or for a renewal of a basic Class "A", "B", or "C" commercial driver's
24 license, except for those bona fide residents of the city of New Orleans, shall pay for
25 such basic license a fee of sixty-one dollars and fifty cents. Sixteen dollars and
26 twenty cents of the fee shall be paid to the Louisiana State Police Retirement System
27 Fund. One dollar and fifty cents of the fee shall be forwarded by the department to
28 the litter abatement ~~and education~~ account which is created within the Conservation
29 Fund through the provisions of R.S. 56:10(B)(15).

1 (2) The fee for a basic Class "A", "B", or "C" commercial driver's license,
 2 or for the renewal of a basic Class "A", "B", or "C" commercial driver's license,
 3 issued to bona fide residents of the city of New Orleans shall be seventy-six dollars
 4 and fifty cents, fifteen dollars of which fee shall be paid by the department to the
 5 board of trustees of the police pension fund of the city of New Orleans. Fifteen
 6 dollars of the fee shall be paid to the Louisiana State Police Retirement System Fund.
 7 One dollar and fifty cents of the fee shall be forwarded by the department to the litter
 8 abatement ~~and education~~ account which is created with the Conservation Fund
 9 through the provisions of R.S. 56:10(B)(15).

10 * * *

11 (7)

12 * * *

13 (e)(i)

14 * * *

15 (cc) Seventy-five cents of the fee shall be paid to the office of state police.
 16 Two dollars and seventy-five cents of the fee shall be paid to the Louisiana State
 17 Police Retirement System Fund. One dollar and fifty cents of the fee shall be
 18 forwarded by the department to the litter abatement ~~and education~~ account which is
 19 created within the Conservation Fund through the provisions of R.S. 56:10(B)(15).

20 * * *

21 (ee) Five dollars and fifty-six cents of the fee shall be paid to the Louisiana
 22 State Police Pension and Retirement System Fund. One dollar and fifty cents of the
 23 fee shall be forwarded by the department to the litter abatement ~~and education~~
 24 account which is created within the Conservation Fund through the provisions of
 25 R.S. 56:10(B)(15).

26 * * *

27 (ii)

28 * * *

29 (cc) One dollar and fifty cents of the fee shall be paid to the Board of
 30 Trustees of the Police Pension Fund of the city of New Orleans. One dollar and fifty

1 cents of the fee shall be paid to the State Police Pension and Retirement Fund. One
2 dollar and fifty cents of the fee shall be forwarded by the department to the litter
3 abatement ~~and education~~ account which is created within the Conservation Fund
4 through the provisions of R.S. 56:10(B)(15).

5 * * *

6 (ee) Seven dollars and fifty cents of the fee shall be payable by the
7 department to the board of trustees of the police pension fund of the city of New
8 Orleans. Ninety-two cents of the fee shall be paid to the State Police Pension and
9 Retirement Fund. One dollar and fifty cents of the fee shall be forwarded by the
10 department to the litter abatement ~~and education~~ account which is created within the
11 Conservation Fund through the provisions of R.S. 56:10(B)(15).

12 * * *

13 Section 3. R.S. 47:463.43(Section heading), (A), and (D) are hereby amended and
14 reenacted to read as follows:

15 §463.43. Special license plates; environmental education ~~and litter reduction section~~
16 account

17 A. The Department of Public Safety and Corrections shall establish a special
18 prestige motor vehicle license plate for environmental education by the Department
19 of Wildlife and Fisheries for the purposes provided in R.S. 56:10(B)~~(15)~~(17). The
20 license plates shall be restricted to use on passenger cars, pickup trucks, vans, and
21 recreational vehicles.

22 * * *

23 D. The department shall collect the donation for each license plate and
24 forward the donation as provided in Subsection C of this Section to the Department
25 of Wildlife and Fisheries. The one dollar handling fee as provided in Subsection C
26 of this Section shall be retained by the department to offset the administrative costs.
27 The funds received by the Department of Wildlife and Fisheries pursuant to this
28 Section shall be deposited in the ~~litter abatement and~~ environmental education

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

1 account which is created within the Conservation Fund through the provisions of
2 R.S. 56:10(B)~~(15)~~(17), and used solely for the purposes of that fund.

3 * * *

4 Section 4. R.S. 56:10(B)(15) is hereby amended and reenacted and R.S.
5 56:10(B)(17) is hereby enacted to read as follows:

6 §10. Annual report to governor; estimate of proposed expenditures; particular funds;
7 limitations on purposes for use of monies in particular funds and accounts;
8 warrants; vouchers; surplus funds

9 * * *

10 B.

11 * * *

12 (15)(a) There is hereby created within the Conservation Fund a special
13 account known as the "litter abatement ~~and education~~ account" which shall consist
14 of ~~donations collected from the sale of the environmental education license plate~~
15 ~~provided for in R.S. 47:463.43~~; revenue received by the Conservation Fund from the
16 Department of Public Safety and Corrections, office of motor vehicles as provided
17 in R.S. 32:412; revenue received by the Conservation Fund from fines for violations
18 of the provisions of Part I of Chapter 21 of Subtitle II of Title 30 as provided in R.S.
19 30:2531 and 2532; funds from public or private donations and any other source
20 which may specify deposit to this account; and any remaining balance in the litter
21 abatement and education account as of August 1, 2022. The revenues shall be
22 subject to the same requirements as provided for other revenues placed in the
23 Conservation Fund in Paragraph (1) of this Subsection.

24 (b) The funds in this account shall be used solely for the following:

25 (i) ~~To develop, review, approve, and implement a plan for statewide~~
26 ~~environmental education.~~

27 (ii) To provide for ~~environmental education~~ litter abatement grant programs
28 in the state.

29 (iii) ~~To develop an environmental education curriculum framework.~~

1 ~~(iv) To develop guidelines for incorporating environmental education into~~
 2 ~~teacher education requirements.~~

3 ~~(v) To develop environmental education teacher professional development.~~

4 ~~(vi) To provide for formal environmental education.~~

5 ~~(vii)(ii)~~ (ii) To provide for litter abatement and enforcement.

6 ~~(viii)(iii)~~ (iii) To support community-based litter abatement programs.

7 ~~(ix) To develop, disseminate, and assess litter education and awareness~~
 8 ~~programs and materials.~~

9 * * *

10 (17)(a) There is hereby created within the Conservation Fund a special
 11 account known as the "environmental education account" which shall consist of
 12 donations collected from the sale of the environmental education license plate
 13 provided for in R.S. 47:463.43 and funds from public or private donations and any
 14 other source which may specify deposit to this account. The revenues shall be
 15 subject to the same requirements as provided for other revenues placed in the
 16 Conservation Fund in Paragraph (1) of this Subsection.

17 (b) The funds in this account shall be used solely for the following:

18 (i) To develop, review, approve, and implement a plan for statewide
 19 environmental education.

20 (ii) To provide for environmental education grant programs in the state.

21 (iii) To develop an environmental education curriculum framework.

22 (iv) To develop guidelines for incorporating environmental education into
 23 teacher education requirements.

24 (v) To develop environmental education teacher professional development.

25 (vi) To provide for formal environmental education.

26 (vii) To develop, disseminate, and assess litter education and awareness
 27 programs and materials.

28 * * *

1 Section 5. R.S. 30:2532(B) is hereby repealed in its entirety.

2 _____
SPEAKER OF THE HOUSE OF REPRESENTATIVES

3 _____
PRESIDENT OF THE SENATE

4 _____
GOVERNOR OF THE STATE OF LOUISIANA

5 APPROVED: _____