RÉSUMÉ DIGEST

ACT 340 (HB 261)   **2023 Regular Session**   **Bishop**

Existing law establishes the Revenue Stabilization Trust Fund and provides for deposits and uses of monies in the fund. Authorizes use of monies in the fund for certain specified purposes if the balance of the fund at the beginning of the year is in excess of $5 billion.

Prior law authorized use of monies in the fund in such circumstances for capital outlay projects and transportation infrastructure. New law authorizes use of monies in the fund for capital outlay projects, transportation infrastructure, or both.

Prior law restricted appropriations from the fund in such circumstances to a maximum of 10% of the fund balance. New law restricts appropriations from the fund in such circumstances to a maximum aggregate of 10% of the fund balance.

Prior law provided that to ensure that the money in the fund is available for appropriation in an emergency, the legislature may authorize an appropriation from the fund at any time and for any purpose after consent of 2/3 of the elected members of each house of the legislature regardless of the fund balance and without a maximum cap on withdrawals. New law repeals prior law.

New law provides for the monies in the Revenue Stabilization Fund to be used to offset deficits in the current or next fiscal year. Provides for monies from the fund to offset a deficit only after the maximum allowable amount of monies have been withdrawn from the Budget Stabilization Fund established in existing law. Additionally, requires the consent of 2/3 of the elected members of each house of the legislature for such appropriation and institutes a maximum withdrawal of $250 million for each such deficit.

Effective if and when the proposed constitutional amendment contained in the Act which originated as House Bill No. 244 of the 2023 R.S. is adopted at a statewide election and becomes effective.

(Amends R.S. 39:100.112(E)(1) and (F); Adds R.S. 39:100.112(G))