2025 Regular Session

HOUSE BILL NO. 461

## BY REPRESENTATIVE MCFARLAND

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana. FUNDS/FUNDING: Provides for the transfer, deposit, and use of monies among state funds

1	AN ACT
2	To enact R.S. 39:100.112(F)(2)(d), relative to certain treasury funds; to provide for the
3	transfer, deposit, and use, as specified, of monies in certain treasury funds and
4	accounts; to authorize appropriation from the Revenue Stabilization Fund; to provide
5	for an effective date; and to provide for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. Notwithstanding any provision of law to the contrary, the state treasurer
8	is hereby authorized and directed to transfer \$148,771,996 to be comprised wholly of
9	nonrecurring revenues out of the State General Fund from the Fiscal Year 2023-2024
10	surplus, as recognized by the Revenue Estimating Conference, to the Budget Stabilization
11	Fund.
12	Section 2. R.S. 39:100.112 is hereby amended and reenacted to read as follows:
13	§100.112. Revenue Stabilization Trust Fund
14	* * *
15	F.
16	* * *
17	(2)
18	* * *

1	(d) Notwithstanding any provision of this Paragraph to the contrary, for fiscal
2	year 2025-2026, the minimum fund balance shall equal two billion two hundred
3	million dollars and the allowable percentage shall equal thirty-three percent.
4	* * *
5	Section 3. In accordance with the provisions of Article VII, Section 10.15(F)(3) of
6	the Constitution of Louisiana, the Legislature of Louisiana, two-thirds of each house
7	concurring, does hereby authorize appropriation from the Revenue Stabilization Trust Fund
8	for the purpose of addressing emergency conditions across the state in Fiscal Year 2025-
9	2026.
10	Section 4. This Act shall become effective upon signature by the governor or, if not
11	signed by the governor, upon expiration of the time for bills to become law without signature
12	by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
13	vetoed by the governor and subsequently approved by the legislature, this Act shall become
14	effective on the day following such approval.

## DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 461 Original 2025 Regular Session

McFarland

Abstract: Transfers state general fund monies to certain special funds and accounts in the state treasury.

<u>Proposed law</u> transfers 25% of the FY 2023-2024 surplus (\$148,771,996) to the Budget Stabilization Fund.

<u>Present constitution</u> creates the Revenue Stabilization Trust Fund and establishes a minimum fund balance required for appropriations for certain purposes and an allowable percentage of the fund that may be appropriated. Authorizes the legislature to change the minimum fund balance or allowable percentage. <u>Proposed law</u> lowers the minimum fund balance from \$5 B to \$2.2 B and increases the allowable percentage from 10% to 33% for Fiscal Year 2025-2026.

<u>Proposed law</u> also provides for the authorization of an appropriation from the Revenue Stabilization Trust Fund for the purpose of addressing emergency conditions across the state in Fiscal Year 2025-2026, with two-thirds of each house concurring.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 39:100.112(F)(2)(d))