2015 Regular Session

HOUSE BILL NO. 762

BY REPRESENTATIVES TALBOT, STUART BISHOP, FOIL, GEYMANN, HARRIS, HARRISON, HAVARD, HENSGENS, JAY MORRIS, PEARSON, POPE, RICHARD, AND SCHRODER

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

FUNDS/FUNDING: Eliminates certain statutory dedications of funds and eliminates certain dedications into certain funds

1	AN ACT
2	To amend and reenact R.S. 3:2(C), 4321(B), and 4423(3), R.S. 9:165(C), R.S.
3	13:5073(A)(1) and 5077(H), R.S. 17:407.27(B)(3), 3046.3(C), 3048.1(Y)(3), and
4	4019(C), R.S. 22:1476(A)(2) and 1931.8, R.S. 23:1514(D)(5), R.S. 27:27.1(F),
5	92(B)(2), 247, 249(A), 270(A)(2) and (3)(a), and 437, R.S. 33:9551(E)(3),
6	9561(E)(3), and 9571(E)(3), R.S. 39:82(A), 100.61(B)(1), and 352, R.S. 40:1582(E),
7	1593, 1730.53(6), and 2845(A)(6), R.S. 42:262(B), R.S. 46:977.13, R.S. 47:481, and
8	9029(B), R.S. 48:77(B), 196.1(B), and 2074(A) and Section 4(B) of Act No. 421 of
9	the 2013 Regular Session of the Legislature and to repeal R.S. 3:277, 4321(C) and
10	(D), and 4411, R.S. 9:165.1, R.S. 11:545, R.S. 15:147(B)(14), 167, 185.5, and
11	572.8(N), R.S. 17:354, 421.7, 1874, 3129.6, 3138.2, 3138.3, 3138.4, and Part VI of
12	Chapter 42 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S.
13	17:4001, R.S.22:347, 831(B), 835(C) through (F), and 1931.9, R.S. 24:39, R.S.
14	27:92(C), 392(B)(2) and (4) through (6), and (C)(6), and 439, R.S. 28:842, R.S.
15	33:171(B) and (C), R.S. 39:97.3, 98.7, Subpart G of Part II of Chapter 1 of Subtitle
16	I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.1,
17	Subpart H of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised
18	Statutes of 1950, comprised of R.S. 39:100.11, Subpart I of Part II of Chapter 1 of
19	Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S.

Page 1 of 33

1	39:100.21, Subpart J of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana
2	Revised Statutes of 1950, comprised of R.S. 39:100.26, Subpart K of Part II of
3	Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950,
4	comprised of R.S. 39:100.31, Subpart M of Part II of Chapter 1 of Subtitle I of Title
5	39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.41, Subpart
6	N of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes
7	of 1950, comprised of R.S. 39:100.51, Subpart P-1 of Part II of Chapter 1 of Subtitle
8	I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.81,
9	Subpart Q-1 of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised
10	Statutes of 1950, comprised of R.S. 39:100.122, Subpart R of Part II of Chapter 1 of
11	Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S.
12	39:100.126, Subpart R-1 of Part II of Chapter 1 of Subtitle I of Title 39 of the
13	Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.136, and R.S.
14	39:1357, R.S. 40:16.2, 1428(C), 1547, 1730.68 and 2845(D) and (E), R.S. 46:2913,
15	R.S. 47:318, 841.1, 1520(A)(1)(e), 1602.1, and 6351(G)(3) and (4), R.S. 48:196,
16	2073(24)(d), 2077(24), and 2082(B), and Chapter 32 of Title 48 of the Louisiana
17	Revised Statutes of 1950, comprised of R.S. 48:2111 through 2119, R.S. 49:259,
18	and Chapter 37-A of Title 51 of the Louisiana Revised Statutes of 1950, comprised
19	of R.S. 51:2211 through 2216, Part VI-A of Chapter 39 of Title 51 of the Louisiana
20	Revised Statutes of 1950, comprised of R.S. 51:2361 through 2363, Part VI-B of
21	Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S.
22	51:2365 through 2367, Code of Criminal Procedure Article 926.1(K), Section 7(A)
23	of Act No. 420 of the 2013 Regular Session of the Legislature, and Section 3 of Act
24	No. 1065 of the 1997 Regular Session of the Legislature, relative to special treasury
25	funds, to provide for the elimination of certain special treasury funds; to eliminate
26	certain dedications into certain special treasury funds; to eliminate certain authority
27	to issue debt; to eliminate the Louisiana Agricultural Finance Authority Fund, Forest
28	Protection Fund, Forest Productivity Fund, Department of Public Safety Peace
29	Officers Fund, Tobacco Control Special Fund, Louisiana Public Defender Fund,

1 Indigent Parent Representation Program Fund, Innocence Compensation Fund, 2 Academic Improvement Fund, Support Education in Louisiana First Fund, 3 Workforce Training Rapid Response Fund, Higher Education Initiatives Fund, 4 Louisiana Charter School Start-Up Loan Fund, Two Percent Fire Insurance Fund, 5 Louisiana State Police Salary Fund, Louisiana Fire Marshal Fund, Municipal Fire 6 and Police Civil Service Fund, Legislative Capitol Technology Enhancement Fund, 7 Riverboat Gaming Enforcement Fund, Pari-Mutuel Live Racing Facility Gaming 8 Control Fund, Rehabilitation for the Blind and Visually Impaired Fund, Equine 9 Health Studies Program Fund, Southern University AgCenter Program Fund, Friends 10 of NORD Fund, Video Draw Poker Device Fund, Video Draw Poker Device Purse 11 Supplement Fund, Compulsive and Problem Gaming Fund, Tobacco Settlement 12 Enforcement Fund, Payments Towards the UAL Fund, Sports Facility Assistance 13 Fund, Overcollections Fund, FEMA Reimbursement Fund, State Emergency 14 Response Fund, Louisiana Interoperability Communications Fund, Health Care 15 Redesign Fund, Community Water Enrichment Fund, Insurance Fraud Investigation 16 Fund, Louisiana State University Firemen Training Program Film Library Fund, 17 Industrialized Building Program Fund, Marketing Fund, Tobacco Tax Health Care 18 Fund, Department of Justice Legal Support Fund, Rapid Response Fund, Louisiana 19 Mega-Project Development Fund, DNA Testing Post-Conviction Relief for Indigents 20 Fund, 2013 Amnesty Collections Fund, Casino Support Services Fund, Workforce 21 and Innovation for a Strong Economy Fund, Competitive Core Growth Fund, 22 Science, Technology, Engineering and Math (STEM) Upgrade Fund, Louisiana 23 Asbestos Detection and Abatement Fund, Center of Excellence for Autism Spectrum 24 Disorder Fund, Major Events Fund, Unfunded Accrued Liability and Specialized 25 Educational Institutions Support Fund, MediFund, Transportation Mobility Fund, 26 Department of Health and Hospitals' Facility Support Fund, Louisiana Emergency 27 Response Network Fund, FMAP Stabilization Fund, Fund for Louisianians in Need 28 of Civil Legal Assistance, Fiscal Administrator Revolving Loan Fund, Status of 29 Grandparents Raising Grandchildren Fund, and State Highway Improvement Fund;

1	to authorize the transfer of balances between funds; to provide for deposit of monies
2	into the state general fund; and to provide for related matters.
3	Be it enacted by the Legislature of Louisiana:
4	Section 1. R.S. 3:2(C), 4321(B), and 4423(3) are hereby amended and reenacted to
5	read as follows:
6	§2. Creation, powers, and duties of Department of Agriculture and Forestry and the
7	commissioner of agriculture and forestry
8	* * *
9	C. All funds derived from the sale of timber on state lands under this Section
10	shall be deposited in the state treasury. Monies derived from the sale of timber on
11	state lands in the custody of the Department of Health and Hospitals shall be
12	deposited into the Department of Health and Hospitals' Facility Support Fund as
13	provided in R.S. 40:16.2. The legislature shall annually appropriate to the
14	Department of Agriculture and Forestry the costs incurred by that department under
15	the provisions of this Section.
16	* * *
17	§4321. Forest protection tax
18	* * *
19	B. The tax shall be entered on the tax rolls by the assessor and shall be paid
20	by the owner of such timberland to the sheriff and ex officio tax collector of the
21	parish in which the timberland is located in the same manner as parish ad valorem
22	taxes and, when collected, shall be remitted to the state treasurer. to be used solely
23	as provided in this Part.
24	* * *
25	§4423. Definitions
26	As used in this Part, the following terms shall have the meanings ascribed
27	below:
28	* * *

1	(3) "Incentives" means any tax exemption, tax credit, tax exclusion, tax
2	deduction, rebate, investment, contract, or grant made available by the state to
3	directly support the purchase of forestry products. "Incentives" shall not mean any
4	such benefit available under statutorily provided programs including Louisiana
5	Quality Jobs Program Act (R.S. 51:2451, et seq.), Louisiana Enterprise Zone Act
6	(R.S. 51:1781, et seq.), Industry Assistance (R.S. 47:4301, et seq.), Industrial Tax
7	Exemption (La. Const. Art. VII, Sec. 21(F), Economic Development Award Program
8	(R.S. 51:2341), Economic Development Loan Program (R.S. 51:2312), Tax
9	Equalization (R.S. 47:3201, et seq.), Rapid Response Fund (R.S. 51:2361), and
10	Mega-Project Development Fund (R.S. 51:2365).
11	Section 2. R.S. 9:165(C) is hereby amended and reenacted to read as follows:
12	§165. Deposit of funds
13	* * *
14	C.(1) The Unclaimed Property Leverage Fund is created as a special fund in
15	the state treasury for the deposit of a portion of the funds received by the
16	administrator under this Chapter. The state treasurer shall deposit into the
17	Unclaimed Property Leverage Fund each fiscal year fifteen million dollars only the
18	amount necessary to satisfy the obligation of Paragraph (2) of this Subsection.
19	(a) There is hereby created, as a special account in the Unclaimed Property
20	Leverage Fund, the I-49 North Account. The source of monies in the I-49 North
21	Account shall be fifty percent of the funds deposited in the Unclaimed Property
22	Leverage Fund each fiscal year, any monies appropriated to the fund by the
23	legislature, including federal funds, donations, gifts, or grants, and any other monies
24	as may be provided by law.
25	(b) There is hereby created, as a special account in the Unclaimed Property
26	Leverage Fund, the I-49 South Account. The source of monies in the I-49 South
27	Account shall be fifty percent of the funds deposited in the Unclaimed Property
28	Leverage Fund each fiscal year, any monies appropriated to the fund by the

Page 5 of 33

1

2

legislature, including federal funds, donations, gifts, or grants, and any other monies as may be provided by law.

3 (2) Monies appropriated from the funds shall be expended only in
 4 accordance with the provisions of this Paragraph:

(a) For transfer transferred to the State Bond Commission, hereinafter 5 6 referred to as the "commission", to pay the principal, premium, and interest of 7 unclaimed property bonds issued by the commission pursuant to R.S. 9:165.1 as of 8 March 1, 2015, as the bonds become due and payable and to fund such reserves for 9 contingencies, costs, and expenses as may be required by the resolution authorizing 10 the issuance of such bonds as well as pay amounts of ongoing expenses associated 11 with the administration, maintenance, or evaluation of the bonds issued for Interstate 12 49 North and Interstate 49 South. Proceeds of the bonds, except monies needed to 13 fund reserves and pay costs of issuance, and to the extent not needed to pay debt 14 service or other amounts due under the resolution authorizing the bonds, shall be 15 expended utilizing any or all powers granted to the commission including the 16 funding or securitization of revenue bonds. Monies from the I-49 North Account 17 shall be used exclusively to match federal funds to be used by the Department of 18 Transportation and Development for the costs for and associated with the 19 construction of Interstate 49 North from Interstate 20 in the city of Shreveport to the 20 Louisiana/Arkansas border. Monies from the I-49 South Account shall be used 21 exclusively to match federal funds to be used by the Department of Transportation 22 and Development for the costs for and associated with the construction of Interstate 23 49 South from Interstate 10 in the city of Lafayette to the West Bank Expressway in 24 the city of New Orleans.

(b) For transfer to the Department of Transportation and Development: (i) Funds from the I-49 North Account to be used exclusively to match federal funds to be used for the costs for and associated with the construction of Interstate 49 North from Interstate 20 in the city of Shreveport to the

25

26

27

28

29 Louisiana/Arkansas border; provided, however, that the monies in the fund shall first

Page 6 of 33

1	be applied to that portion of the project from I-220 to the Louisiana/Arkansas border;
2	and
3	(ii) Funds from the I-49 South Account to be used exclusively to match
4	federal funds to be used for the costs for and associated with the construction of
5	Interstate 49 South from Interstate 10 in the city of Lafayette to the West Bank
6	Expressway in the city of New Orleans.
7	(3) All unexpended and unencumbered monies in the Unclaimed Property
8	Leverage Fund, the I-49 North Account, and the I-49 South Account at the end of the
9	fiscal year shall remain in the Unclaimed Property Leverage Fund, the I-49 North
10	Account, and the I-49 South Account and interest earned on the investment of these
11	monies shall be credited to the Unclaimed Property Leverage Fund, the I-49 North
12	Account, and the I-49 South Account.
13	* * *
14	Section 3. R.S. 13:5073(A)(1) and 5077(H) are hereby amended and
15	reenacted to read as follows:
16	§5073. Certifications; directory; tax stamps
17	A.(1) Every tobacco product manufacturer whose cigarettes are sold in this
18	state, whether directly or through a distributor, retailer, or similar intermediary or
19	intermediaries, shall execute and deliver on a form prescribed by the attorney general
20	a certification to the secretary and attorney general, no later than the thirtieth day of
21	April each year, certifying under penalty of perjury that, as of the date of such
22	certification, such tobacco product manufacturer either: is a participating
23	manufacturer; or is in full compliance with R.S. 13:5061 et seq., including all
24	installment payments required by R.S. 13:5075(J). For the initial certification
25	submitted no later than the thirtieth of April each year, a manufacturer shall pay to
26	the attorney general a fee of five hundred dollars. The fees generated pursuant to this
27	Section shall be deposited in the Tobacco Settlement Enforcement Fund state general

1	fund and used solely and exclusively for purposes of enforcement of the Master
2	Settlement Agreement, pursuant to R.S. 39:98.7.
3	* * *
4	§5077. Miscellaneous provisions
5	* * *
6	H. If a court determines that a person has violated this Part, the court shall
7	order any profits, gains, gross receipts, or other benefits from the violation to be
8	disgorged and paid to the state treasurer for deposit in the tobacco control special
9	fund, which is hereby created state general fund. The tobacco control special fund
10	shall be used by the attorney general for tobacco enforcement and control matters.
11	Unless otherwise expressly provided, the remedies or penalties provided by this Part
12	are cumulative to each other and to the remedies or penalties available under all
13	other laws of this state.
14	* * *
15	Section 4. R.S. 17:407.27(B)(3), 3046.3(C), 3048.1(Y)(3), and 4019(C) are hereby
16	amended and reenacted to read as follows:
17	§407.27. The Cecil J. Picard LA 4 Early Childhood Program; early childhood
18	development and enrichment activity classes; financial assistance
19	* * *
20	В.
21	* * *
22	(3) As provided in this Subsection, when a participating school district
23	receives privately funded scholarship funds pursuant to this Subsection, the annual
24	appropriation of state funds for the Cecil J. Picard LA 4 Early Childhood Program
25	shall be reduced by the amount of the private scholarship program funds so received.
26	The commissioner of administration shall determine and specify the amount of the
27	reduction from the source of the funds to provide the maximum benefit to the state
28	from the privately funded scholarship program. The state treasurer shall deposit the
29	amount of the reduction as specified by the commissioner of administration into the

Page 8 of 33

1	Overcollections Fund created in R. S. 39:100.21 and credit the deposit to an account
2	within the fund hereby established and created to be known as the "Program
3	Participation Savings Account" state general fund.
4	* * *
5	§3046.3 Private Scholarships
6	* * *
7	C. As provided in this Section, when an eligible college or university
8	receives privately funded scholarship funds on behalf of a student, the state funds for
9	the Louisiana GO Grant program shall be reduced by the amount of the private
10	scholarship program funds so received. The commissioner of administration shall
11	determine and specify the amount of the reduction from the source of the funds to
12	provide the maximum benefit to the state from the privately funded scholarship
13	program. The state treasurer shall deposit the amount of the reduction as specified
14	by the commissioner of administration into the Overcollections Fund created in R.
15	S. 39:100.21 and credit the deposit to an account within the fund hereby established
16	and created to be known as the "Program Participation Savings Account" state
17	general fund.
18	* * *
19	§3048.1. Program awards; eligibility; amounts; limitations; funding; administration
20	* * *
21	Υ.
22	* * *
23	(3) As provided in this Subsection, when an eligible college or university
24	receives privately funded scholarship funds on behalf of a student, the state funds for
25	the TOPS program shall be reduced by the amount of the private scholarship
26	program funds so received. It is understood and provided that a reduction shall not
27	effect the estimated nature of the TOPS appropriation as provided in the act or acts
28	that contain such appropriations. The commissioner of administration shall
29	determine and specify the amount of the reduction from the source of the funds to

Page 9 of 33

1	provide the maximum benefit to the state from the privately funded scholarship
2	program. The state treasurer shall deposit the amount of such reduction as specified
3	by the commissioner of administration into the Overcollections Fund created in R.S.
4	39:100.21 and credit the deposit to an account within the fund hereby established and
5	created to be known as the "Program Participation Savings Account" state general
6	<u>fund</u> .
7	* * *
8	§4019. Private scholarships
9	* * *
10	C. As provided in this Section, when a participating school receives privately
11	funded scholarship funds on behalf of a student pursuant to this Section, the annual
12	appropriation of state funds for the Student Scholarships for Educational Excellence
13	program shall be reduced by the amount of such private scholarship program funds
14	so received. The commissioner of administration shall determine and specify the
15	amount of the reduction from the source of the funds to provide the maximum
16	benefit to the state from the privately funded scholarship program. The state
17	treasurer shall deposit the amount of such reduction as specified by the
18	commissioner of administration into the Overcollections Fund created in R.S.
19	39:100.21 and credit such deposit to an account within the fund hereby established
20	and created to be known as the "Program Participation Savings Account" state
21	general fund.
22	Section 5. R.S. 22:1476(A)(2) and 1931.8 are hereby amended and reenacted to read
23	as follows:
24	§1476. Assessments against insurers; dedications
25	А.
26	* * *
27	(2) An amount equal to two and one-fourth hundredths of one percent of the
28	gross direct premiums received in this state, in the preceding year; two and thirty-
29	seven hundredths of one percent of the direct gross premiums received in this state,

Page 10 of 33

1	in the year 2001; and two and one-half hundredths of one percent of the direct gross
2	premiums received in the state, in the year 2003 and every year thereafter by insurers
3	doing business in this state and subject to this Subpart, less returned premiums shall
4	be deposited by the commissioner of insurance with the state treasurer to be credited
5	to a special fund created in the state treasury entitled the Municipal Fire and Police
6	Civil Service Operating Fund, hereinafter known as the "fund". Subject to an annual
7	appropriation by the legislature pursuant to the provisions of R.S. 33:2480 and 2540,
8	monies in the fund shall be used solely to support the operations of the office of state
9	examiner, Municipal Fire and Police Civil Service. Monies in the fund shall be
10	invested by the treasurer in the same manner as monies in the state general fund and
11	interest earned on investment of these monies shall be credited to the state general
12	fund. All unexpended and unencumbered monies in the fund at the end of the fiscal
13	year shall revert to the state general fund.
14	* * *
15	§1931.8. Deposit of monies collected
16	All monies collected pursuant to this Part shall be dedicated to and deposited
17	into the Insurance Fraud Investigation Fund pursuant to R.S. 40:1428(C) state
18	general fund. Forty percent of the monies deposited into the fund pursuant to this
19	Part shall be allocated from the fund to the attorney general's office for purposes as
20	provided by law.
21	Section 6. R.S. $23:1514(D)(5)$ is hereby amended and reenacted to read as follows:
22	§1514. Worker training fund; purpose; training programs; eligibility criteria;
23	program administration
24	* * *
25	D.
26	* * *
27	(5) The administrator may annually set aside an amount up to ten percent of
28	the amount appropriated to the fund by the state legislature for preemployment
29	training in any year in which the legislature appropriates funds for training equal to

Page 11 of 33

1	or exceeding those funds appropriated in the previous year to the Rapid Response
2	Fund created by R.S. 51:2361 or to the Louisiana Economic Development Fund
3	created by R.S. 51:2315. All preemployment training shall require an employer
4	matching contribution of not more than fifty percent, and job placement outcomes
5	at wage rates commensurate with training, as determined by the administrator
6	pursuant to duly promulgated rules and regulations.
7	* * *
8	Section 7. R.S. 27:27.1(F), 92(B)(2), 247, 249(A), 270(A)(2) and (3)(a), and 437 are
9	hereby amended and reenacted to read as follows:
10	§27.1. Uniform compulsive and problem gambling program
11	* * *
12	F. In any proceeding brought against any licensee, permittee or casino
13	gaming operator and any employee thereof for a willful violation of the self-
14	exclusion rules of the board, the board may order the forfeiture of any money or
15	thing of value obtained by the licensee or the casino gaming operator from any self-
16	excluded person. Any money or thing of value so forfeited shall be deposited into
17	the Compulsive and Problem Gaming Fund established pursuant to R.S. 28:842 state
18	general fund.
19	* * *
20	§92. Collection and disposition of fees
21	* * *
22	В.
23	* * *
24	(2) After complying with the provisions of Paragraph (1) of this Subsection,
25	the state treasurer shall, each fiscal year, credit the following amounts to the
26	following funds:
27	(a)(i) One percent, not to exceed five hundred thousand dollars, to the
28	Compulsive and Problem Gaming Fund established by R.S. 28:842.

Page 12 of 33

1	(ii) The amounts of winnings withheld and remitted in accordance with R.S.
2	27:85(B)(2), which shall be deposited into the Compulsive and Problem Gaming
3	Fund provided for in R.S. 28:842 state general fund.
4	(b)(i) Except as provided in Item (ii) of this Subparagraph, the The franchise
5	fee paid pursuant to R.S. $27:91(C)(1)$ to the state general fund.
6	(ii) Nine percent of the franchise fee paid pursuant to R.S. 27:91(C)(1) which
7	is attributable to any riverboat gaming licensee which pays additional franchise fees
8	pursuant to the provisions of R.S. 27:91(C)(2) through (4) to the Support Education
9	in Louisiana First Fund as provided in R.S. 17:421.7.
10	(ii) Nine percent of the license fee paid pursuant to R.S. 27:91(B)(2) which
11	is attributable to any riverboat gaming licensee which pays additional franchise fees
12	pursuant to the provisions of R.S. $27:91(C)(2)$ through (4) to the Support Education
13	in Louisiana First Fund as provided in R.S. 17:421.7 state general fund.
14	(iii) The franchise fees paid pursuant to R.S. $27:91(C)(2)$ through (4) to the
15	Support Education in Louisiana First Fund as provided in R.S. 17:421.7 state general
16	<u>fund</u> .
17	(c) To a special fund, which is hereby created in the state treasury and
18	entitled the Riverboat Gaming Enforcement Fund, the state general fund an amount
19	equal to the revenues received by the state pursuant to this Chapter, less any monies
20	credited to other funds pursuant to the provisions of Subparagraphs (a) and (b) of this
21	Paragraph.
22	* * *
23	§247. Casino support services contract; Casino Support Services Fund
24	A. Subject to and in accordance with the provisions of this Chapter, the
25	gaming control board shall enter into a casino support services contract with the
26	governing authority of the parish where the official gaming establishment is located
27	in order to compensate the parish for the cost to the parish for providing support
28	services resulting from the operation of the official gaming establishment and the
29	activities therein. Support services as used in this Section shall include but not be

Page 13 of 33

1 limited to fire, police, sanitation, health, transportation, and traffic services. The 2 amount of the contract shall be determined by negotiation and agreement between 3 the gaming control board and the parish, subject to approval by the Joint Legislative 4 Committee on the Budget. In the event that a new contract is not agreed upon by the 5 gaming control board and the parish by March thirty-first of any year, the contract 6 currently in effect shall be submitted to the Joint Legislative Committee on the 7 Budget for approval of the amount of the contract at the next meeting of the 8 committee. If the committee approves the amount of the contract the chairman shall 9 notify the treasurer of the amount of the contract and, the contract shall remain in full 10 force and effect. If the committee disapproves or does not act upon the amount of 11 the contract, the contract shall be null, void, and of no effect and the treasurer shall 12 be prohibited from depositing monies into the Casino Support Services Fund.

13B.(1) There is hereby created in the state treasury, as a special fund, the14Casino Support Services Fund, hereinafter referred to as the "fund", to provide15compensation to the parish governing authority pursuant to a casino support services16contract executed pursuant to Subsection A of this Section.

17 (2) Monies in the fund shall be invested in the same manner as monies in the
 18 general fund. Interest earned on investment of monies in the fund shall be credited
 19 to the fund. Unexpended and unencumbered monies in the fund at the end of the
 20 fiscal year shall remain in the fund.

C. Monies in the fund shall be appropriated to the parish governing authority
 and used to compensate the parish for its costs for providing support services
 resulting from the operation of the official gaming establishment and the activities
 therein.

*

*

*

26 §249. Compulsive gambling; posting information

25

A. The corporation shall include the cost of the transfer of its monies to the
state treasurer for deposit into the Compulsive and Problem Gaming Fund as

Page 14 of 33

1	required by R.S. 27:270(A)(2) state general fund as a budgeted item and expense of
2	the corporation.
3	* * *
4	§270. Deposit of revenues; expenditures and investments authorized; transfer of
5	revenues to state treasury; corporation operating account; audit of
6	corporation books and records; audits
7	А.
8	* * *
9	(2)(a) Quarterly, the corporation shall transfer to the state treasury one
10	percent of its operating account, not to exceed five hundred thousand dollars per
11	fiscal year. These monies shall first be credited to the Bond Security and
12	Redemption Fund in accordance with Article VII, Section 9(B) of the Constitution
13	of Louisiana. Thereafter, the state treasurer shall deposit the monies into the
14	Compulsive and Problem Gaming Fund established by R.S. 28:842 state general
15	<u>fund</u> .
16	(b) Quarterly, the corporation shall transfer to the state treasury for deposit
17	into the Compulsive and Problem Gaming Fund provided for in R.S. 28:842 state
18	general fund the amount of revenues withheld and remitted in accordance with R.S.
19	27:260(D).
20	(3)(a) Daily, the corporation shall transfer to the state treasury for deposit
21	into certain funds in the treasury, as provided in this Paragraph, the amount of net
22	revenues which the corporation determines are surplus to its needs. After first being
23	credited to the Bond Security and Redemption Fund in accordance with Article VII,
24	Section 9(B) of the Constitution of Louisiana, and after satisfying any other
25	requirements of the Constitution and laws of Louisiana, such net revenues shall be
26	deposited as follows: into the state general fund.
27	(i) In each year for which the Joint Legislative Committee on the Budget
28	disapproves or does not act upon the amount of the casino support services contract

1	as provided in R.S. 27:247 and no monies are deposited in and credited to the Casino
2	Support Services Fund:
3	(aa) Ten percent shall be deposited in and credited to the Support Education
4	in Louisiana First Fund as provided in R.S. 17:421.7 and shall be used solely and
5	exclusively for the same purposes provided for in Paragraph (B)(1) of that Section.
6	(bb) Ninety percent shall be deposited in and credited to the Support
7	Education in Louisiana First Fund as provided in R.S. 17:421.7.
8	(ii) In each year for which the Joint Legislative Committee on the Budget
9	approves the amount of the casino support services contract as provided in
10	R.S. 27:247:
11	(aa) The first one million eight hundred thousand dollars shall be deposited
12	in and credited to the Casino Support Services Fund.
13	(bb) The next sixty million dollars shall be deposited in and credited to the
14	Support Education in Louisiana First Fund as provided in R.S. 17:421.7.
15	(cc) After satisfying the requirements of Subitems (aa) and (bb) of this Item,
16	monies shall be deposited into the Casino Support Services Fund until the casino
17	support services contract is fully funded for that year.
18	(dd) After satisfying the requirements of Subitem (cc) of this Item, the
19	remainder of the monies shall be deposited in and credited to the Support Education
20	in Louisiana First Fund as provided for in R.S. 17:421.7.
21	* * *
22	§437. Video Draw Poker Device Fund; distribution and expenditure Video draw
23	poker device revenue distribution
24	A. The division shall collect all fees, fines, and penalties assessed under the
25	provisions of this Chapter and under the rules and regulations of the division.
26	B.(1)(a) All revenues and other monies received by the division, except those
27	monies specified by the provisions of R.S. $27:435(D)(4)$ which shall be deposited as
28	provided by R.S. 27:439, shall be forwarded by the division to the state treasurer for
29	immediate deposit in the state treasury.

Page 16 of 33

1	(b) Funds so deposited shall first be credited to the Bond Security and
2	Redemption Fund in accordance with Article VII, Section 9(B) of the Constitution
3	of Louisiana.
4	(c) Thereafter, the state treasurer shall, each fiscal year, credit to a special
5	fund, which is hereby created in the state treasury and entitled the Video Draw Poker
6	Device Fund, an amount equal to all revenues received by the division pursuant to
7	the provisions of this Chapter, except those funds specified by the provisions of R.S.
8	27:435(D)(4), which shall be deposited as provided by R.S. 27:439 and those funds
9	withheld pursuant to R.S. 27:443(A)(2) which shall be remitted for deposit to the
10	Compulsive and Problem Gaming Fund provided for in R.S. 28:842.
11	(2) After complying with the provisions of Paragraph (1) of this Subsection,
12	the state treasurer shall, each fiscal year, credit the following amounts to the
13	following special funds:
14	(a) One percent, not to exceed five hundred thousand dollars, to the
15	Compulsive and Problem Gaming Fund established by R.S. 28:842.
16	(b) To a special fund, which is hereby created in the state treasury and
17	entitled the Video Draw Poker Device Fund, an amount equal to all revenues
18	received by the division pursuant to the provisions of this Section, less any monies
19	credited to another fund pursuant to the provisions of Subparagraph (a) of this
20	Paragraph.
21	C. Except as provided in Paragraph (3) of this Subsection, the monies in the
22	Video Draw Poker Device Fund shall only be withdrawn pursuant to appropriation
23	by the legislature and shall be distributed as follows:
24	(1) Twenty-five percent to be distributed in the following priority:
25	(a) First, sufficient funds shall be deposited in the state treasury to provide
26	district attorneys and assistant district attorneys any increased compensation which
27	may be provided to them by any law enacted in the 1992 Regular Session, not to
28	exceed five million, four hundred thousand dollars.

1	(b) Second, except as provided by R.S. 33:171(B) and (C), the money
2	remaining after the distribution provided for in Subparagraph (1)(a) shall be
3	distributed as follows:
4	(i) To the governing authorities of municipalities in which video draw poker
5	devices are operated, the amount of the distribution to be based upon the proportion
6	of the total amount of fees, fines, and penalties the municipality contributes to the
7	statewide total, to be used for enforcement of the provisions of this Chapter, offenses
8	relating to gambling, and any other purpose.
9	(ii) To the governing authority of each parish in which video draw poker
10	devices are operated and the sheriff of each such parish, to be divided equally
11	between them, the amount of the distribution to be based upon the proportion of the
12	total amount of fees, fines, and penalties the parish contributes, outside of any
13	incorporated areas, to the statewide total, to be used for enforcement of the
14	provisions of this Chapter, offenses relating to gambling, and any other purpose.
15	(iii) Amounts distributed pursuant to this Subparagraph may be redistributed
16	among the authorized recipients pursuant to a written agreement, ratified by a vote
17	of the governing authority of each recipient, among all affected recipients when, as
18	a result of a change in governmental organizational circumstances, the proportionate
19	distribution among the recipients has changed.
20	(2) An amount shall be allocated to the Department of Public Safety and
21	Corrections and to the Department of Justice, pursuant to legislative appropriation,
22	for regulatory, administrative, investigative, enforcement, legal, and such other
23	expenses as may be necessary to carry out the provisions of this Chapter and for
24	activities associated with enforcement of laws and regulations governing video draw
25	poker devices.
26	(3) Any monies in the fund not required to meet the purposes provided for
27	in Paragraphs (1) and (2) shall be credited to and deposited in the state general fund
28	as they become available. Any unexpended or unencumbered monies remaining in

Page 18 of 33

1	the Video Draw Poker Device Fund at the end of the fiscal year shall revert to the
2	state general fund.
3	(4) An amount equal to all franchise payments exempted pursuant to R.S.
4	27:321 shall be considered to be part of the Video Draw Poker Device Fund for
5	purposes of calculating the distribution of the fund pursuant to Paragraphs (1) and
6	(2).
7	Section 8. R.S. 33:9551(E)(3), 9561(E)(3) and 9571(E)(3) are hereby amended and
8	reenacted to read as follows:
9	§9551. St. Landry Parish Pari-mutuel Live Racing Economic Redevelopment and
10	Gaming Control Assistance District
11	* * *
12	E. Tax.
13	* * *
14	(3) The district is specifically authorized to transfer to the state such amounts
15	as are necessary to address the policies established by this Chapter and Chapter 7 of
16	Title 27 of the Louisiana Revised Statutes of 1950. Specifically: (a) the The district
17	shall transfer one-fourth of the net proceeds of such tax to the state and the state
18	treasurer is directed to deposit any such amount received in the Pari-mutuel Live
19	Racing Facility Gaming Control Fund to be administered and expended as provided
20	in R.S. 27:392(B)(1) and (2), and (b) the district shall transfer three-fourths of the net
21	proceeds of such tax to the state and the state treasurer is directed to deposit any such
22	amount into the state general fund; however, five percent of the total proceeds
23	transferred to the state shall be deposited in the St. Landry Parish Excellence Fund
24	created by R.S. 27:392(B)(3)(b).
25	* * *
26	§9561. Bossier Parish Pari-Mutuel Live Racing Economic Redevelopment and
27	Gaming Control Assistance District
28	* * *

Page 19 of 33

1	E. Tax.
2	* * *
3	(3) The district is specifically authorized to transfer to the state such amounts
4	as are necessary to address the policies established by this Chapter and Chapter 7 of
5	Title 27 of the Louisiana Revised Statutes of 1950. Specifically (a) the The district
6	shall transfer one-fourth of the net proceeds of such tax to the state and the state
7	treasurer is directed to deposit any such amount received in the Pari-mutuel Live
8	Racing Facility Gaming Control Fund to be administered and expended as provided
9	in R.S. 27:392(B)(1) and (2), and (b) the district shall transfer three-fourths of the net
10	proceeds of such tax to the state and the state treasurer is directed to deposit any such
11	amount into the state general fund; however, five percent of the total proceeds
12	transferred to the state shall be deposited in the Bossier Educational Excellence
13	Fund.
14	* * *
15	§9571. Calcasieu Parish Pari-mutuel Live Racing Economic Redevelopment and
16	Gaming Control Assistance District
17	* * *
18	E. Tax.
19	* * *
20	(3) The district is specifically authorized to transfer to the state such amounts
21	as are necessary to address the policies established by this Chapter and Chapter 7 of
22	Title 27 of the Louisiana Revised Statutes of 1950. Specifically: the The district
23	shall transfer one-fourth of the net proceeds of such tax to the state, and the state
24	treasurer is directed to deposit any such amount received in the Pari-mutuel Live
25	Racing Facility Gaming Control Fund to be administered and expended as provided
26	in R.S. 27:392(B)(1) and (2); and the district shall transfer three-fourths of the net
27	proceeds of such tax to the state, and the state treasurer is directed to deposit any
28	such amount into the state general fund. However, five percent of the total proceeds

1	transferred to the state shall be deposited in the Calcasieu Parish Excellence Fund
2	created by R.S. 27:392(B)(3)(c).
3	* * *
4	Section 9. R.S. 39:82(A), 100.61(B)(1), and 352 are hereby amended and reenacted
5	to read as follows:
6	§82. Remission of cash balances to the state treasurer; authorized withdrawals of
7	state monies after the close of the fiscal year
8	A. All cash balances occurring from appropriations made by legislative act
9	or by the Interim Emergency Board regardless of date of passage to any state agency
10	for which no bona fide liability exists on the last day of each fiscal year shall be
11	remitted to the state treasurer by the fifteenth day following the last day of the fiscal
12	year. Any appropriations including those made by the Interim Emergency Board of
13	the preceding fiscal year remaining at the end of the fiscal year against which bona
14	fide liabilities existed as of the last day of the fiscal year may be withdrawn from the
15	state treasury during the forty-five day period after the last day of the fiscal year only
16	as such liabilities come due for payment. Prior to placing monies associated with
17	such unexpended appropriations into the state general fund, the state treasurer shall
18	make deposits to the Payments Towards the UAL Fund as are necessary to satisfy
19	the requirements of R.S. 39:100.11.
20	* * *
21	§100.61. New Opportunities Waiver Fund
22	* * *
23	B.(1) The source of monies in the fund shall be as follows:
24	(a) In any fiscal year, the state treasurer is directed to deposit twelve percent
25	of all recurring state general fund revenue, not to exceed fifty million dollars in any
26	fiscal year, as recognized by the Revenue Estimating Conference in excess of the
27	Official Forecast at the beginning of the current fiscal year into the New
28	Opportunities Waiver Fund, and monies in the fund from this Subparagraph shall be
29	used for appropriation in the ensuing fiscal year.

Page 21 of 33

1	(b) Monies designated for the fund and monies received by the state treasurer
2	pursuant to the provisions of R.S. 47:120.171 or from donations, gifts, grants,
3	appropriations, or other revenue.
4	* * *
5	§352. Cancellation of unexpended portions of appropriations; exceptions
6	Whenever any specific appropriation is made to meet any item of expenditure
7	which occurs annually by provision of law or for contingent expense, and any
8	portion of it remains unexpended at the end of the year for which the specific
9	appropriation was made, after all legal claims against it for the year have been paid,
10	the commissioner of administration shall cancel any balance of the appropriation,
11	and each succeeding year he shall open a new account for the appropriation which
12	may be made for that particular year, without carrying forward any unexpended
13	balance of appropriation made for any previous year. This provision shall not apply
14	to appropriations made to pay the debt of the state, principal and interest. Prior to
15	placing monies associated with such unexpended appropriations into the state general
16	fund, the state treasurer shall make deposits to the Payments Towards the UAL Fund
17	as are necessary to satisfy the requirements of R.S. 39:100.11.
18	Section 10. R.S. 40:1582(E), 1593, 1730.53(6), and 2845(A)(6) are hereby amended
19	and reenacted to read as follows:
20	§1582. Emergency elevator access; master key; substitute emergency measures;
21	enforcement; penalty; rulemaking authority
22	* * *
23	E. The office of state fire marshal shall enforce this Section. Any person
24	who fails to comply with the requirements of this Section is subject to an
25	administrative fine of not more than one thousand dollars, in addition to any other
26	penalty provided by law. All administrative fines shall be deposited into the
27	Louisiana Fire Marshal Fund state general fund.
28	* * *

Page 22 of 33

1	§1593. Volunteer firefighters; medical and life insurance
2	The state fire marshal is authorized to negotiate for and to purchase out of
3	funds available for such purpose in the Two Percent Fire Insurance Fund provided
4	for in R.S. 22:347(A) a group insurance policy to provide medical benefits, death
5	benefits, and burial benefits for volunteer firefighters of the state suffering injury or
6	death while engaged in the scope of their duties as volunteer firefighters. Such
7	policy shall cover all bona fide volunteers starting the day upon which their
8	membership begins without any prior certification to the state fire marshal's office
9	or to the insurer. The state fire marshal shall deliver to each volunteer unit a printed
10	notice concerning the policy requirements as to written notice of claim and written
11	proof of loss including the period in which such must be filed. The volunteer unit
12	shall post such notice in a conspicuous place at its facilities.
13	* * *
14	§1730.53. Definitions
15	As used in this Part, the following terms and phrases shall have the meaning
16	ascribed to them in this Section, unless the context clearly indicates otherwise:
17	* * *
18	(6) "Fund" means the Industrialized Building Program Fund state general
19	<u>fund</u> .
20	* * *
21	§2845. Board; functions, powers, and duties
22	A. The board shall:
23	* * *
24	(6) Establish and maintain a statewide trauma registry to collect and analyze
25	data on the incidence, severity, and causes of trauma, including traumatic brain
26	injury. The registry shall be used to improve the availability and delivery of pre-
27	hospital or out-of-hospital care and hospital trauma care services.
28	(a) The board shall promulgate rules and regulations according to the
29	Administrative Procedure Act to do the following:

Page 23 of 33

1	(i) (a) Define specific data elements required to be furnished to the registry
2	by every health care facility certified by the department as a trauma center.
3	(ii) (b) Define trauma data elements that all other health care facilities shall
4	be required to furnish to the registry.
5	(iii) (c) Establish a process for submission, analysis, and reporting of registry
6	data.
7	(b) Required reporting to the state trauma registry is contingent on LERN
8	providing adequate financial support through the Louisiana Emergency Response
9	Network Fund to cover administrative costs.
10	* * *
11	Section 11. R.S. 42:262(B) is hereby amended and reenacted to read as follows:
12	§262. Special attorney or counsel
13	* * *
14	B. Any recovery or award of attorney fees, including settlement, in litigation
15	involving the attorney general or any state agency, board, or commission, not
16	including any public postsecondary education institution, belongs to the state and
17	shall be deposited into the state treasury into the Department of Justice Legal
18	Support Fund in accordance with R.S. 49:259 state general fund. No payment of
19	attorney fees shall be made out of state funds in the absence of express statutory
20	authority, including R.S. 17:100.10, R.S. 23:1669, R.S. 37:2153, R.S. 41:724 and
21	922, R.S. 42:1157.3, R.S. 46:15, R.S. 47:1512, 1515.3, 1516, 1516.1, and 1676,
22	except such payment of attorney fees as may be approved by the Joint Legislative
23	Committee on the Budget during the interim between legislative sessions.
24	* * *
25	Section 12. R.S. 46:977.13 is hereby amended and reenacted to read as follows:

1	§977.13. Louisiana Children and Youth Health Insurance Program premium
2	monies ; Health Care Redesign Fund
3	Monies received by the state as a result of premiums paid for coverage
4	through the program shall be credited to the Health Care Redesign Fund deposited
5	into the state general fund.
6	Section 13. R.S. 47:481 and 9029(B) are hereby amended and reenacted to read as
7	follows:
8	§481. Disposition of collections
9	Except as provided in R.S. 47:480, all fees and taxes provided for in this
10	Chapter, including the permit fees, shall be paid to the state treasurer on or before the
11	tenth day of each month following their collection and shall be credited to the
12	account of the Transportation Trust Fund, the State Highway Improvement Fund, the
13	state general fund, state highway fund No. 2, and the New Orleans Ferry Fund, as
14	provided by law.
15	* * *
16	§9029. Deposit of revenues; expenditures and investments authorized; transfer of
17	revenues to state treasury; dedication and use of proceeds; corporation
18	operating account; audit of corporation books and records; audits
19	* * *
20	B.(1) A Louisiana Lottery Proceeds Fund is hereby established in the state
21	treasury. Net lottery proceeds shall be credited to this fund as provided in
22	Subsection A of this Section. Monies credited to the Louisiana Lottery Proceeds
23	Fund shall be invested by the state in accordance with state investment practices and
24	all earnings from such investments shall accrue to this account. Except as provided
25	in Paragraph (2) of this Subsection, no No monies shall be allotted or expended from
26	this account unless pursuant to an appropriation by the legislature in accordance with
27	law.

1	(2) The state treasurer is authorized and directed to transfer annually an
2	amount equaling five hundred thousand dollars from the Lottery Proceeds Fund to
3	the Compulsive and Problem Gaming Fund established by R.S. 28:842.
4	* * *
5	Section 14. R.S. 48:77(B), 196.1(B), and 2074(A) are hereby amended and reenacted
6	to read as follows:
7	§77. Transportation Trust Fund; dedication and uses of certain monies for
8	transportation purposes
9	* * *
10	B. The avails of the taxes dedicated pursuant to Subsection A of this Section
11	shall be deposited for the purposes specified:
12	(1) Ninety-three percent to into the Transportation Trust Fund to be
13	appropriated and expended as follows:
14	(a) (1) Not less than thirty percent of the total avails deposited in the
15	Transportation Trust Fund pursuant to Subsection A of this Section shall be
16	dedicated to capacity projects.
17	(b) (2) Seven percent of the total avails deposited in the Transportation Trust
18	Fund pursuant to Subsection A of this Section shall be used exclusively for port
19	priority projects as provided in Chapter 47 of Title 34 (R.S. 34:3451 through 3463).
20	(c) (3) The remainder of the total avails deposited in the Transportation Trust
21	Fund pursuant to Subsection A of this Section shall be used exclusively for priority
22	projects.
23	(2) Seven percent to the Transportation Mobility Fund. Unless otherwise
24	approved by the Louisiana Transportation Authority, the avails deposited in the
25	Transportation Mobility Fund pursuant to Subsection A of this Section shall be used
26	exclusively for final design and construction and shall not be used for studies.
27	* * *
28	§196.1. Bonds
29	* * *

Page 26 of 33

1	B. In accordance with the provisions of Article VII, Section $9(A)(6)$ of the
2	Constitution of Louisiana, there is hereby established a special fund for the purpose
3	of providing for the securitization of any bonds which may be issued pursuant to the
4	provisions of this Section which shall include requirements for reserves and credit
5	enhancement devices, all as may be provided in any resolution, trust agreement,
6	indenture, or other instrument pursuant to which such bonds were issued. The fund
7	shall be administered by a trustee as designated by the State Bond Commission. The
8	source of monies for the fund shall be the registration and license fees and taxes on
9	trucks and trailers collected by the state pursuant to R.S. 47:462, and as provided in
10	R.S. 47:481. All revenues received from such registration license fees and taxes as
11	are necessary to provide for all requirements associated with the bonds as provided
12	in this Section shall be classified and set aside in a separately identifiable fund or
13	account outside of the state treasury but maintained by the state treasury and such
14	revenues shall be assigned and pledged to the trustee under the documents pursuant
15	to which the bonds were issued for the benefit of the holders of the bonds. Only after
16	satisfaction of all requirements of this Section shall any monies received by the state
17	from the registration and license fees and taxes on trucks and trailers pursuant to R.S.
18	47:462 and 481 be available for any other purposes , and specifically for the purposes
19	provided for in R.S. 48:196.
20	* * *
21	§2074. Louisiana Transportation Authority; creation; board of directors; meetings;
22	quorum
23	A. The Louisiana Transportation Authority, hereafter referred to as the
24	"authority", is hereby created possessing full corporate powers to promote, plan,
25	finance, develop, construct, control, regulate, operate, and maintain any tollway or
26	transitway to be constructed within its jurisdiction. Additionally, the authority shall
27	administer and disburse the funds deposited into the Transportation Mobility Fund
28	in accordance with the provisions of R.S. 48:2112 et seq.
29	* * *

Page 27 of 33

1	Section 15. Section 4(B) of Act No. 421 of the 2013 Regular Session of the		
2	Legislature is hereby amended and reenacted to read as follows:		
3	* * *		
4	Section 4.		
5	* * *		
6	B.(1) After satisfaction of the requirements of Subsection A of this Section, all		
7	remaining monies collected pursuant to this Act shall be paid into the state treasury. After		
8	compliance with the requirements of Article VII, Section 9(B) of the Constitution of		
9	Louisiana relative to the Bond Security and Redemption Fund and prior to any monies being		
10	placed into the state general fund or any other fund, an amount equal to the remaining		
11	collections shall be credited by the state treasurer to a special fund hereby created in the state		
12	treasury to be known as the 2013 Amnesty Collections Fund, hereinafter referred to as		
13	"fund". The monies in the fund shall be available for appropriation for any public purpose		
14	the state general fund.		
15	(2) Monies in the fund shall be invested by the state treasurer in the same manner		
16	as those in the state general fund and interest earned on such investment shall be credited to		
17	the fund after compliance with the requirements of the Bond Security and Redemption Fund.		
18	All unexpended and unencumbered monies in the fund at the end of the year shall remain		
19	in the fund.		
20	* * *		
21	Section 16. R.S. 3:277, 4321(C) and (D), and 4411, R.S. 9:165.1, R.S. 11:545, R.S.		
22	15:147(B)(14), 167, 185.5, and 572.8(N), R.S. 17:354, 421.7, 1874, 3129.6, 3138.2, 3138.3,		
23	3138.4, and Part VI of Chapter 42 of Title 17 of the Louisiana Revised Statutes of 1950,		
24	comprised of R.S. 17:4001, R.S.22:347, 831(B), 835(C) through (F), and 1931.9, R.S.		
25	24:39, R.S. 27:92(C), 392(B)(2) and (4) through (6), and (C)(6), and 439, R.S. 28:842, R.S.		
26	33:171(B) and (C), R.S. 39:97.3, 98.7, Subpart G of Part II of Chapter 1 of Subtitle I of Title		
27	39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.1, Subpart H of Part		
28	II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised		
29	of R.S. 39:100.11, Subpart I of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana		

Page 28 of 33

HLS 15RS-610

1 Revised Statutes of 1950, comprised of R.S. 39:100.21, Subpart J of Part II of Chapter 1 of 2 Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3 39:100.26, Subpart K of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana 4 Revised Statutes of 1950, comprised of R.S. 39:100.31, Subpart M of Part II of Chapter 1 5 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 6 39:100.41, Subpart N of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana 7 Revised Statutes of 1950, comprised of R.S. 39:100.51, Subpart P-1 of Part II of Chapter 1 8 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9 39:100.81, Subpart Q-1 of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana 10 Revised Statutes of 1950, comprised of R.S. 39:100.122, Subpart R of Part II of Chapter 1 11 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 12 39:100.126, Subpart R-1 of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.136, and R.S. 39:1357, R.S. 40:16.2, 13 14 1428(C), 1547, 1730.68 and 2845(D) and (E), R.S. 46:2913, R.S. 47:318, 841.1, 15 1520(A)(1)(e), 1602.1, and 6351(G)(3) and (4), R.S. 48:196, 2073(24)(d), 2077(24), and 16 2082(B), and Chapter 32 of Title 48 of the Louisiana Revised Statutes of 1950, comprised 17 of R.S. 48:2111 through 2119, R.S. 49:259, and Chapter 37-A of Title 51 of the Louisiana 18 Revised Statutes of 1950, comprised of R.S. 51:2211 through 2216, Part VI-A of Chapter 19 39 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2361 through 20 2363, Part VI-B of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, 21 comprised of R.S. 51:2365 through 2367, Code of Criminal Procedure Article 926.1(K), 22 Section 7(A) of Act No.420 of the 2013 Regular Session of the Legislature, and Section 3 23 of Act No. 1065 of the 1997 Regular Session of the Legislature are hereby repealed in their 24 entirety.

25

Section 17. The state treasurer is hereby authorized and directed to transfer any 26 unencumbered balances remaining in the funds repealed and abolished in Sections 1 through 27 16 of this Act to the state general fund.

28 Section 18. This Act shall become effective upon signature by the governor or, if not 29 signed by the governor, upon expiration of the time for bills to become law without signature

- 1 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
- 2 vetoed by the governor and subsequently approved by the legislature, this Act shall become
- 3 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)]

IB 762 Original2015 Regular Se		on Talbot		
Abstract: Eliminates certain dedicated funds and transfers remaining fund balances into the state general fund and changes the sources of revenues in certain dedicated fund.				
Proposed law eliminates the following funds:				
2013 Amnesty Collections Fund	-	4(B) of Act No. 421 of the 2013 R.S.		
		f the Legislature		
Academic Improvement Fund		.S. 17:354		
Casino Support Services Fund	.S. 27:247 and 270(A)(3)(a)			
Center for Excellence for Autism	-			
Disorder		9:100:122		
Competitive Core Growth Fund		.S. 17:3138.2		
Compulsive and Problem Gaming		.S. 27:27.1(F), 92(B)(2)(a), 249(A),		
		70(A)(2), 392(B)(2)(a) and 437, R.S.		
		8:842, and R.S. 47:9029(B)		
Community Water Enrichment Fu		.S. 39:100.81		
Department of Health and Hospita	•			
Support Fund		.S. 40:16.2 and R.S. 3:2(C)		
Department of Justice Legal Supp		.S. 49:259 and R.S. 42:262(B)		
Department of Public Safety Peac		.S. 11:545		
DNA Testing Post-Conviction Re				
Indigents Fund		CrP. Art. 926.1(K) and R.S.		
		5:147(B)(14)		
Equine Health Studies Program Fu		.S. 27:392(B)(6)(a)		
FEMA Reimbursement Fund		.S. 39:100.26 and 100.31		
Fiscal Administrator Revolving Loan Fund		.8. 39:1357		
FMAP Stabilization Fund	0	7A of Act No. 420 of the 2013 R.S.		
		f the Legislature		
Forest Productivity Fund		.S. 3:4411		
Forest Protection Fund		.S. 3:4321(C) through (D)		
Friends of NORD Fund		.S. 27:392(C)(6)		
Fund for Louisianians in Need of Civil Legal				
Assistance	0	3 of Act No. 1065 of the 1997 R.S.		
		f the Legislature		
Health Care Redesign Fund		.S. 39:100.51 and R.S. 46:977.13		
Higher Education Initiatives Fund		.S. 17:3129.6		
Indigent Parent Representation Pre-	•	.S. 15:185.5		
Industrialized Building Program F		.S. 40:1730.53(6) and 1730.68		
Innocence Compensation Fund		.S. 15:572.8(N)		
Insurance Fraud Investigation Fun		.S. 40:1428(C), R.S. 22:1931.8 and		
1931.9				
Legislative Capitol Technology En				
Fund	R.	.S. 24:39		

Page 30 of 33

Louisiana Agricultural Finance Authority Fund R.S. 3:277, and R.S. 27:392(B)(4) Louisiana Asbestos Detection and Abatement Fund R.S. 39:97.3 Louisiana Charter School Start-Up Loan Fund R.S. 17:4001 Louisiana Emergency Response Network Fund Louisiana Fire Marshal Fund 40:1582(E) R.S. 39:100.41 Louisiana Interoperability Communications Fund Louisiana Mega-Project Development Fund Louisiana Public Defender Fund R.S. 15:167 Louisiana State Police Salary Fund R.S. 22:831(B) Louisiana State University Firemen Training Program Film Library Fund R.S. 40:1547 Major Events Fund R.S. 39:100.126 Marketing Fund R.S. 47:318 R.S. 51:2211-2216 MediFund Municipal Fire and Police Civil Service **Operating Fund** R.S. 22:1476(A)(2) **Overcollections Fund** Pari-Mutuel Live Racing Facility Gaming Control Fund R.S. 9571(E)(3) Payments Towards the UAL Fund 352 Rapid Response Fund R.S. 23:1514(D)(5) Rehabilitation for the Blind and Visually Impaired Fund R.S. 27:392(B)(5) **Riverboat Gaming Enforcement Fund** Southern University AgCenter Program Fund R.S. 27:392(B)(6)(b) Sports Facility Assistance Fund 1520(A)(1)(e)State Emergency Response Fund State Highway Improvement Fund 196.1(B) Status of Grandparents Raising Grandchildren R.S. 46:2913 Fund Science, Technology, Engineering, and Math (STEM) Upgrade Fund R.S. 17:3138.3 Support Education in Louisiana First Fund 270(A)(3)(a) Tobacco Control Special Fund R.S. 13:5077(H) **Tobacco Regulation Enforcement Fund** R.S. 47:841(F) **Tobacco Settlement Enforcement Fund** Tobacco Tax Health Care Fund R.S. 47:841.1 **Transportation Mobility Fund** R.S. 48:2111-2119 Two Percent Fire Insurance Fund Unfunded Accrued Liability and Specialized **Educational Institutions Support Fund** 47:6351(G)(3) and (4) Video Draw Poker Device Fund (C) Video Draw Poker Device Purse Supplement Fund R.S. 27:439

R.S. 40:2845(A)(6), (D), and (E) R.S. 22:835(C) through (F) and R.S. R.S. 51:2365-2367, R.S. 3:4423(3) R.S. 39:100.21, R.S. 17:407.27(B)(3), 3046.3(C), 3048.1(Y)(3), and 4019(C) 27:392(B)(2), and R.S. 33:9551(E)(3), 9561(E)(3), and R.S. 39:100.11, R.S. 39:82(A) and R.S. 51:2361-2363, R.S. 3:4423(3), R.S. 27:92(B)(2)(c) and (C) R.S. 39:100.1, and R.S.47:1602.1 and R.S. 39:100.26(A) and 100.31 R.S. 47:481, and R.S. 48:196 and R.S. 17:421.7, R.S. 27:92(B)(2), R.S 13:5073(A)(1), and R.S. 39:98.7 R.S. 48:77(B), 2074(A), 2077(24) and R.S. 22:347 and R.S. 40:1593 R.S. 39:100.136; and R.S. R.S. 27:437, and R.S. 33:171(B) and

Page 31 of 33

Workforce and Innovation for a Strong Economy Workforce Training Rapid Response Fund

R.S. 17:3138.2, 3138.3, and 3138.4 R.S. 17:1874

<u>Proposed law</u> directs the state treasurer to transfer any balances remaining in the funds eliminated to the state general fund.

<u>Present law</u> (R.S. 39:100.61) creates the New Opportunities Waiver Fund and provides for sources of monies in the fund including:

- (1) 12% of recurring state general fund, not to exceed \$50 million any fiscal year, that is recognized by the Revenue Estimating Conference in excess of the official forecast at the beginning of the current fiscal year.
- (2) Any donations, gifts, grants, appropriations, or other revenue designated to the fund and received by the treasurer.

<u>Present law</u> (R.S. 47:120.171) provides that a state taxpayer that files an individual income tax return may donate an amount of their refund to the New Opportunities Waiver Fund.

<u>Proposed law</u> eliminates the recurring state general fund as a source of revenue into the fund and changes the other revenue from any donations, gifts, grants, appropriations, or other revenue to donations received from the refund of a state taxpayer as provided for in present law.

<u>Present law</u> (R.S. 9:165.1) authorizes the State Bond Commission to issue bonds for the I-49 Project and to pledge unclaimed property revenues for the payment of principal and interest due on unclaimed property bonds. The unclaimed property receipts received from the state treasurer each fiscal year shall be applied to pay or provide for the payment of debt service on bonds and all related costs and expenses associated with issuance of the bonds.

<u>Proposed law</u> repeals <u>present law</u> authorizing the State Bond Commission to issue bonds for the I-49 project.

<u>Present law</u> (R.S. 9:165) provides for the creation of the Unclaimed Property Leverage Fund and requires the treasurer to deposit \$15 million each fiscal year into the Unclaimed Property Leverage Fund. Further requires that a portion of the monies be transferred to the State Bond Commission to pay the principal, premium, and interest due on any unclaimed property bonds issued by the commission pursuant to <u>present law</u> (R.S. 9:165.1).

<u>Proposed law</u> further changes the annual deposit into the Unclaimed Property Leverage Fund <u>from</u> \$15 million to only the amount necessary to satisfy the obligation of the bonds issues as of March 1, 2015.

Effective upon signature of the governor.

(Amends R.S. 3:2(C), 4321(B) and 4423(3), R.S. 9:165(C), R.S. 13:5073(A)(1) and 5077(H), R.S. 17:407.27(B)(3), 3046.3(C), 3048.1(Y)(3), and 4019(C), R.S. 22:1476(A)(2) and 1931.8, R.S. 23:1514(D)(5), R.S. 27:27.1(F), 92(B)(2), 247, 249(A), and 270(A)(2) and (3)(a), and 437, R.S. 33:9551(E)(3), 9561(E)(3), and 9571(E)(3), R.S. 39:82(A), 100.61(B)(1), and 352, R.S. 40:1582(E), 1593, 1730.53(6) and 2845(A)(6), R.S. 42:262(B), R.S. 46:977.13, R.S. 47:481, and 9029(B), R.S. 48:77(B), 196.1(B), and 2074(A) and Section 4(B) of Act No. 421 of the 2013 Regular Session of the Legislature; Repeals R.S. 3:277, 4321(C) and (D), and 4411, R.S. 9:165.1, R.S. 11:545, R.S. 15:147(B)(14), 167, 185.5, and 572.8(N), R.S. 17:354, 421.7, 1874, 3129.6, 3138.2, 3138.3, and 3138.4, R.S. 17:4001, R.S.22:347, 831(B) and 835(C) through (F), and 1931.9, R.S. 24:39, R.S. 27:92(C), 392(B)(2) and (4) through (6), and (C)(6), and 439, R.S. 28:842, R.S. 33:171(B) and (C), R.S. 39:97.3, 98.7, R.S. 39:100.1, R.S. 39:100.11, R.S. 39:100.21, R.S. 39:100.26, R.S.

Page 32 of 33

39:100.31, R.S. 39:100.41, R.S. 39:100.51, R.S. 39:100.81, R.S. 39:100.122, R.S. 39:100.126, R.S. 39:100.136, and R.S. 39:1357, R.S. 40:16.2, 1428(C), 1547, 1730.68 and 2845(D) and (E), R.S. 46:2913, R.S. 47:318, 841.1, 1520(A)(1)(e), 1602.1, and 6351(G)(3) and (4), R.S. 48:196, 2073(24)(d), 2077(24), and 2082(B), and R.S. 48:2111 through 2119, R.S. 49:259, R.S. 51:2211 through 2216, R.S. 51:2361 through 2363, R.S. 51:2365 through 2367, Code of Criminal Procedure Article 926.1(K), Section 7(A) of Act 420 of the 2013 Regular Session of the Legislature, and Section 3 of Act 1065 of the 1997 Regular Session of the Legislature)