

GREEN SHEET REDIGEST

HB 208

2015 Regular Session

Terry Landry

(KEYWORD, SUMMARY, AND DIGEST as amended by Senate committee amendments)

TRANSPORTATION: Provides relative to monies deposited into the Transportation Trust Fund.

DIGEST

Present constitution provides "monies in the transportation trust fund shall be appropriated or dedicated solely and exclusively for the costs for and associated with construction and maintenance of the roads and bridges of the state and federal highway systems, the Statewide Flood-Control Program or its successor, ports, airports, transit, state police for traffic control purposes, and the Parish Transportation Fund or its successor" (Art. VII, §27(B) of the Constitution of La.)

Present constitution further provides that "state generated tax monies appropriated for ports, Parish Transportation Fund, or its successor, and the Statewide Flood-Control Program, or its successor, and state police for traffic control purposes shall not exceed 20% annually of the state generated tax revenues in the trust fund" (Art. VII, §27(B) of the Constitution of La.)

Present law requires the governor to prepare an executive budget to include recommendations for appropriations.

Proposed law retains present law and provides that executive budget recommendations for appropriations of any monies out of the TTF to the Dept. of Public Safety and Corrections, office of state police, shall not exceed \$25 million for FY 2016-2017 and \$10 million for FY 2017-2018 and each fiscal year thereafter.

Present law generally provides that appropriations by the legislature from the state general fund and dedicated funds for any fiscal year shall not exceed the official forecast in effect at the time the appropriations are made.

Proposed law retains present law and provides that appropriations by the legislature of monies out of the TTF for the Dept. of Public Safety and Corrections, office of state police, shall not exceed \$45 million for FY 2015-2016, \$20 million for FY 2016-2017, and \$10 million for FY 2017-2018 and each fiscal year thereafter.

Present law provides that in no event shall monies in the TTF be appropriated, dedicated, or otherwise used, directly or indirectly, for the payment of judgments or settlements by any state agency in matters arising in tort, or road hazard insurance, or for any other items inconsistent with highway and infrastructure construction, operations, and maintenance.

Proposed law retains present law and provides that in any given fiscal year, monies appropriated for ports, the Parish Transportation Fund, or its successor, and the Statewide Flood-Control Program, or its successor, and state police out of the TTF shall not exceed 20% annually of the monies deposited in the TTF from any source, including but not limited to state generated tax monies, fees, penalties, or earnings realized on the investment of monies in the TTF deposited in and credited to the TTF.

Proposed law further provides that the Dept. of Public Safety and Corrections, office of state police, shall not utilize more than \$45 million of the TTF monies in FY 2015-2016, \$20 million of the TTF monies in FY 2016-2017, and \$10 million of the TTF monies in FY 2017-2018 and each fiscal year thereafter.

Effective July 1, 2015.

(Amends R.S. 48:78; Adds R.S. 39:34(E) and 54(D))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Transportation, Highways, and Public Works to the engrossed bill.

1. Requires the amount of proceeds recognized by the Revenue Estimating Conference from House Bill Nos. 445, 448, 499, and 833 of the 2015 RS to be deemed appropriated to the Office of State Police, Schedule 08-419, in lieu of any appropriations to the office from the Transportation Trust Fund and requires the legislature to provide means of financing changes in the office of state police contingent on enactment of any or all of such House Bills in order to implement this provision for the proposed law.
2. Makes the proposed law effective July 1, 2015.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Finance to the engrossed bill

1. Deletes Transportation, Highways and Public Works regarding recognition of proceeds by the Revenue Estimating Conference.
2. Changes maximum legislative appropriations from the TTF for the Dept. of Public Safety and Corrections, office of state police, from \$40 million to \$45 million for FY 2015-2016, and from \$25 million to \$20 million for FY 2016-2017.
3. Changes maximum utilization of TTF monies by the Dept. of Public Safety and Corrections, office of state police, from \$40 million to \$45 million in FY 2015-2016, and from \$25 million to \$20 million in FY 2016-2017.