

RÉSUMÉ DIGEST

ACT 380 (HB 208)

2015 Regular Session

Terry Landry

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.).

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

New law retains existing law and provides that executive budget recommendations for appropriations of any monies out of the Transportation Trust Fund (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.

Existing 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.

New law retains existing 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.

Existing 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.

New law retains existing 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.

New 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 Aug. 1, 2015.

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