

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.

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 legislature, including federal funds, donations, gifts, or grants, and any other monies
2 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:~~

5 (a) ~~For transfer~~ transferred to the State Bond Commission, hereinafter
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.~~

25 (b) ~~For transfer to the Department of Transportation and Development:~~

26 (i) ~~Funds from the I-49 North Account to be used exclusively to match~~
27 ~~federal funds to be used for the costs for and associated with the construction of~~
28 ~~Interstate 49 North from Interstate 20 in the city of Shreveport to the~~
29 ~~Louisiana/Arkansas border; provided, however, that the monies in the fund shall first~~

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 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 fund.

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 A.

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,

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

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 B.

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.~~

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.~~

13 ~~B.(1) There is hereby created in the state treasury, as a special fund, the~~
 14 ~~Casino Support Services Fund, hereinafter referred to as the "fund", to provide~~
 15 ~~compensation to the parish governing authority pursuant to a casino support services~~
 16 ~~contract 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.~~

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

25 * * *

26 §249. Compulsive gambling; posting information

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

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.

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~~

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 * * *

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.~~

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 fund.

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:

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 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.~~

* * *

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.~~

* * *

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

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
13 Revised Statutes of 1950, comprised of R.S. 39:100.136, and R.S. 39:1357, R.S. 40:16.2,
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)]

HB 762 Original

2015 Regular Session

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. of the Legislature
Academic Improvement Fund	R.S. 17:354
Casino Support Services Fund	R.S. 27:247 and 270(A)(3)(a)
Center for Excellence for Autism Spectrum Disorder	39:100:122
Competitive Core Growth Fund	R.S. 17:3138.2
Compulsive and Problem Gaming Fund	R.S. 27:27.1(F), 92(B)(2)(a), 249(A), 270(A)(2), 392(B)(2)(a) and 437, R.S. 28:842, and R.S. 47:9029(B)
Community Water Enrichment Fund	R.S. 39:100.81
Department of Health and Hospitals Facility Support Fund	R.S. 40:16.2 and R.S. 3:2(C)
Department of Justice Legal Support Fund	R.S. 49:259 and R.S. 42:262(B)
Department of Public Safety Peace Officers Fund	R.S. 11:545
DNA Testing Post-Conviction Relief for Indigents Fund	CCrP. Art. 926.1(K) and R.S. 15:147(B)(14)
Equine Health Studies Program Fund	R.S. 27:392(B)(6)(a)
FEMA Reimbursement Fund	R.S. 39:100.26 and 100.31
Fiscal Administrator Revolving Loan Fund	R.S. 39:1357
FMAP Stabilization Fund	§7A of Act No. 420 of the 2013 R.S. of the Legislature
Forest Productivity Fund	R.S. 3:4411
Forest Protection Fund	R.S. 3:4321(C) through (D)
Friends of NORD Fund	R.S. 27:392(C)(6)
Fund for Louisianians in Need of Civil Legal Assistance	§3 of Act No. 1065 of the 1997 R.S. of the Legislature
Health Care Redesign Fund	R.S. 39:100.51 and R.S. 46:977.13
Higher Education Initiatives Fund	R.S. 17:3129.6
Indigent Parent Representation Program Fund	R.S. 15:185.5
Industrialized Building Program Fund	R.S. 40:1730.53(6) and 1730.68
Innocence Compensation Fund	R.S. 15:572.8(N)
Insurance Fraud Investigation Fund	R.S. 40:1428(C), R.S. 22:1931.8 and 1931.9
Legislative Capitol Technology Enhancement Fund	R.S. 24:39

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	R.S. 40:2845(A)(6), (D), and (E)
Louisiana Fire Marshal Fund	R.S. 22:835(C) through (F) and R.S. 40:1582(E)
Louisiana Interoperability Communications Fund	R.S. 39:100.41
Louisiana Mega-Project Development Fund	R.S. 51:2365-2367, R.S. 3:4423(3)
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
MediFund	R.S. 51:2211-2216
Municipal Fire and Police Civil Service Operating Fund	R.S. 22:1476(A)(2)
Overcollections Fund	R.S. 39:100.21, R.S. 17:407.27(B)(3), 3046.3(C), 3048.1(Y)(3), and 4019(C)
Pari-Mutuel Live Racing Facility Gaming Control Fund	R.S. 27:392(B)(2), and R.S. 33:9551(E)(3), 9561(E)(3), and 9571(E)(3)
Payments Towards the UAL Fund	R.S. 39:100.11, R.S. 39:82(A) and 352
Rapid Response Fund	R.S. 51:2361-2363, R.S. 3:4423(3), R.S. 23:1514(D)(5)
Rehabilitation for the Blind and Visually Impaired Fund	R.S. 27:392(B)(5)
Riverboat Gaming Enforcement Fund	R.S. 27:92(B)(2)(c) and (C)
Southern University AgCenter Program Fund	R.S. 27:392(B)(6)(b)
Sports Facility Assistance Fund	R.S. 39:100.1, and R.S.47:1602.1 and 1520(A)(1)(e)
State Emergency Response Fund	R.S. 39:100.26(A) and 100.31
State Highway Improvement Fund	R.S. 47:481, and R.S. 48:196 and 196.1(B)
Status of Grandparents Raising Grandchildren Fund	R.S. 46:2913
Science, Technology, Engineering, and Math (STEM) Upgrade Fund	R.S. 17:3138.3
Support Education in Louisiana First Fund	R.S. 17:421.7, R.S. 27:92(B)(2), 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	R.S. 13:5073(A)(1), and R.S. 39:98.7
Tobacco Tax Health Care Fund	R.S. 47:841.1
Transportation Mobility Fund	R.S. 48:77(B), 2074(A), 2077(24) and R.S. 48:2111-2119
Two Percent Fire Insurance Fund	R.S. 22:347 and R.S. 40:1593
Unfunded Accrued Liability and Specialized Educational Institutions Support Fund	R.S. 39:100.136; and R.S. 47:6351(G)(3) and (4)
Video Draw Poker Device Fund	R.S. 27:437, and R.S. 33:171(B) and (C)
Video Draw Poker Device Purse Supplement Fund	R.S. 27:439

Workforce and Innovation for a Strong Economy	R.S. 17:3138.2, 3138.3, and 3138.4
Workforce Training Rapid Response Fund	R.S. 17:1874

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

Present law (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.

Present law (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.

Proposed law 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.

Present law (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.

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

Present law (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 present law (R.S. 9:165.1).

Proposed law further changes the annual deposit into the Unclaimed Property Leverage Fund from \$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.

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)