

2021 Regular Session

HOUSE BILL NO. 515

BY REPRESENTATIVE ZERINGUE

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

FUNDS/FUNDING: Provides for the transfer, deposit, and use of monies among state funds

1 AN ACT

2 To amend and reenact R.S. 15:587(B) and 598, R.S. 22:835(C) and (F) and 2134(A),

3 (B)(introductory paragraph), and (C), R.S. 30:21(B)(2), 101.9(A) through (C) and

4 (D)(introductory paragraph), 2195(B) through (E) and (F)(1) and (3)(e), 2351.41,

5 2380, and 2418(G), (I)(3) and (4), (J), (M)(3) and (4), and (O)(3) and (5), R.S.

6 32:412.3, 429.2(A), (B), and (C)(introductory paragraph), 868, 1526(B), and 1731,

7 R.S. 39:100.43(L), 100.44(Q), and 100.48(C), R.S. 40:5.10, 39.1(B)(2),

8 (3)(introductory paragraph), and (4), 1379.3.1(C) and (D), 1379.7(B), 1428(C),

9 1472.20(A), 1664.9(N), 1730.68, and 1849(D)(2), (3), (4)(introductory paragraph),

10 and (5), R.S. 45:169.1, 844.14(A)(4), and 1177(B) and (C), R.S. 46:2403(A), (C),

11 and (D)(1), R.S. 47:463.149(F) and (G), 1835(B) and (D)(4), and 6007(C)(4)(h)(ii),

12 (iii)(introductory paragraph), and (iv), R.S. 48:105.1(B) and (D), 381(G), 381.1(E),

13 and 381.2(D) and (G)(1), R.S. 49:214.40(A) and (C), R.S. 56:10(B)(1)(d), (5), and

14 (7)(a) and (D), 10.1, 164(A) and (B)(introductory paragraph), 700.2(A)(introductory

15 paragraph), (1), and (3) and (B) through (D), 1703(A), (B)(introductory paragraph),

16 (C)(introductory paragraph), (1), and (2)(introductory paragraph), and (D), and

17 1705(A) and (B) and to repeal R.S. 9:154.2, R.S. 41:1615, and R.S. 56:1706 and

18 1844, relative to certain treasury funds; to provide for the transfer, deposit, and use,

19 as specified, of monies in certain treasury funds; to provide with respect to the

20 reclassification of certain funds in the state treasury as statutorily dedicated fund

1 accounts; to provide for the elimination of certain treasury funds; to provide for an
2 effective date; and to provide for related matters.

3 Be it enacted by the Legislature of Louisiana:

4 Section 1.(A) Notwithstanding any provision of law to the contrary, the state
5 treasurer is hereby authorized and directed to transfer \$67,608,578, to be comprised wholly
6 of nonrecurring revenues out of the state general fund from the Fiscal Year 2019-2020
7 surplus, as recognized by the Revenue Estimating Conference, to the Budget Stabilization
8 Fund.

9 (B) Notwithstanding any provision of law to the contrary, the state treasurer is
10 hereby authorized and directed to transfer \$22,454,333 from the State General Fund (Direct)
11 to the Budget Stabilization Fund.

12 Section 2.(A) Notwithstanding any provision of law to the contrary, the state
13 treasurer is hereby authorized and directed to transfer \$508,449 from the State General Fund
14 (Direct) into the Motor Carrier Regulation Fund.

15 (B) Notwithstanding any provision of law to the contrary, the state treasurer is
16 hereby authorized and directed to transfer \$5,365,837 from the State General Fund (Direct)
17 into the Utility and Carrier Inspection and Supervision Fund.

18 (C) Notwithstanding any provision of law to the contrary, the state treasurer is
19 hereby authorized and directed to transfer \$658,274 from the State General Fund (Direct)
20 into the Telephonic Solicitation Relief Fund.

21 (D) Notwithstanding any provision of law to the contrary, the state treasurer is hereby
22 authorized and directed to transfer \$5,500,000 from the State General Fund (Direct) into the
23 Motor Fuels Underground Storage Tank Trust Fund.

24 (E) Notwithstanding any provision of law to the contrary, the state treasurer is
25 hereby authorized and directed to transfer \$16,963,667 from the State General Fund (Direct)
26 into the Louisiana Wildlife and Fisheries Conservation Fund.

27 (F) Notwithstanding any provision of law to the contrary, the state treasurer is
28 hereby authorized and directed to transfer \$4,100,000 from the State General Fund (Direct)
29 into the Higher Education Initiatives Fund.

1 (G) Notwithstanding any provision of law to the contrary, the state treasurer is
2 hereby authorized and directed to transfer \$15,000,000 from the State General Fund (Direct)
3 into the State Emergency Response Fund.

4 (H) Notwithstanding any provision of law to the contrary, the state treasurer is
5 hereby authorized and directed to transfer \$7,689,837 from the State General Fund (Direct)
6 into the Major Events Incentive Program Subfund of the Louisiana Mega-Project
7 Development Fund.

8 (I) Notwithstanding any provision of law to the contrary, the state treasurer is hereby
9 authorized and directed to transfer \$5,000,000 from the State General Fund (Direct) into the
10 Voting Technology Fund.

11 Section 3. R.S. 15:587(B) and 598 are hereby amended and reenacted to read as
12 follows:

13 §587. Duty to provide information; processing fees; Louisiana Bureau of Criminal
14 Identification and Information

15 * * *

16 B.(1) The bureau may charge a processing fee of twenty-six dollars for
17 information provided to any agency or entity statutorily eligible to receive this
18 information, except another state or local law enforcement agency, pursuant to a
19 request to assist the agency in performing a screening function as part of any
20 regulatory or licensing scheme. Payment of the processing fee shall accompany the
21 request for such information and shall be deposited by the bureau immediately upon
22 receipt into the Criminal Identification and Information Dedicated Fund Account.

23 (2) The bureau may charge a processing fee of ten dollars for fingerprinting
24 of any individual. Payment of the processing fee shall accompany the request for
25 fingerprinting and shall be deposited by the bureau immediately upon receipt into the
26 Criminal Identification and Information Dedicated Fund Account.

27 * * *

1 deposited as required by Subsection B of this Section shall be credited to a special
 2 fund hereby created in the state treasury to be known as the "Louisiana Fire Marshal
 3 Fund", hereafter in this Section referred to as the "fund". The monies in this fund
 4 shall be used solely as provided by Subsection D of this Section and only in the
 5 amounts appropriated by the legislature. All unexpended and unencumbered monies
 6 in the fund at the end of the fiscal year shall ~~revert to the state general fund~~ remain
 7 in the fund. The monies in the fund shall be invested by the treasurer in the same
 8 manner as monies in the state general fund, and interest earned on the investment of
 9 these monies shall be credited to the ~~state general fund, again, following compliance~~
 10 ~~with the requirement of Article VII, Section 9(B) relative to the Bond Security and~~
 11 ~~Redemption Fund~~ fund.

12 * * *

13 F. Each year, after satisfaction of the provisions of Subsections C and D of
 14 this Section, ~~and before any unexpended or unencumbered monies in the Louisiana~~
 15 ~~Fire Marshal Fund shall revert to the state general fund~~, the state treasurer shall
 16 transfer the amount of fifty thousand dollars to the Camp Minden Fire Protection
 17 Fund as provided by R.S. 22:835.1.

18 * * *

19 §2134. Automobile Theft and Insurance Fraud Prevention Authority Dedicated
 20 Fund Account

21 A. There is hereby established a special dedicated fund account in the state
 22 treasury to be known as the "Automobile Theft and Insurance Fraud Prevention
 23 Authority Dedicated Fund Account", hereafter referred to in this Section as the
 24 "~~fund~~" "account", into which the state treasurer shall each fiscal year deposit the
 25 revenues received from those sources provided for by this Part and other sources as
 26 provided for by law after those revenues have been deposited in the Bond Security
 27 and Redemption Fund. Out of the funds remaining in the Bond Security and
 28 Redemption Fund after a sufficient amount is allocated from that fund to pay all
 29 obligations secured by the full faith and credit of the state that become due and

1 payable within each fiscal year, the treasurer, prior to placing such funds in the state
 2 general fund, shall pay into the ~~fund~~ account an amount equal to the revenue
 3 generated from collection from those sources provided for by this Part and other
 4 sources as provided for by law. No expenditures shall be made from the ~~fund~~
 5 account unless first appropriated by the legislature. The monies in the ~~trust fund~~
 6 account shall be invested by the state treasurer in the same manner as monies in the
 7 state general fund. All interest earned on money from the ~~fund~~ account and invested
 8 by the state treasurer shall be credited to the ~~Automobile Theft and Insurance Fraud~~
 9 ~~Prevention Authority Fund~~ account. Monies deposited into the account shall be
 10 categorized as fees and self-generated revenue for the sole purpose of reporting
 11 related to the executive budget, supporting documents, and general appropriation
 12 bills and shall be available for annual appropriation by the legislature.

13 B. Any monies in the ~~Automobile Theft and Insurance Fraud Prevention~~
 14 ~~Authority Fund~~ account shall be administered only by the director of the authority,
 15 upon a majority vote of the board, in the following order of priority:

16 * * *

17 C. All monies in the ~~Automobile Theft and Insurance Fraud Prevention~~
 18 ~~Authority Fund~~ account shall be used only to enhance fraud prevention efforts as
 19 determined by the board.

20 * * *

21 Section 5. R.S. 30:21(B)(2), 101.9(A) through (C) and (D)(introductory paragraph),
 22 2195(B) through (E) and (F)(1) and (3)(e), 2351.41, 2380, and 2418(G), (I)(3) and (4), (J),
 23 (M)(3) and (4), and (O)(3) and (5) are hereby amended and reenacted to read as follows:

24 §21. Fees and charges of the commissioner of conservation; revisions; exceptions;
 25 collections; Oil and Gas Regulatory Dedicated Fund Account; creation;
 26 amounts; requirements

27 * * *

28 B.

29 * * *

1 (2)(a) There is hereby established a special statutorily dedicated fund
2 account in the state treasury to be known as the Oil and Gas Regulatory Dedicated
3 Fund Account, hereafter referred to as the "~~fund~~" "account". After deposit in the
4 Bond Security and Redemption Fund and after a sufficient amount is allocated from
5 that fund to pay all the obligations secured by the full faith and credit of the state that
6 become due and payable within each fiscal year, the treasurer shall pay into the ~~fund~~
7 account an amount equal to the monies generated from collection of the fees
8 provided for in this Title, R.S. 40:1749.11 et seq., or Title 47 of the Louisiana
9 Revised Statutes of 1950, the rules and regulations promulgated thereunder, any
10 fines and civil penalties or any other provision of law relative to fees, fines, or civil
11 penalties attributable to the office of conservation, and fifty percent of any annual
12 assessment paid by an operator who chooses not to plug a well classified as inactive
13 with the remainder being deposited into the Oilfield Site Restoration Fund.

14 (b) Monies deposited into the account shall be categorized as fees and self-
15 generated revenue for the sole purpose of reporting related to the executive budget,
16 supporting documents, and general appropriation bills. The monies credited to the
17 ~~fund~~ account shall be appropriated by the legislature and dedicated solely to the use
18 of the office of conservation for the regulation of the oil and gas industry and other
19 industries under the jurisdiction of the office of conservation and shall be used solely
20 for the purposes of that program. Any monies remaining in the ~~fund~~ account at the
21 end of any fiscal year shall remain with the ~~fund~~ account and shall not revert to the
22 state general fund. All interest or earnings of the ~~fund~~ account shall be credited to
23 the ~~fund~~ account. All fees and self-generated revenue remaining on deposit for the
24 office of conservation at the end of any fiscal year shall be deposited into the ~~fund~~
25 account. The amount appropriated from the ~~fund~~ account to the office of
26 conservation shall be subject to appropriation by the legislature.

27 (c) The provisions of Subtitle II of Title 47 of the Louisiana Revised Statutes
28 of 1950 shall apply to the administration, collection, and enforcement of the fees
29 imposed in this Section, and the penalties provided by that Subtitle shall apply to the

1 person who fails to pay or report the fee. Proceeds from the fee, including any
2 penalties collected in connection with the fee, shall be deposited into the ~~fund~~
3 account.

4 * * *

5 §101.9. Underwater Obstruction Removal Dedicated Fund Account

6 A. There is hereby established a statutorily dedicated fund account in the
7 custody of the state treasurer to be known as the Underwater Obstruction Removal
8 Dedicated Fund Account, hereafter referred to in this Section as the "account", into
9 which the state treasurer shall, each fiscal year, deposit the revenues received from
10 the collection of the monies enumerated in Subsection C of this Section, after those
11 revenues have been deposited in the Bond Security and Redemption Fund. Out of the
12 funds remaining in the Bond Security and Redemption Fund, after a sufficient
13 amount is allocated from that fund to pay all the obligations secured by the full faith
14 and credit of the state that become due and payable within each fiscal year, the
15 treasurer shall pay into the ~~Underwater Obstruction Removal Trust Fund~~ account an
16 amount equal to the revenues generated as provided for in Subsection C of this
17 Section. Such funds shall constitute a special custodial trust ~~fund~~ account which shall
18 be administered by the secretary who shall make disbursements from the ~~fund~~
19 account solely in accordance with the purposes and uses authorized by this Part. B.
20 The funds received shall be placed in the ~~special trust fund in the custody of the state~~
21 ~~treasurer~~ account to be used only in accordance with this Part and shall not be placed
22 in the general fund. The funds shall only be used for the purposes set forth in this
23 Part and for no other governmental purposes, nor shall any portion hereof ever be
24 available to borrow from by any branch of government. It is the intent of the
25 legislature that this ~~fund~~ trust account shall remain intact and inviolate. Any interest
26 or earnings of the fund shall be credited only to the ~~fund~~ account. Monies deposited
27 into this account shall be categorized as fees and self-generated revenue for the sole
28 purpose of reporting related to the executive budget, supporting documents, and

1 general appropriation bills and shall be available for annual appropriation by the
2 legislature.

3 B. The funds received shall be placed in the ~~special trust fund~~ account in the
4 custody of the state treasurer to be used only in accordance with this Part and shall
5 not be placed in the general fund. The funds shall only be used for the purposes set
6 forth in this Part and for no other governmental purposes, nor shall any portion
7 hereof ever be available to borrow from by any branch of government. It is the intent
8 of the legislature that ~~this fund~~ the account shall remain intact and inviolate. Any
9 interest or earnings of the ~~fund~~ account shall be credited only to the ~~fund~~ account.

10 C. The following monies shall be placed into the ~~Underwater Obstruction~~
11 ~~Removal Fund~~ account:

- 12 (1) Private contributions.
- 13 (2) Interest earned on the funds deposited in the ~~fund~~ account.
- 14 (3) Any grants, donations, and sums allocated from any source, public or
15 private, for the purposes of this Part.
- 16 (4) Any monies deposited into the ~~fund~~ account pursuant to R.S.
17 56:700.2(A)(4).

18 D. The monies in the ~~fund~~ account may be disbursed and expended pursuant
19 to the authority and direction of the assistant secretary for the following purposes and
20 uses:

- 21 * * *
- 22 §2195. Motor Fuels Underground Storage Tank Dedicated Trust Fund Account
- 23 * * *

24 B. There is hereby established a special ~~custodial trust~~ statutorily dedicated
25 fund account in the state treasury to be known as the Motor Fuel Underground
26 Storage Tank Trust Dedicated Fund Account, hereafter referred to in this Chapter as
27 the "Tank Trust ~~Fund~~ Account", into which the state treasurer shall, each fiscal year,
28 deposit the revenues received from the collection of the fees as established in R.S.
29 30:2195.3(A)(1)(a) and (B). The secretary is authorized pursuant to Article VII,

1 Section 9(A) of the Constitution of Louisiana and R.S. 30:2031 to enter into an
2 agreement with a private legal entity to receive and administer the Tank Trust ~~Fund~~
3 Account for the purpose of providing financial responsibility for underground motor
4 fuel storage tanks. On an annual basis, all owners of registered tanks shall remit to
5 the department a tank registration fee of sixty dollars for each tank. The revenue
6 from the tank registration fees shall be deposited directly into the Environmental
7 Trust Account as provided by R.S. 30:2015 and utilized for underground storage tank
8 activities only, and any deviation from the aforesaid shall be documented and
9 reported to the House Committee on Natural Resources and Environment and the
10 Senate Committee on Environmental Quality. Revenues received from annual
11 maintenance and monitoring fees, other than those established in R.S. 30:2195.3(B),
12 shall be deposited into the Environmental Trust Account. The department shall
13 promulgate rules and regulations for the implementation of this Section in
14 accordance with the Administrative Procedure Act, R.S. 49:950 et seq.

15 C. Monies so deposited in the Environmental Trust Account shall be used to
16 defray the cost to the state of administering the underground storage tank program
17 and the cost of investigation, testing, containment, control, and cleanup of releases
18 from underground storage tanks containing regulated substances. Only monies
19 recovered pursuant to R.S. 30:2195.2(A)(2) and deposited in the Tank Trust ~~Fund~~
20 Account may be used for the loans authorized by R.S. 30:2195.12(E). These monies
21 shall also be used to provide money or services as the state share of matching funds
22 for federal grants involving underground storage tanks. At the end of each fiscal
23 year, all monies that were deposited into the Environmental Trust Account from the
24 fees established in R.S. 30:2195.3(A)(1)(a) and (B) which remain unspent, including
25 all accrued interest, shall be transferred to the Tank Trust ~~Fund~~ Account.

26 D. The funds placed in the Tank Trust ~~Fund~~ Account shall only be used in
27 accordance with the terms and conditions of R.S. 30:2194 through 2195.9 and shall
28 not be placed in the general fund but shall be subject to the appropriation process of
29 the legislature. The monies in the Tank Trust ~~Fund~~ Account shall be invested by the

1 state treasurer in the same manner as monies in the state general fund. Monies
2 deposited into this account shall be categorized as fees and self-generated revenue
3 for the sole purpose of reporting related to the executive budget, supporting
4 documents, and general appropriation bills and shall be available for annual
5 appropriation by the legislature.

6 E. Annually, the department shall prepare a report for the House Committee
7 on Natural Resources and Environment and the Senate Committee on Environmental
8 Quality of all disbursements of monies from the Tank Trust ~~Fund~~ Account and the
9 Environmental Trust Account. The report shall include all loans made from the Tank
10 Trust ~~Fund~~ Account, the number of sites actively seeking reimbursement from the
11 Tank Trust ~~Fund~~ Account as of June thirtieth of each year, the number of sites
12 deemed eligible for the Tank Trust ~~Fund~~ Account during the previous fiscal year, and
13 the number of sites that have been granted "No Further Action", and the department
14 has received the last application for reimbursement during the previous fiscal year.
15 Regarding disbursements from the Tank Trust ~~Fund~~ Account as provided by R.S.
16 30:2195.2, the report shall include a list of all reimbursements, all pending
17 reimbursements, the date the application was made for reimbursement, and the date
18 reimbursement was made by the department. The report shall be delivered to the
19 respective legislative committees no later than March first of each year.

20 F.(1) All interest monies earned by the ~~Motor Fuels Underground Storage~~
21 Tank Trust ~~Fund~~ Account and all monies received from payments that are the result
22 of cost recovery efforts shall be used for the closure of abandoned motor fuel
23 underground storage tanks, assessment and remediation of property contaminated by
24 abandoned motor fuel underground storage tanks, and the loans authorized by R.S.
25 30:2195.12(E).

26 * * *

27 (3) A tank may be declared to be an abandoned motor fuel underground
28 storage tank by the secretary upon a finding that all of the following apply to the site:

29 * * *

1 (e) The release at the site is not eligible for the ~~Motor Fuels Underground~~
2 ~~Storage Tank Trust Fund~~ Tank Trust Account or the secretary has determined that
3 action by the department is the most timely and efficient way to address conditions
4 at the site.

5 * * *

6 PART III. LEAD HAZARD REDUCTION DEDICATED FUND ACCOUNT

7 §2351.41. Lead Hazard Reduction Dedicated Fund Account

8 A. There is hereby created within the state treasury a special statutorily
9 dedicated fund account designated as the Lead Hazard Reduction Dedicated Fund
10 Account, hereafter referred to in this Part as the "account". Funds received ~~under~~
11 pursuant to the provisions of this Part shall be deposited into the state treasury.

12 B. After compliance with the requirements of Article VII, Section 9(B) of
13 the Constitution of Louisiana, relative to the Bond Security and Redemption Fund,
14 and prior to monies being placed in the state general fund, an amount equal to that
15 deposited as required by Subsection A of this Section shall be credited to ~~a special~~
16 ~~fund hereby created in the state treasury to be known as the "Lead Hazard Reduction~~
17 ~~Fund"~~ the account. The monies in this ~~fund~~ account shall be used solely as provided
18 in Subsection C of this Section. All unexpended and unencumbered monies in ~~this~~
19 ~~fund~~ the account at the end of the fiscal year shall remain in the ~~fund~~ account. The
20 monies in ~~this fund~~ the account shall be invested by the state treasurer in the same
21 manner as monies in the state general fund, and interest earned on the investment of
22 these monies shall be credited to the ~~fund~~ account. Monies deposited into the
23 account shall be categorized as fees and self-generated revenue for the sole purpose
24 of reporting related to the executive budget, supporting documents, and general
25 appropriation bills and shall be available for annual appropriation by the legislature.

26 C. The monies in the ~~Lead Hazard Reduction Fund~~ account shall be used
27 solely for the purpose of funding the programs and activities provided for in this
28 Chapter, as determined by the secretary.

29 * * *

1 §2380. Right-to-Know Dedicated Fund Account

2 A. Subject to the exceptions contained in Article VII, Section 9 of the
3 Constitution of Louisiana, all monies collected ~~under~~ pursuant to R.S. 30:2373 shall
4 be paid into the state treasury and shall be credited to the Bond Security and
5 Redemption Fund. Out of the funds remaining in the Bond Security and Redemption
6 Fund, after a sufficient amount is allocated from that fund to pay all obligations
7 secured by the full faith and credit of the state which become due and payable within
8 a fiscal year, the treasurer shall, prior to placing such remaining funds in the state
9 general fund, pay into a special statutorily dedicated fund account, which is hereby
10 created in the state treasury and designated as the "Right-to-Know Dedicated Fund
11 Account", hereinafter referred to as the ~~fund~~ "account", an amount equal to all
12 monies collected ~~under~~ pursuant to R.S. 30:2373. The ~~fund~~ balance in the account
13 shall not exceed two million dollars. Any monies in excess of that amount shall
14 revert to the general fund. Monies deposited into the account shall be categorized
15 as fees and self-generated revenue for the sole purpose of reporting related to the
16 executive budget, supporting documents, and general appropriation bills and shall
17 be available for annual appropriation by the legislature.

18 B. Monies in the ~~fund~~ account shall be paid to the deputy secretary on his
19 warrant and shall be used to develop the Louisiana Chemical Network (LCN), a
20 statewide centralized inventory and release reporting system. This centralized
21 reporting system is intended to eliminate duplication in reporting requirements,
22 develop centralized data management, and provide processed data to all parishes via
23 the local emergency planning committees (LEPCs). The department shall have the
24 responsibility to develop a centralized data distribution system and provide the local
25 emergency planning committees with the necessary equipment, software, and
26 training to support its application. The monies in the ~~fund~~ account shall be dedicated
27 to equipment acquisition and personnel training for LEPCs and for the department
28 to properly staff the centralized data management functions. The deputy secretary

1 shall adopt the necessary rules and regulations to administer this system.

2 * * *

3 §2418. Waste tires; Waste Tire Management Dedicated Fund Account

4 * * *

5 G. There is hereby established a statutorily dedicated fund account in the
6 state treasury to be known as the "Waste Tire Management Dedicated Fund
7 Account", hereafter referred to in this Section as the "account". Any fees collected,
8 pursuant to the secretary's rules and regulations, on the sale of tires, and any other
9 appropriations, gifts, grants, or other monies received by the Department of
10 Environmental Quality for the credit of the ~~Waste Tire Management Fund~~ account,
11 shall be remitted to the state treasury and credited to the Bond Security and
12 Redemption Fund, as provided by the laws of this state and the Constitution of
13 Louisiana. After a sufficient amount is allocated from the Bond Security and
14 Redemption Fund to pay all obligations secured by the full faith and credit of the
15 state which become due and payable within any fiscal year, the treasurer shall pay
16 into the ~~Waste Tire Management Fund~~ account an amount equal to the total amount
17 previously deposited into the treasury. All interest earned on money from ~~this fund~~
18 the account and invested by the state treasurer shall be credited to the ~~fund~~ account.
19 The monies ~~of the fund~~ in the account shall be administered by the secretary solely
20 for the purposes of solving the state's waste tire problem. No monies from the ~~fund~~
21 account shall be used to provide payments to waste tire processors for processing
22 tires that are generated in Louisiana when those tires are processed in any other state.
23 Monies deposited into the account shall be categorized as fees and self-generated
24 revenue for the sole purpose of reporting related to the executive budget, supporting
25 documents, and general appropriation bills and shall be available for annual
26 appropriation by the legislature.

27 * * *

28 I.

29 * * *

1 (3)(a) In the event the balance of the ~~fund~~ account is insufficient to meet the
2 obligations to waste tire processors provided for in Paragraph (2) of this Subsection,
3 the department, after meeting all payments required by law, shall pay any undisputed
4 obligations in a pro rata share to waste tire processors having a standard permit when
5 the request for payment was submitted. Any remaining undisputed obligations
6 which would have been paid to waste tire processors but for the insufficiency of the
7 ~~Waste Tire Management Fund~~ account shall be paid from future surplus funds in the
8 ~~Waste Tire Management Fund~~ account as provided in Subparagraph (b) of this
9 Paragraph. However, beginning August 1, 2013, such payments shall be applied in
10 priority from the earliest incurred undisputed obligation to the most current
11 undisputed obligation.

12 (b) In the event the ~~fund~~ account has a surplus after meeting all obligations
13 of the ~~fund~~ account for the month, including any payments required by law, such
14 surplus shall be distributed in a pro rata share to those waste tire processors having
15 a standard permit when the request for payment was submitted and for whom there
16 are unpaid obligations of the ~~fund~~ account, excluding any disputed amounts. Such
17 surplus shall be processed for payment by the department within fifteen days after
18 the end of the month in which the surplus arose.

19 (c) For purposes of this Section, "undisputed obligations" means those waste
20 tire material payments which should have been paid by the department to a waste tire
21 processor since January 1, 2003, but which have not been paid due to the
22 insufficiency of the ~~Waste Tire Management Fund~~ account.

23 (4) If litigation relating to ~~fund~~ account payments in dispute prior to March
24 1, 2004, is resolved through final judgment or settlement, the secretary shall pay
25 from the ~~fund~~ account the portion of such final judgment or settlement which
26 represents previously disputed ~~fund~~ account payments within one hundred eighty
27 days of the judgment or settlement. This Subsection shall not be construed to limit
28 or condition the right of the judgment creditor or obligee under the settlement

1 agreement to obtain payment in satisfaction of the judgment or settlement from any
2 source authorized by law.

3 J. The secretary or his designee shall submit an annual report to the president
4 of the Senate, the speaker of the House of Representatives, the Senate Committee on
5 Environmental Quality, and ~~to~~ the House Committee on Natural Resources and
6 Environment and appear before a joint meeting of the House Committee on Natural
7 Resources and Environment and the Senate Committee on Environmental Quality
8 during each regular session to present the report detailing the progress of the waste
9 tire program for the preceding year, the current balance of the ~~Waste Tire~~
10 ~~Management Fund~~ account, and the forecast for the ~~fund~~ account in the following
11 year.

12 * * *

13 M.

14 * * *

15 (3) A waste tire processor shall not request or receive payments from the
16 ~~Waste Tire Management Fund~~ account for any waste tires unless the waste tires are
17 generated and processed in Louisiana, the generator and transporter have signed a
18 statement swearing under penalty of law that the tires were not generated outside the
19 state of Louisiana and are Louisiana-eligible tires, and the processor has signed a
20 statement swearing under penalty of law that he has no knowledge contrary to the
21 representations of the generator and transporter. The department shall provide a
22 standard form to be used by generators, transporters, and processors to comply with
23 this Paragraph.

24 (4) In addition to any other penalties provided for in this Subsection, any
25 person convicted of violating Paragraph (1) of this Subsection may be barred from
26 participating in the program, including requesting and receiving payments or
27 reimbursements from the ~~Waste Tire Management Fund~~ account, and any license or
28 registration issued by the department that is required to participate in the program
29 may be ordered to be surrendered. Participants shall include collectors, generators,

1 processors, and transporters. Any such person convicted may be forever barred from
2 employment with or from contracting with any license holder under this Section.
3 Any sentence imposed which includes the suspension or barring under this Paragraph
4 shall be suspended until after rendition of a final conviction from which no appeal
5 may be taken.

6 * * *

7 O.

8 * * *

9 (3) Proceeds from the collection of the fees and any fines, penalties, interest,
10 and costs collected in connection with the fees shall be deposited into the ~~Waste Tire~~
11 ~~Management Fund~~ account to be used to administer the waste tire program
12 authorized by this Section.

13 * * *

14 (5) In addition to the authority and collection procedure provided for in this
15 Subsection, the secretary has the authority to impose upon any person failing to
16 timely remit fees imposed by this Section, a delinquent fee of ten percent of the
17 unpaid fee or twenty-five dollars, whichever is greater. A delinquent fee of twenty-
18 five dollars may also be imposed upon any person failing to timely submit a monthly
19 waste tire fee report required by any rule or regulation promulgated pursuant to this
20 Section. Proceeds from the collection of the fees authorized by this Paragraph shall
21 be used for special waste tire projects as determined by the secretary. Any such
22 proceeds remaining at the end of the fiscal year that have not been used for special
23 projects shall be deposited in the ~~Waste Tire Management Fund~~ account.

24 Section 6. R.S. 32:412.3, 429.2(A), (B), and (C)(introductory paragraph), 868,
25 1526(B) and 1731 are hereby amended and reenacted to read as follows:

1 §412.3. Office of Motor Vehicles Driver's License Escrow Dedicated Fund
2 Account; Office of Motor Vehicles Handling Fee Escrow Dedicated Fund
3 Account

4 A. There ~~is~~ are hereby created, as special statutorily dedicated fund accounts
5 ~~funds~~ in the state treasury, the Office of Motor Vehicles Driver's License Escrow
6 Dedicated Fund Account, hereafter referred to as the "License Fund Account" and
7 the Office of Motor Vehicles Handling Fee Escrow Dedicated Fund Account,
8 hereafter referred to as the "Handling Fee Account".

9 B.(1) After compliance with the requirements of Article VII, Section 9(B)
10 of the Constitution of Louisiana relative to the Bond Security and Redemption Fund,
11 and after a sufficient amount is allocated from that fund to pay all of the obligations
12 secured by the full faith and credit of the state which become due and payable within
13 any fiscal year, the treasurer shall pay an amount equal to one third of the monies
14 received by the state treasury pursuant to the provisions of R.S. 32:412 into the
15 ~~Office of Motor Vehicles Driver's License Escrow Fund~~ License Fund Account. The
16 monies in this ~~fund~~ account shall be used solely as provided in Subsection D of this
17 Section. All unexpended and unencumbered monies in this ~~fund~~ account at the end
18 of the fiscal year shall remain in the ~~fund~~ account to cover under collections in any
19 subsequent fiscal year. The monies in the ~~fund~~ account shall be invested by the state
20 treasurer in the same manner as monies in the state general fund and shall be
21 deposited into the state general fund. Monies deposited into the License Fund
22 Account shall be categorized as fees and self-generated revenue for the sole purpose
23 of reporting related to the executive budget, supporting documents, and general
24 appropriation bills and shall be available for annual appropriation by the legislature.

25 (2) The calculation required under the provisions of Subsection D of this
26 Section shall be made prior to the distribution to the board of trustees of the police
27 pension funds of the city of New Orleans, the Louisiana State Police Retirement
28 System Fund, and the Conservation Fund under the provisions of R.S. 56:10(B)(15).

1 C. After compliance with the requirements of Article VII, Section 9(B) of
2 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,
3 and after a sufficient amount is allocated from that fund to pay all of the obligations
4 secured by the full faith and credit of the state which become due and payable within
5 any fiscal year, the treasurer shall pay an amount equal to one third of the monies
6 received by the state treasury pursuant to the provisions of R.S. 32:412.1 into the
7 ~~Office of Motor Vehicles Handling Fee Escrow Fund~~ Handling Fee Account. The
8 monies in this ~~fund~~ account shall be used solely as provided in Subsection E of this
9 Section. All unexpended and unencumbered monies in this ~~fund~~ account at the end
10 of the fiscal year shall remain in the ~~fund~~ account to cover under collections in any
11 subsequent fiscal year. The monies in the ~~fund~~ account shall be invested by the state
12 treasurer in the same manner as monies in the state general fund and shall be
13 deposited into the state general fund. Monies deposited into the Handling Fee
14 Account shall be categorized as fees and self-generated revenue for the sole purpose
15 of reporting related to the executive budget, supporting documents, and general
16 appropriation bills and shall be available for annual appropriation by the legislature.

17 D. Of the monies placed in escrow in the ~~Office of Motor Vehicles Driver's~~
18 ~~License Escrow Fund~~ License Fund Account, one-half shall be appropriated in Fiscal
19 Years 2020, 2026, and 2032 and one-half shall be appropriated in Fiscal Years 2021,
20 2027, and 2033.

21 E.(1) Of the monies placed in escrow in the ~~Office of Motor Vehicles~~
22 ~~Handling Fee Escrow Fund~~ Handling Fee Account, one-half shall be appropriated
23 in Fiscal Years 2020, 2026, and 2032 and one-half shall be appropriated in Fiscal
24 Years 2021, 2027, and 2033.

25 (2) Of the monies appropriated ~~under~~ pursuant to the provisions of this
26 Subsection, sixty-eight and seventy-five one-hundredths percent of the funds shall
27 be allocated to self-generated revenue and thirty-one and twenty-five one-hundredths

1 percent of the funds shall be allocated to the Office of Motor Vehicles Customer
2 Service and Technology Dedicated Fund Account.

3 * * *

4 §429.2. Office of Motor Vehicles Customer Service and Technology Dedicated
5 Fund Account; uses of the monies

6 A. There is hereby created, as a special statutorily dedicated fund account
7 in the state treasury, the Office of Motor Vehicles Customer Service and Technology
8 Dedicated Fund Account, hereafter referred to in this Section as the "account".

9 B. After compliance with the requirements of Article VII, Section 9(B) of
10 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,
11 and after a sufficient amount is allocated from that fund to pay all of the obligations
12 secured by the full faith and credit of the state which become due and payable within
13 any fiscal year, the treasurer shall pay an amount equal to the monies received by the
14 state treasury pursuant to the provisions of R.S. 32:412.1(C), 707.2(C)(4), and
15 728(10) into the ~~Office of Motor Vehicles Customer Service and Technology Fund~~
16 Account. The monies in ~~this fund~~ the account shall be used solely as provided in
17 Subsection C of this Section and only in the amounts appropriated by the legislature.
18 All unexpended and unencumbered monies in ~~this fund~~ the account at the end of the
19 fiscal year shall remain in the ~~fund~~ account. The monies in the ~~fund~~ account shall
20 be invested by the state treasurer in the same manner as monies in the state general
21 fund and shall be deposited into the state general fund. Monies deposited into the
22 account shall be categorized as fees and self-generated revenue for the sole purpose
23 of reporting related to the executive budget, supporting documents, and general
24 appropriation bills and shall be available for annual appropriation by the legislature.

25 C. Subject to an annual appropriation by the legislature, the monies in the
26 ~~Office of Motor Vehicles Customer Service and Technology Fund~~ account shall be
27 used solely for the following:

28 * * *

1 §868. Funding of real-time system to verify motor vehicle insurance; Insurance
2 Verification System Dedicated Fund Account; creation

3 A. Of the reinstatement fees assessed in R.S. 32:863(A)(3)(a), an amount of
4 seventy-five dollars from each reinstatement fee levied for lack of required security
5 up to thirty days, one hundred fifty dollars from each reinstatement fee levied for
6 lack of required security between thirty-one days and ninety days, and three hundred
7 dollars from each reinstatement fee levied for lack of security for in excess of ninety
8 days, and of the reinstatement fees assessed in R.S. 32:863.1(C)(1)(c) and (I)(3) an
9 amount of fifty dollars from each first offense and one hundred dollars from each
10 second offense, shall be, after first having been credited to the Bond Security and
11 Redemption Fund as required by Article VII, Section 9(B) of the Louisiana
12 Constitution, deposited into the Insurance Verification System Dedicated Fund
13 Account.

14 B. There is hereby created in the state treasury a special statutorily dedicated
15 fund account designated as the Insurance Verification System Dedicated Fund
16 Account, hereinafter referred to as the "fund" "account". Monies in the fund account
17 shall be invested in the same manner as monies in the state general fund. Interest
18 earned on investment of monies in the fund account shall be deposited in and
19 credited to the fund account. The monies in this fund account shall be used solely as
20 provided for in this Section and only in the amounts appropriated by the legislature.
21 Unexpended and unencumbered monies in the fund account shall remain in the fund
22 account. Monies deposited into the account shall be categorized as fees and self-
23 generated revenue for the sole purpose of reporting related to the executive budget,
24 supporting documents, and general appropriation bills and shall be available for
25 annual appropriation by the legislature. Monies in the fund account shall be used in
26 amounts appropriated by the legislature as follows:

27 (1) ~~For Fiscal Year 2014-2015, monies in the fund shall be used as follows:~~

28 (a) ~~First, to fully fund the creation and maintenance of the real-time system~~
29 ~~to verify motor vehicle insurance authorized by R.S. 32:863.2(F).~~

1 B.(1) All revenue collected by or distributed to the department under the
2 Unified Carrier Registration Agreement shall be deposited upon receipt into the state
3 treasury. Out of the funds remaining in the Bond Security and Redemption Fund
4 after a sufficient amount is allocated from that fund to pay all obligations secured by
5 the full faith and credit of the state that become due and payable during a fiscal year
6 as provided for in Article VII, Section 9(B) of the Constitution of Louisiana, the
7 treasurer shall each fiscal year deposit into a special statutorily dedicated fund
8 account hereby created in the state treasury, to be known as the Unified Carrier
9 Registration Agreement Dedicated Fund Account, hereafter referred to in this
10 Section as the "account", an amount equal to the total amount received by the
11 treasurer pursuant to this Subsection. Monies deposited into the account shall be
12 categorized as fees and self-generated revenue for the sole purpose of reporting
13 related to the executive budget, supporting documents, and general appropriation
14 bills and shall be available for annual appropriation by the legislature.

15 (2) All unexpended and unencumbered money in the ~~fund~~ account at the end
16 of a fiscal year shall remain in the ~~fund~~ account and shall be available for use in the
17 next fiscal year as provided for in this Subsection. Money in the ~~fund~~ account shall
18 be invested as provided by law, and any interest earned on such investments shall be
19 credited to the ~~fund~~ account after compliance with the provisions of Article VII,
20 Section 9(B) of the Constitution of Louisiana.

21 (3) The money in the ~~fund~~ account shall be used each fiscal year solely and
22 exclusively by the department, except as provided for in Paragraph (2) of this
23 Subsection, for motor carrier safety programs, enforcement, or the administration of
24 the Unified Carrier Registration Plan and the Unified Carrier Registration Agreement
25 as required by the Unified Carrier Registration Act of 2005.

* * *

27 §1731. The Louisiana Towing and Storage Dedicated Fund Account

28 All fees and fines collected ~~under~~ pursuant to the provisions of this Chapter
29 shall be paid into the state treasury on or before the twenty-fifth day of the month

1 following their collection and, in accordance with Article VII, Section 9 of the
 2 Constitution of Louisiana, shall be credited to the Bond Security and Redemption
 3 Fund. Out of the funds remaining in the Bond Security and Redemption Fund, after
 4 a sufficient amount is allocated therefrom to pay all obligations secured by the full
 5 faith and credit of the state which become due and payable within each fiscal year,
 6 the treasurer shall pay an amount equal to the total amount of funds paid into the
 7 treasury into a special statutorily dedicated fund account, which is hereby created in
 8 the state treasury and designated as the "Louisiana Towing and Storage Dedicated
 9 Fund Account", hereafter referred to as the "account". All funds collected or
 10 received pursuant to this Chapter and deposited in the ~~Louisiana Towing and Storage~~
 11 ~~Fund account~~ shall be administered by the deputy secretary of public safety services.
 12 The ~~fund account~~ shall be used solely to fund personnel positions and the activities
 13 and enforcement of this Chapter by the office of state police and only in the amount
 14 appropriated by the legislature with all remaining funds to be deposited in the state
 15 general fund. Monies deposited into the account shall be categorized as fees and
 16 self-generated revenue for the sole purpose of reporting related to the executive
 17 budget, supporting documents, and general appropriation bills and shall be available
 18 for annual appropriation by the legislature.

19 Section 7. R.S. 39:100.43(L), 100.44(Q), and 100.48(C) are hereby amended and
 20 reenacted to read as follows:

21 §100.43. Coronavirus Local Recovery Allocation Program

22 * * *

23 L. Any unobligated balance in the fund on ~~December 1, 2020~~ June 30, 2021,
 24 shall be transferred to the State Coronavirus Relief Fund.

25 §100.44. Louisiana Main Street Recovery Program

26 * * *

27 Q. Any unobligated balance in the fund on ~~December 1, 2020~~ June 30, 2021,
 28 shall be transferred to the State Coronavirus Relief Fund.

29 * * *

1 §100.48. Critical Infrastructure Workers Hazard Pay Rebate Fund

2 * * *

3 C. Monies in the rebate fund shall be appropriated to the state treasurer to be
4 used to provide a one-time hazard pay rebate to essential critical infrastructure
5 workers as provided in Act No. 12 of the 2020 First Extraordinary Session of the
6 Legislature. Any unobligated balance in the rebate fund on June 30, 2021, shall be
7 transferred to the State Coronavirus Relief Fund.

8 Section 8. R.S. 40:5.10, 39.1(B)(2), (3)(introductory paragraph), and (4),
9 1379.3.1(C) and (D), 1379.7(B), 1428(C), 1472.20(A), 1664.9(N), 1730.68, and 1849(D)(2),
10 (3), (4)(introductory paragraph), and (5) are hereby amended and reenacted to read as
11 follows:

12 §5.10. Oyster Sanitation Dedicated Fund Account

13 A. There is hereby established a special statutorily dedicated fund account
14 in the state treasury to be known as the Oyster Sanitation Dedicated Fund Account,
15 hereinafter referred to as the ~~"fund"~~ "account". The ~~fund~~ account shall consist of
16 monies received by virtue of the surcharge assessed pursuant to R.S. 30:2075.1, such
17 monies as may be appropriated to it by the legislature, and monies received by the
18 fund from grants and donations. Monies deposited into the account shall be
19 categorized as fees and self-generated revenue for the sole purpose of reporting
20 related to the executive budget, supporting documents, and general appropriation
21 bills and shall be available for annual appropriation by the legislature.

22 B. Monies in the ~~fund~~ account shall be invested by the state treasurer in
23 accordance with the law, and shall comply with the provisions of Article VII, Section
24 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption
25 Fund. Subject to Article VII, Section 9, the investment earnings on account monies
26 shall be credited to the ~~fund~~ account. The treasurer shall advise the governor and the
27 legislature of the status of the ~~fund~~ account thirty days prior to each regular session
28 of the legislature and at any other time upon their request.

1 C. Upon request of the secretary of either department named herein, and
2 pursuant to appropriation by the legislature, the treasurer shall disburse monies from
3 the ~~fund~~ account to the Louisiana Department of Health ~~and/or~~ or the Department of
4 Wildlife and Fisheries for projects or measures that protect, enhance, or restore
5 sanitary conditions directly related to the molluscan shellfish industry.

6 D. Monies from the ~~fund~~ account may not be used other than for the
7 sanitation purposes authorized in Subsection C of this Section, or investment
8 authorized in Subsection B of this Section.

9 * * *

10 §39.1. Certified copies of birth certificates and death certificates; clerks of district
11 courts and the Second City Court of the city of New Orleans; Vital Records
12 Conversion Dedicated Fund Account

13 * * *

14 B.

15 * * *

16 (2) Clerks shall pay to the state registrar such amounts as are required in R.S.
17 40:40. In addition, four dollars for each long-form birth certificate or death
18 certificate issued by each clerk of court shall be remitted to the state treasurer on the
19 tenth day of each month for deposit in the state treasury. The funds deposited shall
20 be credited to the Bond Security and Redemption Fund. Out of the funds remaining
21 in the Bond Security and Redemption Fund after a sufficient amount is allocated to
22 pay all obligations secured by the full faith and credit of the state which become due
23 and payable in any fiscal year, the treasurer shall credit to the Vital Records
24 Conversion Dedicated Fund Account, hereby created, an amount equal to the funds
25 deposited under the provisions of this Section. Monies deposited into the Vital
26 Records Conversion Dedicated Fund Account shall be categorized as fees and self-
27 generated revenue for the sole purpose of reporting related to the executive budget,
28 supporting documents, and general appropriation bills and shall be available for
29 annual appropriation by the legislature.

1 (3) The monies held in the Vital Records Conversion Dedicated Fund
2 Account shall only be appropriated with the mutual consent of the secretary of state
3 and the secretary of the Louisiana Department of Health for the following purposes:

4 * * *

5 (4) All unexpended and unencumbered monies in the ~~fund~~ Vital Records
6 Conversion Dedicated Fund Account at the end of the fiscal year shall remain in the
7 ~~fund~~ account. The monies in the ~~fund~~ account shall be invested by the treasurer in
8 the same manner as monies in the state general fund. All interest earned on account
9 monies invested by the treasurer shall be deposited in the ~~fund~~ account.

10 * * *

11 §1379.3.1. Concealed Handgun Permit Dedicated Fund Account; assessment and
12 disposition of fees

13 * * *

14 C. After compliance with the requirements of Article VII, Section 9(B) of
15 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,
16 and prior to monies being placed in the state general fund, an amount equal to that
17 deposited as required by Subsection B of this Section shall be credited to a special
18 statutorily dedicated fund account hereby created in the state treasury to be known
19 as the "Concealed Handgun Permit Dedicated Fund Account", hereafter referred to
20 in this Section as the "account". The monies in ~~this fund~~ the account shall be used
21 solely as provided for in Subsection D of this Section and only in the amounts
22 appropriated by the legislature. All unexpended and unencumbered monies in ~~this~~
23 ~~fund~~ the account at the end of the fiscal year shall remain in ~~such fund~~ the account.
24 The monies in ~~this fund~~ the account shall be invested by the state treasurer in the
25 same manner as monies in the state general fund and interest earned on the
26 investment of these monies shall be credited to ~~this fund~~ the account after, ~~again,~~
27 ~~following~~ compliance with the requirement of Article VII, Section 9(B) of the
28 Constitution of Louisiana relative to the Bond Security and Redemption Fund.
29 Monies deposited into the account shall be categorized as fees and self-generated

1 revenue for the sole purpose of reporting related to the executive budget, supporting
2 documents, and general appropriation bills and shall be available for annual
3 appropriation by the legislature.

4 D. The monies in the ~~Concealed Handgun Permit Fund~~ account shall be used
5 solely for administration of the concealed handgun permit process and for special
6 law enforcement initiatives.

7 * * *

8 §1379.7. Public Safety DWI Testing, Maintenance, and Training Dedicated Fund
9 Account; uses

10 * * *

11 B. After compliance with the requirements of Article VII, Section 9(B) of
12 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,
13 and prior to monies being placed in the state general fund, the treasurer shall credit
14 an amount equal to the total amount of such costs received to a special statutorily
15 dedicated fund account which is hereby created in the state treasury and designated
16 as the Public Safety DWI Testing, Maintenance, and Training Dedicated Fund
17 Account. The monies in ~~the described fund~~ the account shall be used solely to fund
18 activities of the office of state police in executing its responsibilities in the purchase
19 and maintenance of equipment and supplies for use in breath, blood, or urine analysis
20 as related to violations of R.S. 14:98 or 98.1; training in the maintenance and usage
21 of testing equipment; other such related expenses as may be necessary in the efficient
22 and effective administration of those duties; and for special law enforcement
23 initiatives. The monies in the ~~fund~~ account shall be used only in the amounts
24 appropriated by the legislature. All unexpended and unencumbered monies in the
25 ~~fund~~ account at the end of the fiscal year shall remain in the ~~fund~~ account. The
26 monies in the ~~fund~~ account shall be invested by the treasurer in the same manner as
27 monies in the state general fund. All interest earned on monies in the ~~fund~~ account
28 invested by the treasurer shall be credited to the ~~Public Safety DWI Testing,~~
29 ~~Maintenance, and Training Fund~~ account. Monies deposited into the account shall

1 be categorized as fees and self-generated revenue for the sole purpose of reporting
2 related to the executive budget, supporting documents, and general appropriation
3 bills and shall be available for annual appropriation by the legislature.

4 * * *

5 §1428. Special assessment; creation of dedicated fund account

6 * * *

7 C. After compliance with the requirements of Article VII, Section 9(B) of
8 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,
9 an amount equal to that deposited as required by Subsection B of this Section shall
10 be credited to a special statutorily dedicated fund account hereby created in the state
11 treasury to be known as the Insurance Fraud Investigation Dedicated Fund Account,
12 hereafter referred to in this Subsection as the "account". The monies shall be
13 irrevocably dedicated and deposited in the ~~Insurance Fraud Investigation Fund~~
14 account and shall be used solely as provided in Subsection A of this Section and only
15 in the amounts appropriated by the legislature. Monies in the ~~fund~~ account shall be
16 appropriated, administered, and used solely and exclusively for purposes of the fraud
17 unit, fraud support unit, insurance fraud section, LATIFPA, and as further provided
18 in this Section. All unexpended and unencumbered monies in ~~this fund~~ the account
19 at the end of the fiscal year shall be refunded to each insurer licensed by the
20 Department of Insurance to conduct business in this state assessed a fee pursuant to
21 this Section on a pro-rata basis based on each insurer's proportionate share of the
22 total fees collected pursuant to this Section. Monies deposited into the account shall
23 be categorized as fees and self-generated revenue for the sole purpose of reporting
24 related to the executive budget, supporting documents, and general appropriation
25 bills and shall be available for annual appropriation by the legislature.

26 * * *

27 §1472.20. Explosives Trust Dedicated Fund Account

28 A. The Explosives Trust Dedicated Fund Account is hereby established as
29 a special statutorily dedicated fund account in the state treasury to support the efforts

1 of the Department of Public Safety and Corrections, office of state police, explosives
 2 control unit. After ~~depositing~~ deposit into the Bond Security and Redemption Fund,
 3 all funds collected pursuant to R.S. 40:1472.3(H) and 1472.9(D) shall be deposited
 4 in and credited to the Explosives Trust Dedicated Fund Account. Monies deposited
 5 into the account shall be categorized as fees and self-generated revenue for the sole
 6 purpose of reporting related to the executive budget, supporting documents, and
 7 general appropriation bills and shall be available for annual appropriation by the
 8 legislature.

9 * * *

10 §1664.9. Fees; license endorsements for firms and persons; certifications; Louisiana
 11 Life Safety and Property Protection Trust Dedicated Fund Account

12 * * *

13 N.(1) Subject to the exceptions contained in Article VII, Section 9 of the
 14 Constitution of Louisiana, all monies received by the state fire marshal pursuant to
 15 this Subpart, including but not limited to fees and fines, shall be deposited
 16 immediately upon receipt in the state treasury and shall be credited to the Bond
 17 Security and Redemption Fund. Out of the funds remaining in the Bond Security
 18 and Redemption Fund after a sufficient amount is allocated from that fund to pay all
 19 obligations secured by the full faith and credit of the state which become due and
 20 payable within any fiscal year, the treasurer, prior to placing such remaining funds
 21 in the state general fund, shall pay an amount equal to the total amount of funds paid
 22 into the state treasury by the state fire marshal pursuant to this Subpart into a special
 23 statutorily dedicated fund account which is hereby created in the state treasury and
 24 designated as the Louisiana Life Safety and Property Protection Trust Dedicated
 25 Fund Account.

26 (2) The monies in the Louisiana Life Safety and Property Protection Trust
 27 Dedicated Fund Account shall be used solely for implementation, administration, and
 28 enforcement of this Subpart, and thereafter, for fire education or emergency response
 29 by the state fire marshal and only in the amounts appropriated each year to the state

1 fire marshal or the board by the legislature. Any surplus monies and interest
 2 remaining to the credit of ~~the fund~~ the account on June thirtieth of each year after all
 3 such appropriations of the preceding fiscal year have been made shall remain to the
 4 credit of the ~~fund~~ account, and no part thereof shall revert to the state general fund.
 5 Monies deposited into the account shall be categorized as fees and self-generated
 6 revenue for the sole purpose of reporting related to the executive budget, supporting
 7 documents, and general appropriation bills and shall be available for annual
 8 appropriation by the legislature.

9 * * *

10 §1730.68. Industrialized Building Program Dedicated Fund Account; distribution

11 A. All proceeds derived from the fees and all amounts received by the
 12 secretary from interest, fines, or penalties or any other source pursuant to the
 13 provisions of this Part shall be deposited with the state treasurer. After compliance
 14 with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana,
 15 the state treasurer shall, each fiscal year and subject to an annual appropriation by
 16 the legislature, credit to the "Industrialized Building Program Dedicated Fund
 17 Account", hereafter referred to in this Section as the "account", which is hereby
 18 created in the treasury as a special designated fund account, an amount equal to the
 19 amount of money paid into the treasury by the secretary pursuant to the provisions
 20 of this Section. All unexpended and unencumbered monies in the ~~fund~~ account at
 21 the end of each fiscal year shall remain in the ~~fund~~ account. The monies in the ~~fund~~
 22 account shall be invested by the state treasurer in the same manner as monies in the
 23 state general fund. All interest earned on monies in the ~~fund~~ account invested by the
 24 state treasurer shall be deposited in the ~~fund~~ account. Monies deposited into the
 25 account shall be categorized as fees and self-generated revenue for the sole purpose
 26 of reporting related to the executive budget, supporting documents, and general
 27 appropriation bills and shall be available for annual appropriation by the legislature.

28 B. Monies from the ~~fund~~ account shall be appropriated and paid to the
 29 secretary at the beginning of each fiscal year to be distributed to the office of state

1 fire marshal, code enforcement and building safety, and shall be used for the
2 implementation of this Part.

3 * * *

4 §1849. Permit fees; minimum; maximum; transport registration fees; personnel
5 qualification fees; ~~rainy day fund~~ Liquefied Petroleum Gas Commission
6 Rainy Day Dedicated Fund Account

7 * * *

8 D.

9 * * *

10 (2) After compliance with the requirements of Article VII, Section 9(B) of
11 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,
12 and prior to the monies being placed in the state general fund, an amount equal to the
13 funds received shall be credited to the special statutorily dedicated fund account
14 hereby created in the state treasury to be known as the "Liquefied Petroleum Gas
15 Commission Rainy Day Dedicated Fund Account", hereafter referred to in this
16 Section as the "account". The monies in ~~this fund~~ the account shall be used solely
17 as provided in this Subsection, and only in the amounts appropriated by the
18 legislature. The monies in the ~~fund~~ account shall be invested by the state treasurer
19 in the same manner as the monies in the state general fund. Subject to the provisions
20 of, and after compliance with, Article VII, Section 9(B) of the Constitution of
21 Louisiana, all interest earned on the monies in ~~this fund~~ the account shall be credited
22 to ~~this fund~~ the account. Monies deposited into the account shall be categorized as
23 fees and self-generated revenue for the sole purpose of reporting related to the
24 executive budget, supporting documents, and general appropriation bills and shall
25 be available for annual appropriation by the legislature.

26 (3) At the end of each fiscal year, the unexpended and unencumbered monies
27 which remain in ~~this fund~~ the account, up to a maximum of two hundred fifty
28 thousand dollars, shall remain in ~~this fund~~ the account and shall be used by the
29 commission for the purposes set forth in this Subsection.

1 appropriated specifically to it by the legislature for increased regulatory enforcement
2 of motor carriers.

3 B. The director of the transportation division of the Public Service
4 Commission shall administer the carrier ~~fund~~ account and shall make disbursements
5 from the ~~fund~~ carrier account for all necessary and appropriate expenditures.

6 C.(1) The monies in the carrier ~~fund~~ account shall be used to defray the cost
7 of regulation of the intrastate motor carrier industry, specifically by the
8 transportation division of the Public Service Commission.

9 (2) Monies in the carrier ~~fund~~ account shall be available to increase
10 manpower and physical support for regulation of the intrastate motor carrier
11 industry.

12 (3) Monies in the carrier ~~fund~~ account shall be invested by the state treasurer
13 in the same manner as are monies in the state general fund. All interest earned on
14 carrier account money invested by the state treasurer ~~since the creation of the fund~~
15 ~~will~~ shall be deposited into the state general fund.

16 D. In any cases where monies from the carrier ~~fund~~ account are expended
17 in the prosecution of any violation of this Chapter, the attorney general shall institute
18 a civil action to recover from the responsible person all such monies expended from
19 the carrier ~~fund~~ account. Any monies so recovered shall be paid into the carrier ~~fund~~
20 account as provided by this Section.

21 * * *

22 §844.14. Listing procedures; prohibited acts; Telephonic Solicitation Relief

23 Dedicated Fund Account

24 A.

25 * * *

26 (4)(a) All fees and penalties imposed pursuant to this Section shall be made
27 payable to the Louisiana Public Service Commission for the administration of this
28 Chapter and shall be dedicated to such purpose. The fees and penalties collected
29 shall be remitted by the commission to the state treasury and credited to the Bond

1 Security and Redemption Fund. After a sufficient amount is allocated from that fund
 2 to pay all obligations secured by the full faith and credit of the state which become
 3 due and payable within the fiscal year, the treasurer, prior to placing such remaining
 4 funds in the state general fund, shall pay an amount equal to the total amount of
 5 funds paid into the state treasury by the commission into a special statutorily
 6 dedicated fund account which is hereby created in the state treasury and designated
 7 as the "Telephonic Solicitation Relief Dedicated Fund Account". Monies deposited
 8 into the account shall be categorized as fees and self-generated revenue for the sole
 9 purpose of reporting related to the executive budget, supporting documents, and
 10 general appropriation bills and shall be available for annual appropriation by the
 11 legislature.

12 (b) The monies in the Telephonic Solicitation Relief Dedicated Fund
 13 Account shall be used solely for the implementation, administration, and
 14 enforcement of this Chapter. Any surplus monies and interest remaining to the credit
 15 of the ~~fund~~ account on June thirtieth of each year shall remain to the credit of the
 16 ~~fund~~ account and no part thereof shall revert to the state general fund.

17 * * *

18 §1177. Inspection and supervision fees; Utility and Carrier Inspection and
 19 Supervision Dedicated Fund Account

20 * * *

21 B. Funds received by the Department of Revenue in the form of inspection
 22 and supervision fees authorized in Subsection A shall be deposited immediately upon
 23 receipt into the state treasury. After compliance with the requirements of Article
 24 VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and
 25 Redemption Fund, and prior to monies being placed in the state general fund, an
 26 amount equal to that deposited as required by this Subsection shall be credited to a
 27 special statutorily dedicated fund account hereby created in the state treasury to be
 28 known as the "Utility and Carrier Inspection and Supervision Dedicated Fund
 29 Account", hereafter referred to in this Section as the "account". The monies in ~~this~~

1 Dedicated Fund Account, hereafter ~~sometimes~~ referred to in this Subsection as the
 2 "~~Fund~~" account". Notwithstanding any other provision of law, after compliance
 3 with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana
 4 relative to the Bond Security and Redemption Fund, and after a sufficient amount is
 5 allocated to pay all of the obligations secured by the full faith and credit of the state
 6 which become due and payable within any fiscal year, the treasurer shall pay an
 7 amount equal to the annual royalty fee collected by the department into the ~~Fund~~
 8 account. All of the monies in the ~~Fund~~ account shall be appropriated each year by
 9 the legislature to the Louisiana Stadium and Exposition District for application first
 10 to pay principal and interest on any debt issued by the Louisiana Stadium and
 11 Exposition District and second to pay any operating expenses of the Louisiana
 12 Stadium and Exposition District. Monies deposited into the account shall be
 13 categorized as fees and self-generated revenue for the sole purpose of reporting
 14 related to the executive budget, supporting documents, and general appropriation
 15 bills and shall be available for annual appropriation by the legislature.

* * *

17 §1835. Employment of secretary, clerical help and experts; creation of commission
 18 expense dedicated fund account; authorization for deposits and collection of
 19 assessments

* * *

21 B. There is hereby established in the state treasury the "Tax Commission
 22 Expense Dedicated Fund Account", hereinafter referred to in this Section as the
 23 "expense ~~fund~~ account". After credit to the Bond Security and Redemption Fund as
 24 provided in Article VII, Section 9(B) of the Constitution of Louisiana, all
 25 assessments and fees, including penalties and interest thereon, received by the tax
 26 commission shall be deposited in and credited to the expense ~~fund~~ account. Monies
 27 on deposit in the expense ~~fund~~ account may be expended only pursuant to
 28 appropriation. Appropriations from the expense ~~fund~~ account shall only be made for
 29 expenses and costs of the tax commission, including but not limited to expenses and

1 costs of operations, audits, and examinations and the defense, determination, or
 2 development of assessments and assessment procedures, including costs associated
 3 with outside experts. Any such assessment or fee, and any penalty and interest
 4 thereon, shall constitute an addition to the taxes due for all purposes of this Title.
 5 Monies on deposit in the expense ~~fund~~ account shall be invested in the same manner
 6 as the state general fund. Interest on investment of monies in the expense ~~fund~~
 7 account shall be credited to the state general fund. All unexpended and
 8 unencumbered monies in the ~~fund~~ expense account at the close of the fiscal year
 9 shall remain in the ~~fund~~ expense account. Monies deposited into the expense
 10 account shall be categorized as fees and self-generated revenue for the sole purpose
 11 of reporting related to the executive budget, supporting documents, and general
 12 appropriation bills and shall be available for annual appropriation by the legislature.

13 * * *

14 D.

15 * * *

16 (4) The tax commission shall be reimbursed for its direct costs associated
 17 with the audits or examinations conducted pursuant to this Section, up to ten percent
 18 of the additional tax, penalty, and interest collected, and said funds shall be paid over
 19 to the tax commission for deposit in its expense ~~fund~~ account for its use in carrying
 20 on its operations as provided for herein.

21 * * *

22 §6007. Motion picture production tax credit

23 * * *

24 C. Production tax credit; specific productions and projects.

25 * * *

26 (4) Transferability of the credit. Except as provided for in Subparagraph (g)
 27 of this Paragraph, motion picture tax credits not previously claimed by any taxpayer

1 against its income tax may be transferred or sold to another Louisiana taxpayer or
2 to the Department of Revenue, subject to the following conditions:

3 * * *

4 (h)

5 * * *

6 (ii) There is hereby established in the state treasury a special statutorily
7 dedicated treasury fund account, the Louisiana Entertainment Development
8 Dedicated Fund Account, hereinafter referred to in this Section as the "fund"
9 "account". Monies deposited into the account shall be categorized as fees and self-
10 generated revenue for the sole purpose of reporting related to the executive budget,
11 supporting documents, and general appropriation bills and shall be available for
12 annual appropriation by the legislature. Out of the funds remaining in the Bond
13 Security and Redemption Fund after a sufficient amount is allocated from that fund
14 to pay all obligations secured by the full faith and credit of the state which becomes
15 due and payable within any fiscal year as required by Article VII, Section 9(B) of
16 this constitution, the treasurer shall deposit in and credit to the ~~fund~~ account the fees
17 deposited as provided in this Paragraph.

18 (iii)The money in the ~~fund~~ account shall be appropriated by the legislature
19 as follows:

20 * * *

21 (iv) The money in the ~~fund~~ account shall be invested by the treasurer in the
22 same manner as money in the state general fund and interest earned on the
23 investment of the money shall be credited to the ~~fund~~ account after compliance with
24 the requirements of Article VII, Section 9(B) of the Constitution of Louisiana
25 relative to the Bond Security and Redemption Fund. All unexpended and
26 unencumbered money in the ~~fund~~ account at the end of the year shall remain in the
27 ~~fund~~ account.

28 * * *

1 Section 12. R.S. 48:105.1(B) and (D), 381(G), 381.1(E), and 381.2(D) and (G)(1)
2 are hereby amended and reenacted to read as follows:

3 §105.1. Transportation Training and Education Center Dedicated Fund Account;
4 creation

5 * * *

6 B. The secretary shall promulgate rules and regulations in accordance with
7 law to effectuate the provisions of this Section, to implement a registration fee
8 policy, and to provide for the uses and disposition of the fees collected. All fees
9 collected pursuant to this Section and the rules and regulations promulgated by the
10 secretary shall be deposited into the LTRC Transportation Training and Education
11 Center Dedicated Fund Account as provided for in Subsection D of this Section.

12 * * *

13 D. There is hereby created, as a special statutorily dedicated fund account
14 in the state treasury, the LTRC Transportation Training and Education Center
15 Dedicated Fund Account, hereinafter referred to in this Section as the "~~fund~~"
16 "account". After compliance with the requirements of Article VII, Section 9(B) of
17 the Constitution of Louisiana, relative to the Bond Security and Redemption Fund,
18 an amount equal to the monies received by the state treasury pursuant to the
19 provisions of Subsections A and B of this Section and rules and regulations adopted
20 by the Department of Transportation and Development shall be deposited into the
21 ~~fund~~ account. The monies so deposited shall be used to defray the expenses of the
22 LTRC Transportation Training and Education Center in connection with the
23 development, contracting, delivery, and administration of the center's transportation
24 training program. Monies in the ~~fund~~ account shall be invested by the state treasurer
25 in the same manner as monies in the state general fund, and interest earned on the
26 investment of such monies shall be credited to the ~~fund~~ account after compliance
27 with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana.
28 Excess monies over and above the expenses of the center shall be distributed to
29 workforce development programs and projects within the Department of

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 Transportation and Development. All unexpended and unencumbered monies in the
 2 ~~fund~~ account at the end of any fiscal year shall remain in the ~~fund~~ account for use in
 3 subsequent fiscal years. Monies deposited into the account shall be categorized as
 4 fees and self-generated revenue for the sole purpose of reporting related to the
 5 executive budget, supporting documents, and general appropriation bills and shall
 6 be available for annual appropriation by the legislature.

7 * * *

8 §381. Use and occupancy of highways

9 * * *

10 G. All fees shall be deposited by the secretary of the Department of
 11 Transportation and Development in the Right-Of-Way Permit Processing Dedicated
 12 Fund Account established in the office of the treasurer pursuant to R.S. 48:381.1 and
 13 said fees shall be set aside for the use of the Department of Transportation and
 14 Development to defray the expenses of the right-of-way permit office connected with
 15 the issuance and processing required for permitted activity within state roads and
 16 highways rights-of-way.

17 * * *

18 §381.1. Rights-of-way; joint use agreements; fees

19 * * *

20 E. All fees collected pursuant to the provisions of this Section shall be
 21 deposited by the secretary of the Department of Transportation and Development
 22 into the state treasury for credit to the Right-of-Way Permit Processing Dedicated
 23 Fund Account, hereafter referred to in this Part as the "Right-of Way Account".
 24 After compliance with the requirements of Article VII, Section 9(B) of the
 25 Constitution of Louisiana relative to the Bond Security and Redemption Fund, the
 26 monies so deposited shall be credited to the ~~fund~~ Right-of-Way Account for the use
 27 of the Department of Transportation and Development to defray the expenses of the
 28 right-of-way permit office. Excess fees, over and above the expenses of the right-of-
 29 way permit office, shall be distributed to federally approved highway projects. All

1 monies existing in ~~this fund~~ the Right-of-Way Account at the end of each fiscal year
 2 shall be retained in the ~~Right-of-Way Permit Processing Fund~~ account and shall not
 3 be deposited in the General Fund. Monies deposited into the account shall be
 4 categorized as fees and self-generated revenue for the sole purpose of reporting
 5 related to the executive budget, supporting documents, and general appropriation
 6 bills and shall be available for annual appropriation by the legislature.

7 * * *

8 §381.2. Rights-of-way; telecommunication installations, including wireless
 9 telephone hardware, fiber-optic lines, and telecommunications towers; annual
 10 report to the legislature

11 * * *

12 D. All fees shall be deposited by the secretary of the Department of
 13 Transportation and Development in the state treasury. After such deposit, an amount
 14 equal to the fees collected shall be transferred to the Right-of-Way Account
 15 established pursuant to R.S. 48:381.1 and ~~Permit Processing Fund~~ which is hereby
 16 ~~created in the state treasury and said funds~~ shall be set aside for the use of the
 17 Department of Transportation and Development to defray the expenses of the
 18 right-of-way permit office in connection with the issuance and processing required
 19 for permitted activity within the state roads and highway rights-of-way.

20 * * *

21 G. The secretary shall prepare and submit an annual report to the House and
 22 Senate Transportation, Highways and Public Works Committees, which summarizes
 23 the activities, revenues, and expenditures of the right-of-way permit office related
 24 to the administration of this Section. The first annual report required under the
 25 provisions of this Subsection shall contain a summary of the activities, revenues, and
 26 expenditures of the right-of-way permit office from the beginning of the program to
 27 date and shall be submitted to the House and Senate Transportation, Highways and
 28 Public Works Committees not later than January 30, 2002. Each subsequent annual

1 report shall be submitted not later than ninety days following the end of each
2 calendar year and shall contain the following information:

3 (1) Deposits and withdrawals from the Right-of-Way ~~Permit Processing~~
4 ~~Fund~~ Account related to this Section.

5 * * *

6 Section 13. R.S. 49:214.40(A) and (C) are hereby amended and reenacted to read
7 as follows:

8 §214.40. Coastal Resources Trust Dedicated Fund Account

9 A.(1) Subject to the exceptions contained in Article VII, Section 9(A) of the
10 Constitution of Louisiana, all funds collected by the Louisiana coastal resources
11 program from processing and evaluation of coastal use permit applications and
12 consistency determinations, from any federal outercontinental shelf revenue sharing
13 program, and from any other sources, shall be paid into the state treasury and shall
14 be credited to the Bond Security and Redemption Fund.

15 (2) Out of the funds remaining in the Bond Security and Redemption Fund
16 after a sufficient amount is allocated from that fund to pay all obligations secured by
17 the full faith and credit of the state which become due and payable within any fiscal
18 year, the treasurer shall, prior to placing such remaining funds in the state general
19 fund, pay into a special statutorily dedicated fund account, which is hereby created
20 in the state treasury and designated as the Coastal Resources Trust Dedicated Fund
21 Account, hereafter referred to in this Section as the "trust account", an amount equal
22 to the total amount of funds paid into the treasury by the Louisiana coastal resources
23 program.

24 (3) The monies in the trust ~~fund~~ account shall be invested by the state
25 treasurer in the same manner as monies in the state general fund. The monies in the
26 ~~Coastal Resources Trust Fund~~ trust account shall be used solely for the programs and
27 purposes and in the amounts appropriated each year to the Louisiana coastal
28 resources program by the legislature. Monies deposited into the trust account shall
29 be categorized as fees and self-generated revenue for the sole purpose of reporting

1 related to the executive budget, supporting documents, and general appropriation
2 bills and shall be available for annual appropriation by the legislature.

3 * * *

4 C. Any surplus funds remaining to the credit of the trust ~~fund~~ account on
5 July 1 of each year commencing with the fiscal year 1983-84, after all appropriations
6 of the preceding fiscal year have been paid, and all interest earned on money from
7 the trust ~~fund~~ account ~~since the creation of the fund and thereafter~~ shall remain to the
8 credit of the ~~Coastal Resources Trust Fund~~ trust account for expenditure from year
9 to year solely by the Louisiana coastal resources program or any uses as provided for
10 in the federal outercontinental shelf revenue sharing legislation in accordance with
11 appropriation made by the legislature for the purposes and functions of said program,
12 and no part thereof shall revert to the state general fund. This provision shall not be
13 construed to prohibit the appropriation of funds out of the state general fund to the
14 commission.

15 Section 14. R.S. 56:10(B)(1)(d), (5), and (7)(a), and (D), 10.1, 164(A) and
16 (B)(introductory paragraph), 700.2(A)(introductory paragraph), (1) and (3) and (B) through
17 (D), 1703(A), (B)(introductory paragraph), (C)(introductory paragraph), (1), and
18 (2)(introductory paragraph), and (D), and 1705(A) and (B) are hereby amended and
19 reenacted to read as follows:

20 §10. Annual report to governor; estimate of proposed expenditures; particular funds;
21 limitations on purposes for use of monies in particular funds and accounts;
22 warrants; vouchers; surplus funds

23 * * *

24 B.(1) Subject to the exception contained in Article VII, Section 9(A) of the
25 Constitution of Louisiana, all funds collected by the commission from every source
26 shall be paid into the state treasury and shall be credited to the Bond Security and
27 Redemption Fund. Out of the funds remaining in the Bond Security and Redemption
28 Fund after a sufficient amount is allocated from that fund to pay all obligations
29 secured by the full faith and credit of the state which become due and payable within

1 any fiscal year, the treasurer shall, prior to placing such remaining funds in the state
2 general fund, conform to the following:

3 * * *

4 (d) Pay annually into a special statutorily dedicated fund account created in
5 the state treasury and designated as the Louisiana Duck License, Stamp, and Print
6 Dedicated Fund Account all amounts received pursuant to the Louisiana Duck
7 License, Stamp, and Print Program provided for in R.S. 56:151 et seq. and such other
8 funds as are specifically appropriated by the legislature. Monies deposited into the
9 account shall be categorized as fees and self-generated revenue for the sole purpose
10 of reporting related to the executive budget, supporting documents, and general
11 appropriation bills and shall be available for annual appropriation by the legislature.

12 * * *

13 (5) The monies in the Louisiana Duck License, Stamp, and Print Dedicated
14 Fund Account shall be used solely for the programs and purposes associated with the
15 Louisiana Duck License, Stamp, and Print Program as provided by R.S. 56:151 et
16 seq. in the amounts appropriated each year to the department by the legislature.

17 * * *

18 (7)(a) The monies in the Louisiana Wild Turkey Dedicated Fund Account
19 shall be used solely for the programs and purposes associated with the Louisiana
20 Wild Turkey Program as provided by R.S. ~~56:161~~ 56:164 et seq. in the amounts
21 appropriated each year to the department by the legislature.

22 * * *

23 D. All unexpended and unencumbered monies in the Louisiana Seafood
24 Promotion and Marketing Fund, the Oyster Development Fund, the Shrimp
25 Marketing and Promotion Fund, the Crab Promotion and Marketing Fund, the
26 Louisiana Duck License, Stamp, and Print Dedicated Fund Account, the Louisiana
27 Wild Turkey Dedicated Fund Account, and the Conservation Fund at the end of the
28 fiscal year shall remain in the respective funds. The monies in ~~the~~ these funds and
29 accounts shall be invested by the treasurer in the same manner as monies in the state

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 general fund. All interest earned on monies invested by the treasurer shall be
2 deposited in the respective funds or accounts. The state treasurer shall prepare and
3 submit to the department on a quarterly basis a printed report showing the amount
4 of money contained in the funds and accounts from all sources.

5 §10.1. Aquatic Plant Control Dedicated Fund Account; creation; uses

6 A. There is hereby created in the state treasury the Aquatic Plant Control
7 Dedicated Fund Account, hereafter referred to in this Section as the "account".

8 B. After compliance with the requirements of Article VII, Section 9(B) of
9 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,
10 and after a sufficient amount is allocated from that fund to pay all of the obligations
11 secured by the full faith and credit of the state which become due and payable within
12 any fiscal year, the treasurer shall pay into the ~~Aquatic Plant Control Fund~~ account
13 an amount equal to the monies received by the state treasury pursuant to the
14 provisions of R.S. 47:462(B)(2)(c) and R.S. 30:961(K). The monies in ~~this fund~~ the
15 account shall be used solely as provided in Subsection C of this Section and only in
16 the amount appropriated by the legislature. All unexpended and unencumbered
17 monies remaining in ~~this fund~~ the account at the end of the fiscal year shall remain
18 in the ~~fund~~ account. The monies in the ~~fund~~ account shall be invested by the state
19 treasurer in the same manner as monies in the state general fund and all returns of
20 such investment shall be deposited to the ~~fund~~ account. Monies deposited into the
21 account shall be categorized as fees and self-generated revenue for the sole purpose
22 of reporting related to the executive budget, supporting documents, and general
23 appropriation bills and shall be available for annual appropriation by the legislature.

24 C. Subject to an annual appropriation by the legislature, the monies in the
25 ~~Aquatic Plant Control Fund~~ account shall be used solely by the office of fisheries,
26 Department of Wildlife and Fisheries, to fund the aquatic plant control program and
27 to fund cooperative research and public education efforts by the Department of
28 Wildlife and Fisheries and the Louisiana State University Agricultural Center
29 relative to aquatic weed control and eradication and aquatic invasive species control

1 and eradication. An amount not to exceed fifteen percent of the annual appropriation
2 shall be used to fund research and public education efforts relative to aquatic weed
3 control and eradication by the Louisiana State University Agricultural Center. The
4 funds appropriated pursuant to the provisions of this Section shall be in addition to
5 any other amounts appropriated by the legislature.

6 * * *

7 §164. Louisiana Wild Turkey Dedicated Fund Account; purposes

8 A. Funds received by the Department of Wildlife and Fisheries pursuant to
9 the sale of wild turkey licenses shall be placed in the Louisiana Wild Turkey
10 Dedicated Fund Account as provided by R.S. 56:10(B). Monies deposited into the
11 account shall be categorized as fees and self-generated revenue for the sole purpose
12 of reporting related to the executive budget, supporting documents, and general
13 appropriation bills and shall be available for annual appropriation by the legislature.

14 B. Subject to appropriation, the monies in the Louisiana Wild Turkey
15 Dedicated Fund Account shall be used:

16 * * *

17 §700.2. Establishment, continuance, and purposes of fund; geographical coverage;
18 assessments

19 A. There is hereby established in the state treasury a Fishermen's Gear
20 Compensation Dedicated Fund Account, hereafter referred to in this Section as the
21 "account", into which amounts paid pursuant to this Section shall be deposited.
22 Monies deposited into the account shall be categorized as fees and self-generated
23 revenue for the sole purpose of reporting related to the executive budget, supporting
24 documents, and general appropriation bills and shall be available for annual
25 appropriation by the legislature. The ~~fund~~ account shall be available to the secretary
26 only for the following purposes:

- 27 (1) Administrative and personnel expenses of the ~~fund~~ account.

28 * * *

1 (3) Expenses necessary to implement an investigatory survey of existing
2 potential underwater obstructions which might be due to past drilling, production,
3 and transportation activities. Such survey shall be conducted in not more than three
4 geographical areas which are known to be hazardous as a result of underwater
5 obstructions, the locations and sizes of which shall be approved by the Senate
6 Committee on Natural Resources and the House Committee on Natural Resources
7 and Environment, meeting jointly, following a consensus of opinion relative thereto
8 rendered by commercial fishermen and the secretary. The purpose of the survey
9 shall be to reveal the location, size, and density of underwater obstructions, as well
10 as to test investigatory procedures, so as to provide field data and information which
11 might aid fishermen directly and which shall be used to design a program more
12 responsive to the needs of fishermen. Withdrawals from the ~~fund~~ account for the
13 purposes of surveying shall be limited to the one-time application described in this
14 Paragraph and shall not exceed one-fourth of the monies remaining in the fund at the
15 time that this Paragraph becomes effective.

* * *

17 B. ~~The Fishermen's Gear Compensation Fund~~ account shall be established
18 for Louisiana territorial waters which overlie state-owned waterbottoms which are
19 contained within the coastal zone boundaries as described and established by R.S.
20 49:213.4.

21 C. ~~(1) The fund shall be established within sixty days of the effective date of~~
22 ~~this Part, at a level sufficient to meet administrative and personnel expenses of the~~
23 ~~fund, including implementation of responsibilities set forth in R.S. 56:700.5, as well~~
24 ~~as payment of justified claims made pursuant to this Part.~~

25 ~~(2)(a) To create a workable balance immediately upon establishment of the~~
26 ~~fund, the~~ The secretary shall be authorized and empowered to levy a fee upon each
27 lessee of a state mineral lease and each grantee of a state right of way, for each lease
28 and right of way in effect at the time of the effective date of this Part and which are
29 located within the coastal zone boundary, in an amount of three hundred dollars. The

1 secretary shall not be authorized and empowered to levy the fee upon a political
2 subdivision of the state.

3 (b) The state treasurer shall be authorized to pay into the ~~fund~~ account a sum
4 in the amount of one hundred thousand dollars from proceeds remaining in the Bond
5 Security and Redemption Fund after compliance with dedications of mineral
6 royalties, leases, bonuses, and rights of way and other sums payable to the state as
7 lessor of mineral leases and grantor of rights of way as required pursuant to R.S.
8 30:136(B) and 136.1(A), (B), and (C), after a sufficient amount has been allocated
9 from the Bond Security and Redemption Fund to pay all obligations secured by the
10 full faith and credit of the state which become due and payable within the fiscal year.

11 D. ~~In the same fiscal year during which the fund is established, and in each~~
12 ~~fiscal year subsequent to that in which the fund is established, at any time that~~ If the
13 balance of the fund becomes two hundred fifty thousand dollars or less and the
14 secretary determines that additional monies are required to pay justified claims and
15 to cover necessary administrative costs of the program, the secretary shall be
16 authorized and empowered to replenish the ~~fund~~ account by levying additional fees
17 on each lessee of a state mineral lease and each grantee of a state right of way, for
18 each lease or right of way in effect at the time of establishing the fee rate and which
19 are located within the coastal zone boundary. However, fees levied upon leases and
20 rights of way as provided herein shall be made on a per-unit basis at a level not to
21 exceed one thousand dollars per lease or right of way during any fiscal year.

22 * * *

23 §1703. The Louisiana State Parks Improvement and Repair Dedicated Fund
24 Account

25 A. There is hereby established in the state treasury a special statutorily
26 dedicated fund account to be known as the "Louisiana State Parks Improvement and
27 Repair Dedicated Fund Account", hereinafter referred to in this Section as the "~~fund~~"
28 "account". Monies deposited into the account shall be categorized as fees and self-
29 generated revenue for the sole purpose of reporting related to the executive budget,

1 supporting documents, and general appropriation bills and shall be available for
2 annual appropriation by the legislature.

3 B. Out of the funds remaining in the Bond Security and Redemption Fund
4 after a sufficient amount is allocated from that fund to pay all obligations secured by
5 the full faith and credit of the state that become due and payable within a fiscal year,
6 the treasurer in each fiscal year shall pay into the ~~fund~~ account all of the following:

7 * * *

8 C. Except as provided in Paragraph (B)(2) of this Section, the monies in the
9 ~~fund~~ account shall be used solely for the purpose of financing improvements and
10 repairs at state parks in the state and shall be allocated, subject to appropriation by
11 the legislature, as follows:

12 (1) Except as provided in R.S. 56:1704, fifty percent of the monies in the
13 ~~fund~~ account shall be allocated to each state park in an amount equal to fifty percent
14 of the amount of fees and other self-generated funds generated by that park.

15 (2) Fifty percent of the monies in the ~~fund~~ account shall be allocated for use
16 throughout the state park system on the following priority need basis, as
17 recommended by the assistant secretary of the office of state parks:

18 * * *

19 D. All unexpended and unencumbered monies in the ~~fund~~ account at the end
20 of a fiscal year shall remain in the ~~fund~~ account and be available for appropriation
21 in the next fiscal year in the same manner as allocated herein. Monies in the ~~fund~~
22 account shall be invested as provided by law. Interest earned on the investment of
23 monies in the ~~fund~~ account shall be credited to the state general fund.

24 * * *

25 §1705. Poverty Point Reservoir Development Dedicated Fund Account

26 A. The Poverty Point Reservoir Development Dedicated Fund Account,
27 hereinafter referred to as the "~~fund~~" account", is hereby established as a special
28 dedicated fund account within the state treasury. Monies deposited into the account
29 shall be categorized as fees and self-generated revenue for the sole purpose of

- 1 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 2 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 515 Engrossed

2021 Regular Session

Zeringue

Abstract: Provides for the transfer, deposit, and use, as specified, of certain treasury funds.

Proposed law transfers 25% of the FY 2019-2020 surplus (\$67,608,578) to the Budget Stabilization Fund. Further transfers an additional \$22,454,333 from FY 20-21 excess revenues into the Budget Stabilization Fund.

Proposed law transfers \$5,365,837 of state general fund (direct) into the Utility and Carrier Inspection and Supervision Fund.

Proposed law transfers \$658,274 of state general fund (direct) into the Telephonic Solicitation Relief Fund.

Proposed law transfers \$5,500,000 of state general fund (direct) into the Motor Fuels Underground Storage Tank Trust Fund.

Proposed law transfers \$16,963,667 of state general fund (direct) into the La. Wildlife and Fisheries Conservation Fund.

Proposed law transfers \$4,100,000 of state general fund (direct) into the Higher Education Initiatives Fund.

Proposed law transfers \$15,000,000 of state general fund (direct) into the State Emergency Response Fund.

Proposed law transfers \$7,689,837 of state general fund (direct) into the Major Events Incentive Program Subfund of the Mega-Project Development Fund.

Proposed law transfers \$5,000,000 of state general fund (direct) into the Voting Technology Fund.

Present law establishes multiple special treasury funds in the state treasury. Proposed law converts certain of these present law funds into "special dedicated fund accounts" and provides that monies deposited into such an account shall be categorized as fees and self-generated revenue for the purposes of reporting related to the executive budget, the supporting documents thereto, and general appropriations bills. The following is a list of funds converted to "special dedicated fund accounts" by proposed law:

- (1) Vital Records Conversion Fund
- (2) La. State Parks Improvement and Repair Fund
- (3) Poverty Point Reservoir Development Fund
- (4) Right-of-Way Permit Processing Fund
- (5) LTRC Transportation Training and Education Center Fund
- (6) Insurance Fraud Investigation Fund
- (7) Automobile Theft and Insurance Fraud Prevention Authority Fund
- (8) Coastal Resources Trust Fund

- (9) Fisherman's Gear Compensation Fund
- (10) Underwater Obstruction Removal Fund
- (11) Oil and Gas Regulatory Fund
- (12) Public Safety DWI Testing, Maintenance, and Training Fund
- (13) Louisiana Towing and Storage Fund
- (14) Concealed Handgun Permit Fund
- (15) Right to Know Fund
- (16) Liquefied Petroleum Gas Commission Rainy Day Fund
- (17) Explosives Trust Fund
- (18) Office of Motor Vehicles Customer Service and Technology Fund
- (19) Criminal Identification and Information Fund
- (20) Louisiana Life Safety and Property Protection Trust Fund
- (21) Unified Carrier Registration Agreement Fund
- (22) Industrialized Building Program Fund
- (23) Insurance Verification System Fund
- (24) Drivers License Escrow Fund
- (25) Handling Fee Escrow Fund
- (26) Motor Fuels Underground Tank
- (27) Waste Tire Management Fund
- (28) Lead Hazard Reduction Fund
- (29) Oyster Sanitation Fund
- (30) Tax Commission Expense Fund
- (31) Children's Trust Fund
- (32) Louisiana Stadium and Exposition District License Plate Fund
- (33) Louisiana Dusk License Stamp and Print Fund
- (34) Louisiana Wild Turkey Stamp Fund
- (35) Aquatic Plant Control Fund
- (36) Motor Carrier Regulation Fund
- (37) Louisiana Entertainment Development Fund
- (38) Utility and Carrier Inspection and Supervision Fund
- (39) Telephonic Solicitation Relief Fund

Present law establishes the La. Fire Marshal Fund (R.S. 22:835) and provides for deposit of certain monies into the fund. Further provides that unexpended and unencumbered monies in the fund at the end of the fiscal year are transferred to the state general fund. Proposed law requires that such unexpended and unencumbered monies remain in the fund at the end of the fiscal year. Present law provides that interest earned on the investment of monies in the fund shall be credited to the state general fund. Proposed law requires such interest earnings be credited to the La. Fire Marshal Fund.

Present law (R.S. 39:100.43, 100.44, and 100.48) establishes the Coronavirus Local Recovery Allocation Fund, the Louisiana Main Street Recovery Fund, and the Critical Infrastructure Workers Hazard Pay Rebate Fund to administer programs funded through federal CARES Act monies. Proposed law requires any unobligated balances in these funds on June 30, 2021, to be transferred to the State Coronavirus Relief Fund (established in present law).

Proposed law repeals the following funds: the Archaeological Curation Fund, the Audubon Golf Trail Development Fund, the Geaux Pass Transition Fund, and the Scenic Rivers Fund.

Proposed law directs the La. Law Institute to make necessary corrections to references in the revised statutes relative to funds converted to "dedicated fund accounts" by proposed law.

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

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Appropriations to the original bill:

1. Change certain present law funds from "special treasury funds" to "special dedicated fund accounts" and provides that monies in these accounts are to be categorized as fees and self-generated revenues for the purposes of reporting related to the executive budget, supporting documents thereto, and general appropriations bills.
2. Change the La. Fire Marshal Fund (R.S. 22:835) so that unexpended and unencumbered monies in the fund at the end of the year remain in the fund rather than reverting to the general fund. Further provides that interest earned on the investment of monies in the fund shall be credited to the fund rather than the state general fund.
3. Repeal the following funds:
 - (A) Archaeological Curation Fund.
 - (B) Audubon Golf Trail Development Fund.
 - (C) Geaux Pass Transition Fund.
 - (D) Scenic Rivers Fund.
4. Transfer an additional \$22.5M to the Budget Stabilization Fund from FY 20-21 excess revenues.
5. Transfer an additional \$5M into the State Emergency Response Fund.
6. Transfer remaining balances in the Coronavirus Local Recovery Allocation Fund, the Louisiana Main Street Recovery Fund, and the Critical Infrastructure Workers Hazard Pay Rebate Fund to the State Coronavirus Relief Fund on June 30, 2021.
7. Authorizes the La. Law Institute to make necessary corrections to the revised statutes to conform to proposed law's conversion of certain funds to dedicated fund accounts.