

CONFERENCE COMMITTEE REPORT

HB 9

2020 First Extraordinary Session

Zeringue

June 30, 2020

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 9 by Representative Zeringue, recommend the following concerning the Reengrossed bill:

1. That the set of Senate Floor Amendments (#575) by Senator White be adopted.
2. That the set of Legislative Bureau Amendments (#427) be rejected.
3. That the set of Senate Committee Amendments by the Senate Committee on Finance (#396) be adopted.
4. That the following amendments be adopted:

AMENDMENT NO. 1

In Senate Floor Amendment No. 4 by Senator White (#575), on page 1, line 16, change "\$6,001,000" to "\$3,001,000"

AMENDMENT NO. 2

In Senate Floor Amendment No. 13 by Senator White (#575), on page 2, line 34, between "Recovery" and "Fund" insert "Allocation"

AMENDMENT NO. 3

In Senate Floor Amendment No. 14 by Senator White (#575), on page 2, at the end of line 43, change "forty million four" to "fifty-five million four"

AMENDMENT NO. 4

In Senate Floor Amendment No. 15 by Senator White (#575), on page 3, line 44, after "Recovery Fund" insert "to the Relief Fund:"

AMENDMENT NO. 5

In Senate Floor Amendment No. 20 by Senator White (#575), on page 4, line 24, change "Sections 7 and" to "Sections 4, 7, and"

AMENDMENT NO. 6

In Senate Floor Amendment No. 20 by Senator White (#575), on page 4, line 25, change "Sections 1 through 6" to "Sections 1 through 3, 5, 6,"

AMENDMENT NO. 7

In Senate Floor Amendment No. 21 by Senator White (#575), on page 4, line 28, change "Sections 7 and" to "Sections 4, 7, and"

AMENDMENT NO. 8

In Senate Floor Amendment No. 21 by Senator White (#575), on page 4, line 29, change "Sections 1 through 6" to "Sections 1 through 3, 5, 6,"

Respectfully submitted,

Representative Jerome "Zee" Zeringue

Senator Mack A. "Bodi" White Jr.

Representative R. Dewith Carrier

Senator Heather Cloud

Representative William "Bill" Wheat, Jr.

Senator Gregory W. Tarver Sr.

 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)]

CONFERENCE COMMITTEE REPORT DIGEST
HB 9**2020 First Extraordinary Session****Zeringue**
Keyword and oneliner of the instrument as it left the House

FUNDS/FUNDING: Provides for the transfer, deposit, and use of monies among state funds (Item #10)

Report adopts Senate amendments to:

1. Decrease amount of fiscal year 2019 surplus transferred to the Budget Stabilization Fund from \$223,690,291 to \$133,627,380.
2. Change allocation of \$3,000,000 of state general fund monies from the Major Events Incentive Program Subfund to the Construction Subfund of the Transportation Trust Fund.
3. Dedicate \$62,500,000 of fiscal year 2019 surplus to the Coastal Protection and Restoration Fund.
4. Transfer \$6,001,000 of state general fund monies to the State Emergency Response Fund.
5. Rededicate 20% of certain slot machine proceeds collected in Orleans Parish from the New Orleans Urban Tourism and Hospitality Training in Economic Development Foundation to the Gentilly Development District.
6. Dedicate \$50,000,000 of federal CARES Act monies to the program established by the bill that originated as HB 70 of the 2020 First Extraordinary Session of the Legislature and deposit it into the Critical Infrastructure Workers Hazard Pay Rebate Fund. \$25,000,000 is reallocated from the Coronavirus Local Recovery Allocation Program and \$25,000,000 from the La. Main Street Recovery Program.
7. Authorize the treasurer to enter into emergency procurement contracts for administration of the La. Main Street Recovery Program without adherence to the La. Procurement Code or its regulations.
8. Establish the 2021 Market Adjustments Reduction Fund for deposit of monies reduced from the 2020 First Extraordinary Session general appropriation bill.
9. Establish the 2021 Budget Reconciliation Fund for deposit of monies reduced from the 2020 First Extraordinary Session general appropriation bill.
10. Make technical changes.
11. Provide that the Market Adjustments Reduction Fund and the Budget Reconciliation Fund are effective July 1, 2020; the provisions creating and funding the Critical Infrastructure Worker's Hazard Pay Rebate Fund are effective if and when the bill that originated as HB 70 of the 2020 First Extraordinary Session becomes effective; the remainder of the bill is effective upon signature of the governor.

Report rejects Senate amendments which would have:

1. Made technical changes.

Report amends the bill to:

1. Decrease from \$6,001,000 to \$3,001,000 the amount of general fund transferred to the State Emergency Response Fund.
2. Increase from \$540,478,704 to \$555,478,704 the total amount of federal CARES Act funds transferred to the Coronavirus Local Recovery Allocation Fund.
3. Make the transfer of funds to the State Emergency Response Fund effective on July 1, 2020.
4. Make technical changes.

Digest of the bill as proposed by the Conference Committee

Proposed law transfers \$133,627,380 of the FY 2018-2019 surplus to the Budget Stabilization Fund.

Proposed law transfers \$3,000,000 of State General Fund (Direct) to the Construction Subfund of the Transportation Trust Fund.

Proposed law transfers \$62.5 million from State General Fund (Direct) Non-Recurring Revenues to the Coastal Protection and Restoration Fund.

Proposed law transfers \$3,001,000 of State General Fund (Direct) to the State Emergency Response Fund.

Proposed law creates the Gentilly Development District Fund and provides funding for it from New Orleans slot machine proceeds. Further provides that the provisions of proposed law relative to the Gentilly Development District Fund are intended to supersede certain other legislation amending the same section that has not yet become effective.

Proposed law creates the 2021 Market Adjustments Reduction Fund in the state treasury and provides funding from certain reductions to agency budgets for market adjustments for classified employees and pay raises for unclassified employees, which may be restored by the legislature if economic conditions warrant.

Proposed law creates the 2021 Budget Reconciliation Fund in the state treasury and provides funding from certain reductions to agency budgets, which may be restored by the legislature if economic conditions warrant.

Present law (R.S. 39:100.43) establishes the Coronavirus Local Recovery Allocation Fund. Proposed law deposits an additional \$44.3 million dollars of federal monies into the fund.

Present law (R.S. 39:100.45) establishes the State Coronavirus Relief Fund and authorizes the state, subject to appropriation, to spend the funds. Proposed law specifies that the Joint Legislative Committee on the Budget (JLCB) may allocate the funds if the legislature is not in session.

Proposed law (R.S. 39:100.48) establishes the Critical Infrastructure Workers Hazard Pay Rebate Fund to fund the program established in the Act that originated as HB 70 of the 2020 First Extraordinary Session. Directs the treasurer to transfer \$25 million from the Coronavirus Local Recovery Allocation Fund and \$25 million from the La. Main Street Recovery Fund into the Critical Infrastructure Workers Fund.

Present law authorizes an annual royalty fee for a prestige license plate for Hunters for the Hungry. Proposed law retains present law.

Present law (R.S. 47:463.167) requires the royalty fee to be deposited into a special escrow account at the Department of Wildlife and Fisheries. Provides that a maximum of 10% of the escrow account be deposited into the Conservation Fund in the state treasury. Proposed law repeals present law. Provides that the royalty fees collected by the department be forwarded to Hunters for the Hungry directly, rather than deposited into an escrow account.

Present law provides that monies remaining in the escrow account may be used by Hunters for the Hungry to pay for the processing and distribution of meats when donated to a charitable organization. Proposed law provides that the royalty fees collected be used to support programs administered by Hunters for the Hungry.

Present law (R.S. 56:644) authorizes collection of donations made to Hunters for the Hungry when individuals purchase a fishing and hunting license. Requires donations collected to be deposited into an escrow account at the Department of Wildlife and Fisheries. Proposed law retains present law.

Present law requires a maximum of 25% of collected donations be deposited in the state treasury Conservation Fund. Proposed law repeals present law.

Present law allows a maximum of 25% of the monies transferred to the Conservation Fund pursuant to present law to be used by the department for administrative costs. Proposed law allows the department to use a maximum of 25% of the monies in the escrow account for administrative costs.

Proposed law allocates \$200,000 of certain sales tax collections in the City of Shreveport to the LSU Health Sciences Center Shreveport.

Proposed law provides that the provisions of proposed law relative to Hunters for the Hungry (R.S. 47:463.167 and R.S. 56:644) are intended to supersede certain other legislation amending the same sections that has not yet become effective.

Provisions transferring monies to the State Emergency Relief Fund and establishing the 2021 Market Adjustments Reduction Fund and the 2021 Budget Reconciliation Fund are effective July 1, 2020. The provisions creating and funding the Critical Infrastructure Worker's Hazard Pay Rebate Fund are effective if and when the bill that originated as HB 70 of the 2020 First Extraordinary Session becomes effective. The remainder of the bill is effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 27:392(C)(4), R.S. 39:100.41, 100.43(C) and (D), 100.44(C) and (D), and 100.45(A), R.S. 47:302.2(D) and 463.167(E), and R.S. 56:644(B) and (C)(intro. para.); Adds R.S. 39:100.48-100.50)