

Proposed constitutional amendment creates the Millennium Trust as a special permanent trust fund in the state treasury. After allocation of money to the Bond Security and Redemption Fund (Const. Art. VII, §9(B)), the treasurer shall deposit in and credit to the Millennium Trust a portion of all money received by the state as a result of the tobacco settlement, plus all earnings on investment of monies in the trust. The following amounts of each year's settlement proceeds shall be deposited in and credited to the Millennium Trust:

- (1) Fiscal Year 2000-2001, 45% of the total monies received that year.
- (2) Fiscal Year 2001-2002, 60% of the total monies received that year.
- (3) Fiscal Year 2002-2003 and each fiscal year thereafter, 75% of the total monies received that year.

Further authorizes that the amount deposited into the Millennium Trust and credited to the respective funds within the trust may be increased by a specific legislative instrument approved by 2/3 vote of the legislature.

Proposed constitutional amendment creates the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund as special funds within the Millennium Trust. Further requires the treasurer to deposit in and credit to the each of these funds one-third of the total settlement proceeds deposited into the Millennium Trust each year, plus one-third of all investment earnings on the Trust.

Proposed constitutional amendment provides that for Fiscal Years 2000-2001, 2001-2002, and 2002-2003, 10% of the total settlement proceeds received by the state in each of those years shall be deposited into the Millennium Trust for credit to the Education Excellence Fund, to be appropriated for the purpose of prekindergarten through twelfth grade instructional enhancement in city, parish, and other local school systems.

Proposed constitutional amendment provides for investment of monies in the Millennium Trust in the same manner as those in the La. Education Quality Trust Fund (8g), except authorizes investment of up to 50% of the fund balance in stocks if approved by 2/3 vote of the legislature.

Proposed constitutional amendment provides that appropriations from the Health Excellence Fund, Education Excellence Fund and TOPS Fund shall not exceed the amount of estimated annual earnings on investment of the Millennium Trust, less an inflation factor, as recognized by the Revenue Estimating Conference.

Proposed constitutional amendment authorizes appropriations from the Health Excellence Fund for:

- (1) Children's health initiatives including children's health insurance; services provided by school-based, rural, and primary care clinics; and early childhood intervention services for ages birth to four years.
- (2) Initiatives to benefit the citizens of Louisiana with respect to health care through pursuit of innovation in advanced health care sciences, and provision of comprehensive chronic disease management services.

Proposed constitutional amendment provides for appropriations from the Education Excellence Fund as follows:

- (1) 15% appropriated to the superintendent of education for distribution to private elementary and secondary schools.

- (2) Appropriations to the La. School for the Deaf, La. School for the Visually Impaired, La. School for Math, Science & Arts, the La. Special Education Center, the N. O. Center for Creative Arts, and the Louis Armstrong High School for the Arts, equal to \$75,000 plus the average per pupil amount paid to public schools.
- (3) Authorizes appropriations for charter schools and approved alternative schools, equal to the average per pupil amount paid to public schools.
- (4) Appropriations for K-12 public schools:
 - Fiscal Years 2000-2001 through 2006-2007 - all remaining monies to be appropriated to the state superintendent of education for distribution to each city, parish, and other local school system as follows:
 - 30% to be divided equally among the systems
 - 70% to be allocated in the same proportion as the MFP
 - Fiscal Year 2007-2008 and thereafter - all remaining monies to be appropriated on the basis of an equal per pupil amount to all city, parish, and other local school systems.

Proposed constitutional amendment restricts appropriations from the Education Excellence Fund to the purposes of prekindergarten through twelfth grade instructional enhancement, including early childhood education, remedial instruction, and assistance to children who fail tests required by state law or rule for advancement to a succeeding grade, or other educational programs approved by the legislature. Such monies may not be used for maintenance, renovations and capital improvements, or for salary increases, nor shall these monies be used to supplant other state or local funding. Each recipient school or school system shall prepare and submit to the Dept. of Education a prioritized plan for expenditure of funds it expects to receive from the Education Excellence Fund. No funds may be distributed to any entity until its plan has received departmental and legislative approval.

Proposed constitutional amendment requires that amounts appropriated from the Education Excellence Fund which remain in the state treasury shall remain to the credit of the recipient entity at the close of each fiscal year, along with investment earnings on such amounts.

Proposed constitutional amendment authorizes appropriations from the TOPS Fund exclusively for support of state programs for financial assistance for students attending La. postsecondary education institutions.

Proposed constitutional amendment creates the Louisiana Fund as a special fund in the state treasury. After allocation of money to the Bond Security and Redemption Fund (Const. Art. VII, §9(B)), the treasurer shall deposit in and credit to Louisiana Fund all remaining money received by the state as a result of the tobacco settlement after deposits to the Millennium Trust, plus all earnings on investment of monies in the fund. The following amounts of settlement proceeds will be deposited in the Louisiana Fund each year:

- (1) Fiscal Year 2000-2001, 45% of the total monies received that year.
- (2) Fiscal Year 2001-2002, 30% of the total monies received that year.
- (3) Fiscal Year 2002-2003, 15% of the total monies received that year.
- (4) Fiscal Year 2003-2004 and each fiscal year thereafter, 25% of the total monies received that year.

Proposed constitutional amendment authorizes appropriation from the Louisiana Fund for the following purposes:

- (1) Initiatives to ensure optimal development of Louisiana's children through enhancements in education and health care including but not limited to:

- (a) Early intervention programs for children from birth to age four, including those to prevent infant mortality.
 - (b) Support of state programs for children's health insurance.
 - (c) School-based health clinics, rural health clinics, and primary care clinics.
- (2) Initiatives to benefit the citizens of La. with respect to health care through:
- (a) Pursuit of innovation in advanced health care sciences.
 - (b) Comprehensive chronic disease management services.
 - (c) Expenditures for capital improvements for the state's health care facilities.
- (3) Provision of health care for tobacco-related illnesses.
- (4) Initiatives to diminish tobacco-related injury and death, to include education, cessation assistance services, promotion of a tobacco-free lifestyle, and enforcement of requirements of the settlement agreement by the attorney general.

Proposed constitutional amendment requires that appropriations from the Louisiana Fund include performance expectations to ensure accountability in expenditure of such monies.

Proposed constitutional amendment creates the Millennium Leverage Fund as a special trust fund in the state treasury. Authorizes the legislature, by specific legislative instrument approved by 2/3 vote, to provide for deposit of all or a portion of settlement agreement revenues into this fund. Authorizes investment of up to 50% of monies in the fund in stocks.

Proposed constitutional amendment authorizes, with two-thirds vote of the legislature, the issuance of revenue bonds secured by settlement proceeds. Further specifies that such revenue bonds shall not be secured by the full faith and credit of the state. The net bond proceeds shall be deposited in the Leverage Fund.

Proposed constitutional amendment provides that bond proceeds deposited in the Leverage Fund and investment earnings are available for appropriation as recognized by the Revenue Estimating Conference in excess of inflation. Such appropriations may be made, 25% for each, for the purposes of the Health Excellence Fund, Education Excellence Fund, TOPS Fund, and Louisiana Fund.

Proposed constitutional amendment authorizes termination of deposit of settlement agreement revenues into the Leverage Fund pursuant to two-thirds vote of the legislature. Authorizes prepayment or defeasance of revenue bonds if approved by the legislature.

Provides for submission of the proposed amendment to the voters at the gubernatorial primary election in 1999.

(Adds Article VII, Sections 10.8, 10.9, and 10.10)