
DIGEST

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HB 762 Original

2015 Regular Session

Talbot

Abstract: Eliminates certain dedicated funds and transfers remaining fund balances into the state general fund and changes the sources of revenues in certain dedicated fund.

Proposed law eliminates the following funds:

2013 Amnesty Collections Fund	§4(B) of Act No. 421 of the 2013 R.S. of the Legislature
Academic Improvement Fund	R.S. 17:354
Casino Support Services Fund	R.S. 27:247 and 270(A)(3)(a)
Center for Excellence for Autism Spectrum Disorder	39:100:122
Competitive Core Growth Fund	R.S. 17:3138.2
Compulsive and Problem Gaming Fund	R.S. 27:27.1(F), 92(B)(2)(a), 249(A), 270(A)(2), 392(B)(2)(a) and 437, R.S. 28:842, and R.S. 47:9029(B)
Community Water Enrichment Fund	R.S. 39:100.81
Department of Health and Hospitals Facility Support Fund	R.S. 40:16.2 and R.S. 3:2(C)
Department of Justice Legal Support Fund	R.S. 49:259 and R.S. 42:262(B)
Department of Public Safety Peace Officers Fund	R.S. 11:545
DNA Testing Post-Conviction Relief for Indigents Fund	CCrP. Art. 926.1(K) and R.S. 15:147(B)(14)
Equine Health Studies Program Fund	R.S. 27:392(B)(6)(a)
FEMA Reimbursement Fund	R.S. 39:100.26 and 100.31
Fiscal Administrator Revolving Loan Fund	R.S. 39:1357
FMAP Stabilization Fund	§7A of Act No. 420 of the 2013 R.S. of the Legislature
Forest Productivity Fund	R.S. 3:4411
Forest Protection Fund	R.S. 3:4321(C) through (D)
Friends of NORD Fund	R.S. 27:392(C)(6)
Fund for Louisianians in Need of Civil Legal Assistance	§3 of Act No. 1065 of the 1997 R.S. of the Legislature
Health Care Redesign Fund	R.S. 39:100.51 and R.S. 46:977.13
Higher Education Initiatives Fund	R.S. 17:3129.6
Indigent Parent Representation Program Fund	R.S. 15:185.5

Industrialized Building Program Fund	R.S. 40:1730.53(6) and 1730.68
Innocence Compensation Fund	R.S. 15:572.8(N)
Insurance Fraud Investigation Fund	R.S. 40:1428(C), R.S. 22:1931.8 and 1931.9
Legislative Capitol Technology Enhancement Fund	R.S. 24:39
Louisiana Agricultural Finance Authority Fund	R.S. 3:277, and R.S. 27:392(B)(4)
Louisiana Asbestos Detection and Abatement Fund	R.S. 39:97.3
Louisiana Charter School Start-Up Loan Fund	R.S. 17:4001
Louisiana Emergency Response Network Fund	R.S. 40:2845(A)(6), (D), and (E)
Louisiana Fire Marshal Fund	R.S. 22:835(C) through (F) and R.S. 40:1582(E)
Louisiana Interoperability Communications Fund	R.S. 39:100.41
Louisiana Mega-Project Development Fund	R.S. 51:2365-2367, R.S. 3:4423(3)
Louisiana Public Defender Fund	R.S. 15:167
Louisiana State Police Salary Fund	R.S. 22:831(B)
Louisiana State University Firemen Training Program Film Library Fund	R.S. 40:1547
Major Events Fund	R.S. 39:100.126
Marketing Fund	R.S. 47:318
MediFund	R.S. 51:2211-2216
Municipal Fire and Police Civil Service Operating Fund	R.S. 22:1476(A)(2)
Overcollections Fund	R.S. 39:100.21, R.S. 17:407.27(B)(3), 3046.3(C), 3048.1(Y)(3), and 4019(C)
Pari-Mutuel Live Racing Facility Gaming Control Fund	R.S. 27:392(B)(2), and R.S. 33:9551(E)(3), 9561(E)(3), and 9571(E)(3)
Payments Towards the UAL Fund	R.S. 39:100.11, R.S. 39:82(A) and 352
Rapid Response Fund	R.S. 51:2361-2363, R.S. 3:4423(3), R.S. 23:1514(D)(5)
Rehabilitation for the Blind and Visually Impaired Fund	R.S. 27:392(B)(5)
Riverboat Gaming Enforcement Fund	R.S. 27:92(B)(2)(c) and (C)
Southern University AgCenter Program Fund	R.S. 27:392(B)(6)(b)
Sports Facility Assistance Fund	R.S. 39:100.1, and R.S.47:1602.1 and 1520(A)(1)(e)
State Emergency Response Fund	R.S. 39:100.26(A) and 100.31
State Highway Improvement Fund	R.S. 47:481, and R.S. 48:196 and 196.1(B)
Status of Grandparents Raising Grandchildren Fund	R.S. 46:2913
Science, Technology, Engineering, and Math (STEM) Upgrade Fund	R.S. 17:3138.3
Support Education in Louisiana First Fund	R.S. 17:421.7, R.S. 27:92(B)(2), 270(A)(3)(a)

Tobacco Control Special Fund	R.S. 13:5077(H)
Tobacco Regulation Enforcement Fund	R.S. 47:841(F)
Tobacco Settlement Enforcement Fund	R.S. 13:5073(A)(1), and R.S. 39:98.7
Tobacco Tax Health Care Fund	R.S. 47:841.1
Transportation Mobility Fund	R.S. 48:77(B), 2074(A), 2077(24) and R.S. 48:2111-2119
Two Percent Fire Insurance Fund	R.S. 22:347 and R.S. 40:1593
Unfunded Accrued Liability and Specialized Educational Institutions Support Fund	R.S. 39:100.136; and R.S. 47:6351(G)(3) and (4)
Video Draw Poker Device Fund	R.S. 27:437, and R.S. 33:171(B) and (C)
Video Draw Poker Device Purse Supplement Fund	R.S. 27:439
Workforce and Innovation for a Strong Economy	R.S. 17:3138.2, 3138.3, and 3138.4
Workforce Training Rapid Response Fund	R.S. 17:1874

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

Present law (R.S. 39:100.61) creates the New Opportunities Waiver Fund and provides for sources of monies in the fund including:

- (1) 12% of recurring state general fund, not to exceed \$50 million any fiscal year, that is recognized by the Revenue Estimating Conference in excess of the official forecast at the beginning of the current fiscal year.
- (2) Any donations, gifts, grants, appropriations, or other revenue designated to the fund and received by the treasurer.

Present law (R.S. 47:120.171) provides that a state taxpayer that files an individual income tax return may donate an amount of their refund to the New Opportunities Waiver Fund.

Proposed law eliminates the recurring state general fund as a source of revenue into the fund and changes the other revenue from any donations, gifts, grants, appropriations, or other revenue to donations received from the refund of a state taxpayer as provided for in present law.

Present law (R.S. 9:165.1) authorizes the State Bond Commission to issue bonds for the I-49 Project and to pledge unclaimed property revenues for the payment of principal and interest due on unclaimed property bonds. The unclaimed property receipts received from the state treasurer each fiscal year shall be applied to pay or provide for the payment of debt service on bonds and all related costs and expenses associated with issuance of the bonds.

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

Present law (R.S. 9:165) provides for the creation of the Unclaimed Property Leverage Fund and requires the treasurer to deposit \$15 million each fiscal year into the Unclaimed Property Leverage Fund. Further requires that a portion of the monies be transferred to the State Bond Commission to pay the principal, premium, and interest due on any unclaimed property bonds issued by the commission pursuant to present law (R.S. 9:165.1).

Proposed law further changes the annual deposit into the Unclaimed Property Leverage Fund from \$15 million to only the amount necessary to satisfy the obligation of the bonds issues as of March 1, 2015.

Effective upon signature of the governor.

(Amends R.S. 3:2(C), 4321(B) and 4423(3), R.S. 9:165(C), R.S. 13:5073(A)(1) and 5077(H), R.S. 17:407.27(B)(3), 3046.3(C), 3048.1(Y)(3), and 4019(C), R.S. 22:1476(A)(2) and 1931.8, R.S. 23:1514(D)(5), R.S. 27:27.1(F), 92(B)(2), 247, 249(A), and 270(A)(2) and (3)(a), and 437, R.S. 33:9551(E)(3), 9561(E)(3), and 9571(E)(3), R.S. 39:82(A), 100.61(B)(1), and 352, R.S. 40:1582(E), 1593, 1730.53(6) and 2845(A)(6), R.S. 42:262(B), R.S. 46:977.13, R.S. 47:481, and 9029(B), R.S. 48:77(B), 196.1(B), and 2074(A) and Section 4(B) of Act No. 421 of the 2013 Regular Session of the Legislature; Repeals R.S. 3:277, 4321(C) and (D), and 4411, R.S. 9:165.1, R.S. 11:545, R.S. 15:147(B)(14), 167, 185.5, and 572.8(N), R.S. 17:354, 421.7, 1874, 3129.6, 3138.2, 3138.3, and 3138.4, R.S. 17:4001, R.S.22:347, 831(B) and 835(C) through (F), and 1931.9, R.S. 24:39, R.S. 27:92(C), 392(B)(2) and (4) through (6), and (C)(6), and 439, R.S. 28:842, R.S. 33:171(B) and (C), R.S. 39:97.3, 98.7, R.S. 39:100.1, R.S. 39:100.11, R.S. 39:100.21, R.S. 39:100.26, R.S. 39:100.31, R.S. 39:100.41, R.S. 39:100.51, R.S. 39:100.81, R.S. 39:100.122, R.S. 39:100.126, R.S. 39:100.136, and R.S. 39:1357, R.S. 40:16.2, 1428(C), 1547, 1730.68 and 2845(D) and (E), R.S. 46:2913, R.S. 47:318, 841.1, 1520(A)(1)(e), 1602.1, and 6351(G)(3) and (4), R.S. 48:196, 2073(24)(d), 2077(24), and 2082(B), and R.S. 48:2111 through 2119, R.S. 49:259, R.S. 51:2211 through 2216, R.S. 51:2361 through 2363, R.S. 51:2365 through 2367, Code of Criminal Procedure Article 926.1(K), Section 7(A) of Act 420 of the 2013 Regular Session of the Legislature, and Section 3 of Act 1065 of the 1997 Regular Session of the Legislature)