

Regular Session, 2009

SENATE BILL NO. 306

BY SENATOR ADLEY

FUNDS/FUNDING. Dedicates a portion of certain mineral revenues to be used to develop infrastructure needs for alternative water sources and other local needs. (7/1/09)

1 AN ACT
2 To enact Subpart Q of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana
3 Revised Statutes of 1950, to be comprised of R.S. 39:100.118, relative to the creation
4 and establishment of the Haynesville Shale Local Infrastructure Needs Fund; to
5 provide for the transfer of money into the fund; to provide for uses of monies in the
6 fund; to provide for an effective date; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Subpart Q of Part II-A of Chapter 1 of Subtitle I of Title 39 of the
9 Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.118, is hereby enacted to read
10 as follows:

11 **SUBPART Q. HAYNESVILLE SHALE LOCAL INFRASTRUCTURE**
12 **NEEDS FUND**
13 **§100.118. Haynesville Shale Local Infrastructure Needs Fund**
14 **A.(1) For the fiscal year beginning July 1, 2009, and each fiscal year**
15 **thereafter, and after compliance with the requirements of Article VII, Sections**
16 **10.2 and 10.3 of the Constitution of Louisiana relative to the Coastal Protection**
17 **and Restoration Fund and Budget Stabilization Fund and prior to any money**

1 being placed into the general fund or any other fund, fifty percent of all mineral
2 revenues which are attributable to the Haynesville Shale geological deposit
3 received in the fiscal year by the state which are in excess of the base, as those
4 terms are defined and limited in Subparagraph (A)(2) of Section 10.3 of the
5 Constitution of Louisiana, shall be transferred by the treasurer to a special fund
6 hereby created in the state treasury to be known as the Haynesville Shale Local
7 Infrastructure Needs Fund, hereinafter referred to as "fund."

8 (2) The money in the fund shall be annually appropriated by the
9 legislature to be used solely as provided for in Subsection (B) of this Section.

10 (3)(a) The money in the fund shall be invested by the treasurer in the
11 same manner as money in the state general fund and interest earned on the
12 investment of the money shall be credited to the fund.

13 (b) All unexpended and unencumbered money in the fund at the end of
14 each fiscal year shall remain in the fund.

15 B.(1) Fifty percent of the money in the fund shall be used by parish
16 governing authorities to replenish existing water resource infrastructure or to
17 develop infrastructure needs for alternative water sources, including but not
18 limited to providing grants of money to local watersheds for such water
19 resource infrastructure and development.

20 (2) Fifty percent of the money in the fund shall be used by parish
21 governing authorities for road and highway infrastructure repair or
22 reconstruction.

23 Section 2. This Act shall become effective on July 1, 2009; if vetoed by the governor
24 and subsequently approved by the legislature, this Act shall become effective on July 1,
25 2009, or on the day following such approval by the legislature, whichever is later.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Jay R. Lueckel.

DIGEST

Proposed law provides that beginning July 1, 2009, after compliance with constitutional provisions relative to the Coastal Protection and Restoration Fund and Budget Stabilization

Fund and prior to any money being placed into the general fund or any other fund, 50% of all mineral revenues which are attributable to the Haynesville Shale geological deposit received in the fiscal year by the state which are in excess of the base, as those terms are defined and limited in the constitution, shall be transferred by the treasurer to a special fund created in the state treasury to be known as the Haynesville Shale Local Infrastructure Needs Fund.

Proposed law provides that the money in the fund shall be invested by the treasurer and interest earned be credited to the fund. Additionally, all unexpended and unencumbered money in the fund at the end of each fiscal year shall remain in the fund.

Proposed law provides that pursuant to annual appropriation by the legislature, 50% of the money in the fund shall be used by parish governing authorities to replenish existing water resource infrastructure or to develop infrastructure needs for alternative water sources and 50% shall be used by parish governing authorities for road and highway infrastructure repair or reconstruction.

Effective July 1, 2009.

(Adds R.S. 39:100.118)