

CONFERENCE COMMITTEE REPORT DIGEST

House Bill No. 802 by Representative Fannin

Digest of Bill as Finally Passed by the House

Present law establishes the Insure La. Incentive Program Fund in the state treasury. Provides that monies in the fund shall be appropriated and used solely and exclusively to make matching capital fund grants as provided by law. The fund shall consist of monies equal to the total amount of the tax credits, deductions, or rebates to individuals in La. enacted during the 2007 R.S., not to exceed the sum of \$100 million. At such time as the commissioner of insurance has finalized all of the grants authorized, the fund shall be abolished and any remaining unexpended and unencumbered balances shall revert to the state general fund.

Proposed law repeals present law. Further abolishes the fund and transfers any unexpended, unencumbered monies in the fund for deposit in and credit to the state general fund.

Authorizes and directs the state treasurer to deposit \$3,000,000 into the state general fund from the Incentive Fund.

Transfers monies to the state general fund from various fund appropriations reduced in the Deficit Reduction Plan approved by the governor by executive order and by action of the Joint Legislative Committee on the Budget on Jan. 9, 2009. Authorizes the transfer of \$24,378,056 to the state general fund in the following amounts from the following funds:

Amount	Fund
\$ 1,500	DNA Testing Post-Conviction Relief for Indigents
\$ 332,673	State Parks Improvement and Repaid Fund
\$ 47,500	Poverty Point Reservoir Development Fund
\$ 2,500	Audubon Golf Trail and Development Fund
\$ 15,625	Higher Education Initiatives Fund
\$ 33,861	Louisiana Charter School Startup Loan Fund
\$ 30,633	Louisiana Technology Innovations Fund
\$ 32,750	St. Landry Parish Excellence Fund
\$ 30,000	Calcasieu Parish Fund
\$ 528,245	Tobacco Tax Health Care Fund
\$ 38,500	Bossier Parish Truancy Fund
\$ 149,682	Louisiana Economic Development Fund
\$ 297,869	Small Business Surety Bonding Fund
\$ 8,223	Entertainment Promotion and Marketing Fund
\$ 118,273	Marketing Fund
\$ 2,354,994	Rapid Response Fund
\$ 2,341,787	Video Draw Poker Device Fund
\$ 176,329	Video Draw Poker Purse Supplemental Fund
\$ 127,437	Pari-mutuel Live Racing Facility Gaming Control Fund
\$ 10,000	Beautification/Improvement New Orleans City Park Fund
\$ 5,000	Algiers Economic Development Foundation Fund
\$ 27,800	Two Percent Fire Insurance Fund
\$ 32,663	Administrative Fund-Department of Insurance
\$ 60,319	Department of Justice Legal Support Fund
\$ 41,235	Department of Justice Debt Collection Fund

Amount	Fund
\$ 1,800	Greater New Orleans Expressway Commission
\$ 671,732	Office of Workers' Compensation Administration
\$ 2,387,671	Labor-Incumbent Worker Training Account
\$ 271,138	Employment Security Administration Account
\$ 134,889	Labor-Penalty and Interest Account
\$ 277,388	Oilfield Site Restoration Fund
\$ 561,095	Mineral Resource Operation Fund
\$ 487,957	Oil and Gas Regulatory Fund
\$ 454,356	Louisiana Fire Marshal Fund
\$ 6,544	Motorcycle Safety and Training Fund
\$ 30,247	Public Safety DWI Testing, Maintenance and Training Fund
\$ 17,655	Concealed Handgun Permit Fund
\$ 4,559	Right to Know Fund
\$ 39,714	Liquified Petroleum Gas Commission Rainy Day Fund
\$ 5,790	Explosives Trust Fund
\$ 564,993	Office of Motor Vehicles Customer Service and Technology Fund
\$ 27,335	Louisiana Life Safety and Property Protection Fund
\$ 2,525	Oyster Sanitation Fund
\$ 100	Keep Louisiana Beautiful Fund
\$ 38,200	Indigent Parent Representation Program Fund
\$ 50,000	Incentive Fund
\$ 12,500	Evangeline Parish Recreational District Fund
\$ 5,810	Shreveport Riverfront and Convention Center and Independence Fund
\$ 209,752	Oil Spill Contingency Fund
\$ 38,760	Drug Abuse Education and Treatment Fund
\$ 45,987	Louisiana Environmental Education Fund
\$ 30,966	Louisiana Manufactured Housing Commission
\$ 5,330,832	Overcollections Fund
\$ 1,443,029	Louisiana Public Defender Fund
\$ 500,000	Community Water Enrichment Fund
\$ 3,169,639	Conservation Fund
\$ 18,399	Seafood Promotion and Marketing Fund
\$ 5,000	Fur and Alligator Education-Marketing Fund
\$ 65,014	Wildlife Habitat and Natural Heritage Fund
\$ 21,825	Louisiana Duck License Stamp and Print Fund
\$ 100,821	Louisiana Alligator Resource Fund
\$ 1,800	Natural Heritage Account
\$ 380	Louisiana Reptile/Amphibian Research Fund
\$ 3,743	Louisiana Wild Turkey Stamp Fund
\$ 9,185	Oyster Development Fund
\$ 9,256	Shrimp Marketing and Promotion Account
\$ 2,180	Conservation of the Black Bear Account
\$ 26,000	Public Oyster Seed Ground Development Account
\$ 13,400	Shrimp Trade Petition Account

Amount	Fund
\$ 250	Crab Promotion and Marketing Account
\$ 1,981	Derelict Crab Trap Removal Program Account
\$ 41,592	Motor Carrier Regulation Fund
\$ 364,080	Utility and Carrier Inspection/Supervision Fund
\$ 16,319	Telephonic Solicitation Relief Fund
\$ 8,470	Education Excellence Fund

Authorizes and directs the state treasurer to deposit \$404,308 into the Overcollections Fund from the La. Technology Innovations Fund, notwithstanding any provision of law to the contrary.

Authorizes and directs the state treasurer to deposit \$344,500,000 into the La. Medical Assistance Trust Fund from FY 2008-2009 state general fund receipts.

Provides that monies in the Rapid Response Fund at the end of FY 2008-2009 shall not be included in the determination of the fund balance, requiring the state treasurer to deposit \$10 million into the fund on July 1, 2009.

Authorizes and directs the state treasurer to deposit \$13.5 million into the state general fund from the Rapid Response Fund, notwithstanding any provision of law to the contrary.

All provisions of this Act shall become effective upon signature of the governor or lapse of time for gubernatorial action, except that provisions for the transfer of monies from the Incentive Fund for deposit into the state general fund, provisions related to the Insure La. Incentive Program Fund, and provisions related to the Rapid Response Fund shall be effective on July 1, 2009.

(Repeals R.S. 22:2371)

Summary of Amendments Adopted by the Senate

Senate Committee Amendments Proposed by Senate Committee on Finance to the Engrossed Bill.

1. Adds \$900,000 to the provision transferring monies from the Incentive Fund to the state general fund.
2. Adds provision transferring \$4.9 million from the state general fund to the Overcollections Fund.
3. Adds provisions transferring a total of \$42.7 million from various funds to the Overcollections Fund.
4. Adds provisions transferring a total of \$90,582 from the Conservation Fund to various funds.
5. Adds provision extending the due date of the Department of Education's bridge loan from the State Emergency Response Fund to the end of Fiscal Year 2009-2010.

Senate Floor Amendments to the Engrossed Bill.

1. Establishes the Higher Education Restoration Fund for deposit of revenue from HB No. 689 of the 2009 R.S. (excess itemized deductions).
2. Transfers \$118,000,000 from FY 2008-2009 state general fund receipts to the Higher Education Restoration Fund.
3. Deletes repeal of Insure Louisiana Incentive Program Fund and specifies that the fund shall not be abolished by passage of SB No. 193 or any other Act of the 2009 R.S.
4. Provides that no deposits shall be made into the Budget Stabilization Fund in the same year an appropriation, use or withdrawal is made from the fund

or the official forecast exceeds the actual collections of state general fund for FY 2008.

5. Creates the Rainy Day Fund as a special treasury fund and transfers any money authorized for appropriation from the Budget Stabilization Fund but not appropriated in FY 2009-2010 into the fund.
6. Deletes transfer of \$344.5 million from the state general fund for FY 2008-2009 to be deposited in and credited to the Louisiana Medical Assistance Trust Fund.

Digest of Bill as Proposed by Conference Committee

Same as bill as finally passed the House with the following changes:

1. Retains Senate Committee on Finance Amendments.
2. Deletes Senate Floor Amendments.
3. Reduces the amount transferred to the Louisiana Medical Assistance Trust Fund from \$344.5 million to \$315.5 million.
4. Transfers \$29 million from the state general fund for FY 2008-2009 to be deposited in and credited to the Overcollections Fund.
5. Transfers \$90 million from the Coastal Protection and Restoration Fund to the State Emergency Response Fund.
6. Adds Hurricane Recovery Health Insurance Premium Fund, Center for Excellence For Autism Spectrum Disorder Fund, Walking the Walk for Our Kids Fund, Technology Commercialization Fund, and Statewide Educational Facilities Fund.
7. Adds the Maurice Historical Preservation Society to recipients of sales tax dedications from Vermilion Parish.
8. Provides that, except pursuant to a specific appropriation by the legislature, no appropriation or deposit shall be made into the Budget Stabilization Fund in the same year as an appropriation, use, or withdrawal from the fund, or until the official forecast exceeds FY 2008 actual state general fund collections.