

Regular Session, 2011

HOUSE BILL NO. 477

BY REPRESENTATIVE FANNIN

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

FUNDS/FUNDING: Provides for the transfer and deposit of monies among state funds

1 AN ACT

2 To provide for the transfer, dedication, use, and appropriations as specified of certain
3 treasury funds; to provide for the deposit of certain funds into the state treasury; to
4 provide for effective dates; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Notwithstanding any provision of law to the contrary, the treasurer is
7 authorized and directed to transfer the following amounts into the Overcollections Fund from
8 the funds specified below:

9 (1) Five Million Five Hundred Ninety-Three Thousand Nine Hundred Seventy-Eight
10 Dollars from the Louisiana Fire Marshal Fund.

11 (2) Fifty Thousand Dollars from the Incentive Fund.

12 (3) One Hundred Eighteen Million Eight Hundred Sixty-Eight Dollars from the State
13 General Fund (Direct).

14 Section 2. Notwithstanding any provision of law to the contrary, the treasurer is
15 authorized and directed to transfer Ninety-Seven Million Two Hundred Forty-Six Thousand
16 Five Hundred Twelve Dollars from fees and self-generated revenues from higher education
17 institutions to the Higher Education Initiatives Fund.

18 Section 3. Notwithstanding any provision of law to the contrary, the treasurer is
19 authorized and directed to transfer the following amounts into the Overcollections Fund
20 from the funds specified below:

1 (1) Four Hundred Eighty Dollars from the Agricultural Products Processing
2 Development Fund.

3 (2) Thirty-Seven Thousand Three Hundred Ninety-Three Dollars from the Formosan
4 Termite Initiative Fund.

5 (3) Twenty-Eight Thousand Five Hundred Dollars from the DNA Testing Post-
6 Conviction Relief for Indigents Fund.

7 (4) Four Million One Hundred Sixty Thousand One Hundred Seventy-Five Dollars
8 from the Adult Probation and Parole Officer Retirement Fund.

9 (5) Twenty-Nine Thousand Seven Hundred Sixty-Seven Dollars from the
10 Archaeological Curation Fund.

11 (6) Three Dollars from the School and District Accountability Rewards Fund.

12 (7) Four Hundred One Thousand Eight Hundred Fifty-Two Dollars from the
13 Calcasieu Parish Fund.

14 (8) Five Hundred Five Thousand Seven Hundred Eighty Dollars from the Tobacco
15 Tax Health Care Fund.

16 (9) Nineteen Thousand Dollars from the Bossier Parish Truancy Fund.

17 (10) Two Hundred Sixteen Dollars from the Teacher Educational Aid for Children.

18 (11) Twenty-Seven Thousand Two Hundred Sixty-Six Dollars from the Variable
19 Earnings Transaction Fund.

20 (12) Thirty-Seven Million Six Hundred Seventy-Three thousand Two Hundred Eight
21 Dollars from the Louisiana Economic Development Fund.

22 (13) Three Hundred Sixty-Two Thousand Four Hundred Seventy-Eight Dollars from
23 the UNO Slidell Technology Park Fund.

24 (14) Three Thousand Sixty Dollars from the Casino Gaming Proceeds Fund.

25 (15) Eight Thousand Nine Hundred Dollars from the Greater New Orleans Sports
26 Foundation Fund.

27 (16) Four Thousand Seven Dollars from the Algiers Economic Development
28 Foundation Fund.

1 (17) Three Hundred Six Thousand Two Hundred Fifty-One Dollars from the New
2 Orleans Urban Tourism and Hospitality Training in Economic Development Foundation
3 Fund.

4 (18) Three Hundred Four Thousand Eight Hundred Twenty-Two Dollars from the
5 Beautification Project for New Orleans Neighborhoods Fund.

6 (19) Three Hundred Four Thousand Eight Hundred Twenty-Two Dollars from the
7 Friends of NORD Fund.

8 (20) Three Dollars from the General Aviation and Reliever Airport Grant Program
9 Fund.

10 (21) Three Thousand Sixty-Nine Dollars from the Railroad Crossing Safety Fund.

11 (22) One Hundred Eighty-Three Thousand Six Hundred Fifty-Four Dollars from the
12 Municipal Fire and Police Civil Service Operation Fund.

13 (23) One Hundred Eighty-Seven Thousand Three Hundred Ninety-Three Dollars
14 from the Administrative Fund of the Department of Insurance.

15 (24) Seventy-Six Thousand Nine Hundred Thirty-One Dollars from the Insurance
16 Fraud Investigation Fund.

17 (25) Fourteen Thousand Six Hundred Thirty-Nine Dollars from the Automobile
18 Theft and Insurance Fraud Prevention Authority Fund.

19 (26) Three Hundred Thirty-Nine Thousand Five Hundred Forty-Five Dollars from
20 the Department of Justice Debt Collection Fund.

21 (27) One Million Three Hundred Twenty-Six Thousand Seven Hundred Ninety-Two
22 Dollars from the Mineral and Energy Operation Fund.

23 (28) Three Million Four Hundred Fifty-Six Thousand Six Hundred Thirty-Two
24 Dollars from the Louisiana Fire Marshal Fund.

25 (29) Sixty-Two Thousand One Hundred Thirty-Five Dollars from The Motorcycle
26 Safety, Awareness, and Operator Training Program Fund.

27 (30) Sixty-Nine Thousand Six Hundred Two Dollars from the Louisiana Towing and
28 Storage Fund.

29 (31) Eight Hundred Seventy Thousand One Hundred Forty-Seven Dollars from the
30 Concealed Handgun Permit Fund.

1 (32) One Hundred Thirty-Six Thousand Eight Hundred Fifty-Five Dollars from the
2 Right-to-Know Fund.

3 (33) Two Hundred Fifty-Six Thousand Eight Hundred Three Dollars from the
4 Underground Damages Prevention Fund.

5 (34) Two Hundred Ten Thousand One Hundred Seventy Dollars from the Hazardous
6 Materials Emergency Response Fund.

7 (35) Four Thousand Four Hundred Forty Dollars from the Pet Overpopulation Fund.

8 (36) Nine Hundred Ninety-Five Thousand Six Hundred Twenty-One Dollars from
9 the Explosives Trust Fund.

10 (37) Three Hundred Fifty-One Thousand Seven Hundred Twenty-One Dollars from
11 the Office of Motor Vehicles Customer Service and Technology Fund.

12 (38) Three Hundred Thirty-Nine Thousand Six Hundred Sixteen Dollars from the
13 Department of Public Safety Police Officer Fund.

14 (39) Four Hundred Fifty-Eight Thousand Seven Hundred Seventy-Nine Dollars from
15 the Louisiana Life Safety and Property Protection Trust Fund.

16 (40) One Thousand Nine Hundred Fifty-Four Dollars from the Louisiana Highway
17 Safety Fund.

18 (41) Two Thousand Four Hundred Five Dollars from the Industrialized Building
19 Program Fund.

20 (42) Thirty-Six Thousand Five Hundred Forty-Seven Dollars from the Fraud
21 Detection Fund.

22 (43) One Million Eight Hundred Eighty-Nine Dollars from the Rehabilitation for the
23 Blind and Visually Impaired Fund.

24 (44) Three Million Nine Hundred Fifty Thousand Dollars from the Incentive Fund.

25 (45) Fifty-Two Dollars from the Manufactured Home Tax Fairness Fund.

26 (46) One Thousand Two Hundred Sixty-Five Dollars from the Rural Development
27 Fund.

28 (47) Ten Thousand Four Hundred Thirty-Four Dollars from the Louisiana
29 Environmental Education Fund.

1 (48) Forty-One Million Twenty-Two Thousand Nine Hundred Seventy-Seven
2 Dollars from the FEMA Reimbursement Fund.

3 (49) Twenty-Six Million Six Hundred Thirteen Thousand Two Hundred Thirty-Six
4 Dollars from the Artificial Reef Development Fund.

5 (50) One Thousand Nine Hundred Sixty-Two Dollars from the Scenic Rivers Fund.

6 (51) One Thousand Four Hundred Forty-One Dollars from the Reptile and
7 Amphibian Research Fund.

8 (52) Nine Thousand Fifty-Three Dollars from the Utility and Carrier
9 Inspection/Supervision Fund.

10 (54) One Hundred Fifteen Thousand One Hundred Ninety-Two Dollars from the
11 Telephonic Solicitation Relief Fund.

12 (55) One Million Dollars from the State Lands Fees and Self-Generated Revenues.

13 (56) Sixty Million Dollars from the Self-Insurance Fund.

14 Section 4. Notwithstanding any provision of law to the contrary, the state treasurer
15 is hereby authorized and directed to transfer the current balance and all future interest earned
16 and credited to the following funds to the Overcollections Fund:

17 (1) The Agricultural Products Processing Development Fund.

18 (2) The Formosan Termite Initiative Fund.

19 (3) The School and District Accountability Rewards Fund.

20 (4) The General Aviation and Reliever Airport Grant Program Fund.

21 (5) The Railroad Crossing Safety Fund.

22 (6) The Manufactured Home Tax Fairness Fund.

23 (7) The Rural Development Fund.

24 Section 5. Notwithstanding any provision of law to the contrary, the state treasurer
25 is hereby authorized and directed to transfer the fund balance of not less than Ten Million
26 Five Hundred Ninety Thousand Dollars from the Community and Family Support System
27 Fund to the Overcollections Fund.

28 Section 6. Notwithstanding any provision of law to the contrary, the Louisiana
29 Housing Finance Agency or its successor is hereby authorized and directed to deposit into
30 the state treasury the unrestricted or unencumbered fund assets of not less than Twenty

1 Million Dollars. The state treasurer is hereby authorized and directed to transfer the funds
2 to the Overcollections Fund.

3 Section 7. Notwithstanding any provision of law to the contrary, the state treasurer
4 is hereby authorized and directed to transfer all proceeds from the sale of correctional
5 facilities of not less than Eighty-Seven Million Seven Hundred Thirty-Eight Thousand Five
6 Hundred Fifty-Five Dollars to the Overcollections Fund.

7 Section 8. Notwithstanding any provision of law to the contrary, the state treasurer
8 shall not include unexpended and unencumbered monies in the Rapid Response Fund at the
9 end of the 2010-2011 Fiscal Year in the determination of the unencumbered balance of the
10 fund for purposes of determining the amount to be deposited into the fund at the beginning
11 of the fiscal year pursuant to R.S. 51:2361(A)(2).

12 Section 9. Sections 3 through 8 of this Act shall become effective on July 1, 2011.

13 Section 10. Sections 1, 2, 9, and 10 of this Act shall become effective upon signature
14 of this Act by the governor, or, if not signed by the governor, upon expiration of the time for
15 bills to become law without signature by the governor, as provided by Article III, Section
16 18 of the Constitution of Louisiana. If this Act is vetoed by the governor and subsequently
17 approved by the legislature, Sections 1, 2, 9, and 10 of this Act shall become effective on the
18 day following such approval.

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)]

Fannin

HB No. 477

Abstract: Provides for the transfer and deposit of monies among state funds.

Effective upon signature of the governor, authorizes the state treasurer to transfer the following amounts into the Overcollections Fund from the following funds:

Amount	Fund
\$ 5,593,978	Louisiana Fire Marshal Fund
\$ 50,000	Incentive Fund
\$118,000,000	State General Fund (Direct)

Effective upon signature of the governor, authorizes the state treasurer to transfer \$97,246,512 from fees and self-generated revenues from higher education institutions to the Higher Education Initiatives Fund.

Effective July 1, 2011, authorizes the state treasurer to transfer the following amounts into the Overcollections Fund from the following funds:

Amount	Fund
\$ 480	Agricultural Products Processing Development Fund
\$ 37,393	Formosan Termite Initiative Fund
\$ 28,500	DNA Testing Post-Conviction Relief for Indigents Fund
\$ 4,160,175	Adult Probation and Parole Officer Retirement Fund
\$ 29,767	Archaeological Curation Fund
\$ 3	School and District Accountability Rewards Fund
\$ 401,852	Calcasieu Parish Fund
\$ 505,780	Tobacco Tax Health Care Fund
\$ 19,000	Bossier Parish Truancy Fund
\$ 216	Teacher Educational Aid for Children Fund
\$ 27,266	Variable Earnings Transaction Fund
\$37,673,208	Louisiana Economic Development Fund
\$ 362,478	UNO Slidell Technology Park Fund
\$ 3,060	Casino Gaming Proceeds Fund
\$ 8,900	Greater New Orleans Sports Foundation Fund
\$ 4,007	Algiers Economic Development Foundation Fund
\$ 306,251	New Orleans Urban Tourism and Hospitality Training in Economic Development Foundation Fund
\$ 304,822	Beautification Project for New Orleans Neighborhoods Fund
\$ 304,822	Friends of NORD Fund
\$ 3	General Aviation and Reliever Airport Grant Program Fund
\$ 3,069	Railroad Crossing Safety Fund
\$ 183,654	Municipal Fire and Police Civil Service Operation Fund
\$ 187,393	Administrative Fund of the Department of Insurance
\$ 76,931	Insurance Fraud Investigation Fund
\$ 14,639	Automobile Theft and Insurance Fraud Prevention Authority Fund
\$ 339,545	Department of Justice Debt Collection Fund
\$ 1,326,792	Mineral and Energy Operation Fund
\$ 3,456,632	Louisiana Fire Marshal Fund
\$ 62,135	The Motorcycle Safety, Awareness, and Operator Training Program Fund
\$ 69,602	Louisiana Towing and Storage Fund
\$ 870,147	Concealed Handgun Permit Fund
\$ 136,855	Right-to-Know Fund
\$ 256,803	Underground Damages Prevention Fund
\$ 210,170	Hazardous Materials Emergency Response Fund.
\$ 4,444	Pet Overpopulation Fund
\$ 995, 621	Explosives Trust Fund
\$ 351,721	Office of Motor Vehicles Customer Service and Technology Fund
\$ 339,616	Department of Public Safety Police Officer Fund
\$ 458,779	Louisiana Life Safety and Property Protection Trust Fund
\$ 1,954	Louisiana Highway Safety Fund
\$ 2,405	Industrialized Building Program Fund
\$ 36,547	Fraud Detection Fund
\$ 1,000,889	Rehabilitation for the Blind and Visually Impaired Fund
\$ 3,950,000	Incentive Fund
\$ 52	Manufactured Home Tax Fairness Fund
\$ 1,265	Rural Development Fund
\$ 10,434	Louisiana Environmental Education Fund
\$41,022,977	FEMA Reimbursement Fund
\$26,613,236	Artificial Reef Development Fund
\$ 1,962	Scenic Rivers Fund
\$ 1,441	Reptile and Amphibian Research Fund
\$ 9,053	Utility and Carrier Inspection/Supervision Fund
\$ 115,192	Telephonic Solicitation Relief Fund
\$ 1,000,000	State Lands Fees and Self-Generated Revenues
\$60,000,000	Self-Insurance Fund

Effective July 1, 2011, authorizes and directs the state treasurer to transfer the current balance and all future interest earned and credited to the following funds to the Overcollections Fund:

- (1) The Agricultural Products Processing Development Fund.
- (2) The Formosan Termite Initiative Fund.
- (3) The School and District Accountability Rewards Fund.
- (4) The General Aviation and Reliever Airport Grant Program Fund.
- (5) The Railroad Crossing Safety Fund.
- (6) The Manufactured Home Tax Fairness Fund.
- (7) The Rural Development Fund.

Effective July 1, 2011, authorizes and directs the state treasurer to transfer the fund balance of not less than \$10,590,000 into the Overcollections Fund from the Community and Family Support System Fund.

Effective July 1, 2011, the La. Housing Finance Agency or its successor is authorized and directed to deposit into the state treasury the unrestricted or unencumbered fund assets of not less than \$20,000,000. Authorizes and directs the state treasurer to transfer the funds to the Overcollections Fund.

Effective July 1, 2011, authorizes and directs the state treasurer to transfer all proceeds from the sale of correctional facilities of not less than \$87,738,555 to the Overcollections Fund.

Effective July 1, 2011, provides that the state treasurer shall not include unexpended and unencumbered monies in the Rapid Response Fund at the end of FY 2010-2011 in the determination of the unencumbered balance of the fund for purposes of determining the amount to be deposited into the fund at the beginning of the fiscal year pursuant to R.S. 51:2361(A)(2).