

2018 Regular Session

SENATE BILL NO. 143

BY SENATOR ALLAIN

FUNDS/FUNDING. Provides for the transfer, deposit, and use of monies among state funds. (7/1/18)

1 AN ACT

2 To provide for the transfer of certain monies from funds established by law or the

3 Constitution of Louisiana to the state general fund in accordance with the provisions

4 of Article VII, Section 10(F)(2)(b) of the Constitution of Louisiana; to provide for

5 an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. In accordance with Article VII, Section 10(F)(2)(b) of the

8 Constitution of Louisiana, for the purpose of enactment of the state budget for the next

9 fiscal year, when the official forecast of recurring revenues for the next fiscal year is

10 at least one percent less than the official forecast for the current fiscal year, an amount

11 not to exceed five percent of the total appropriations or allocations for the current

12 fiscal year from any fund established by law or the Constitution of Louisiana shall be

13 available for expenditure in the next fiscal year for a purpose other than as specifically

14 provided by law or the Constitution of Louisiana. The official forecast of recurring

15 revenues in the state general fund for Fiscal Year 2018-2019 is at least one percent less

16 than the official forecast for Fiscal Year 2017-2018, and the provisions of Article VII,

17 Section 10(F)(2)(b) of the Constitution of Louisiana have been met and thus amounts

1 not to exceed five percent of the total appropriations or allocations for the current
2 fiscal year from any fund established by law or the Constitution of Louisiana are
3 available for transfer to the state general fund and expenditure in Fiscal Year
4 2018-2019 for a purpose other than as specifically provided by law or the Constitution
5 of Louisiana.

6 Section 2. As authorized in Section 1 of this Act, monies made available for
7 expenditure in Fiscal Year 2018-2019 from a fund and for a purpose other than as
8 specifically provided by law or the Constitution of Louisiana, shall be transferred from
9 the following funds and deposited in the state general fund, as follows:

10 (1) Forty-seven Thousand Four Hundred Thirty Dollars from the
11 Administrative Fund of the Department of Insurance.

12 (2) Five Thousand Dollars from the Algiers Economic Development Foundation
13 Fund.

14 (3) Six Thousand Seven Hundred Forty Dollars from the Avoyelles Parish Local
15 Government Gaming Mitigation Fund.

16 (4) Five Thousand Dollars from the Beautification Project for the New Orleans
17 Neighborhoods Fund.

18 (5) Ninety-five Thousand Nine Dollars from the Beautification and
19 Improvement of the New Orleans City Park Fund.

20 (6) Nineteen Thousand Eight Hundred Four Dollars from the Bossier Parish
21 Truancy Program Fund.

22 (7) Sixty-five Thousand Four Hundred Five Dollars from the Calcasieu Parish
23 Fund.

24 (8) Four Million Five Hundred Forty-two Thousand One Hundred Ninety-Six
25 Dollars from the Conservation Fund.

26 (9) Thirty-seven Thousand Five Hundred Dollars from the Equine Health
27 Studies Program Fund.

28 (10) Thirty-one Thousand Six Hundred Dollars from the Fisherman's Gear
29 Compensation Fund.

- 1 (11) Seven Thousand Five Hundred Dollars from the Friends of NORD Fund.
- 2 (12) Fifty Thousand Dollars from the Greater New Orleans Sports Foundation
- 3 Fund.
- 4 (13) One Million Three Hundred Six Thousand Four Hundred Twenty-eight
- 5 Dollars from the Health Excellence Fund.
- 6 (14) Three Hundred Eleven Thousand One Hundred Eighty-six Dollars from
- 7 the Judges' Supplemental Compensation Fund.
- 8 (15) Six Hundred Thousand Forty-five Dollars from the Louisiana Agricultural
- 9 Finance Authority Fund.
- 10 (16) Eight Hundred Seventy-seven Thousand Nine Hundred Sixty Dollars from
- 11 the Louisiana Economic Development Fund.
- 12 (17) Seven Hundred Seventy-six Thousand Eight Hundred Forty-seven Dollars
- 13 from the Louisiana Fund.
- 14 (18) Nine Hundred Sixteen Thousand Six Hundred Fifty-six Dollars from the
- 15 Louisiana Mega-Project Development Fund.
- 16 (19) One Hundred Thousand Dollars from the Marketing Fund.
- 17 (20) Three Hundred One Thousand Four Hundred Sixty-four Dollars from the
- 18 Mineral and Energy Operation Fund.
- 19 (21) Five Thousand Dollars from the New Orleans Urban Tourism and
- 20 Hospitality Training Fund.
- 21 (22) One Hundred Twenty-seven Thousand Five Hundred Dollars from the New
- 22 Orleans Sports Franchise Assistance Fund.
- 23 (23) Seven Hundred Nineteen Thousand Six Hundred Two Dollars from the Oil
- 24 and Gas Regulatory Fund.
- 25 (24) Fourteen Thousand Nine Hundred Fourteen Dollars from the Orleans
- 26 Parish Excellence Fund.
- 27 (25) Four Hundred Ten Thousand Five Hundred Eighty-eight Dollars from the
- 28 Pari-mutuel Live Racing Facility Gaming Control Fund.
- 29 (26) Two Million One Hundred Twenty-six Thousand Two Hundred Nine

Dollars from the Rapid Response Fund.

(27) Three Million Two Hundred Eighty-seven Thousand Five Hundred Seventy-Six Dollars from the Riverboat Gaming Enforcement Fund.

(28) Twenty-nine Thousand Five Hundred Eighty-one Dollars from the St. Landry Parish Excellence Fund.

(29) Twenty Thousand Dollars from the Tobacco Settlement Enforcement Fund.

(30) Two Million Three Hundred Twenty Thousand Dollars from the Transportation Trust Fund.

(31) One Million Forty Nine Thousand Nine Hundred Ninety-nine Dollars from the Two Percent Fire Insurance Fund.

(32) Two Million Seven Hundred Fifty-eight Thousand Seven Hundred Thirty Dollars from the Video Draw Poker Device Fund.

(33) One Hundred Thirty-six Thousand Two Hundred Sixty-nine Dollars from the Video Draw Poker Device Purse Supplement Fund.

Section 3. This Act shall become effective on July 1, 2018; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2018, 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 Martha S. Hess.

DIGEST

SB 143 Engrossed

2018 Regular Session

Allain

Present law provides in Article VII, Section 10(F)(2)(b) of the Constitution of Louisiana, for the purposes of enactment of the state budget for the next fiscal year, when the official forecast of recurring revenues for the next fiscal year is at least one percent less than the official forecast for the current fiscal year, an amount not to exceed five percent of the total appropriations or allocations for the current fiscal year from any fund established by law or the Constitution of Louisiana shall be available for expenditure in the next fiscal year for a purpose other than as specifically provided by law or the Constitution of Louisiana.

Proposed law states that the official forecast of recurring revenues in the state general fund for FY 2018-2019 is at least one percent less than the official forecast for FY 2017-2018, thus meeting the requirements of Article VII, Section 10(F)(2)(b) of the Constitution of Louisiana and allowing for amounts not to exceed five percent of the total appropriations or allocations for the FY 2017-2018 from any fund established by law or the Constitution of Louisiana are available for transfer to the state general fund for expenditure in FY 2018-2019 for a purpose other than as specifically provided by law or the Constitution of Louisiana.

Proposed law further provides that any monies available for expenditure in FY 2018-2019 for a purpose other than as specifically provided by law or the Constitution of Louisiana, shall be transferred from the fund and deposited in the state general fund.

Proposed law reduces 33 funds by 5% of the FY 2017-2018 balance to be transferred to the state general fund for use in FY 2018-2019 for a purpose other than specifically provided by law or the Constitution, which reductions totals \$23,109,750. The funds and amounts being reduced are as follows:

- (1) \$47,430 from the Administrative Fund of the Department of Insurance.
- (2) \$5,000 from the Algiers Economic Development Foundation Fund.
- (3) \$6,740 from the Avoyelles Parish Local Government Gaming Mitigation Fund.
- (4) \$5,000 from the Beautification Project for the New Orleans Neighborhoods Fund.
- (5) \$95,009 from the Beautification and Improvement of the New Orleans City Park Fund.
- (6) \$19,804 from the Bossier Parish Truancy Program Fund.
- (7) \$65,405 from the Calcasieu Parish Fund.
- (8) \$4,542,196 from the Conservation Fund.
- (9) \$37,500 from the Equine Health Studies Program Fund.
- (10) \$31,600 from the Fisherman's Gear Compensation Fund.
- (11) \$7,500 from the Friends of NORD Fund.
- (12) \$50,000 from the Greater New Orleans Sports Foundation Fund.
- (13) \$1,306,428 from the Health Excellence Fund.
- (14) \$311,186 from the Judges' Supplemental Compensation Fund.
- (15) \$600,045 from the Louisiana Agricultural Finance Authority Fund.
- (16) \$877,960 from the Louisiana Economic Development Fund.
- (17) \$776,847 from the Louisiana Fund.
- (18) \$916,656 from the Louisiana Mega-Project Development Fund.
- (19) \$100,000 from the Marketing Fund.
- (20) \$301,464 from the Mineral and Energy Operation Fund.
- (21) \$5,000 from the New Orleans Urban Tourism and Hospitality Training Fund.
- (22) \$127,500 from the New Orleans Sports Franchise Assistance Fund.
- (23) \$719,602 from the Oil and Gas Regulatory Fund.

- (24) \$14,914 from the Orleans Parish Excellence Fund.
- (25) \$410,588 from the Pari-mutuel Live Racing Facility Gaming Control Fund.
- (26) \$2,126,209 from the Rapid Response Fund.
- (27) \$3,287,576 from the Riverboat Gaming Enforcement Fund.
- (28) \$29,581 from the St. Landry Parish Excellence Fund.
- (29) \$20,000 from the Tobacco Settlement Enforcement Fund.
- (30) \$2,320,000 from the Transportation Trust Fund.
- (31) \$1,049,999 from the Two Percent Fire Insurance Fund.
- (32) \$2,758,730 from the Video Draw Poker Device Fund.
- (33) \$136,269 from the Video Draw Poker Device Purse Supplement Fund.

Effective July 1, 2018.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Finance to the original bill

1. Lists 33 funds which are reduced by 5% of the FY 2017-2018 balance to be transferred to the state general fund for use in FY 2018-2019 for a purpose other than specifically provided by law or the Constitution, which reductions total \$23,109,750.