

CONFERENCE COMMITTEE REPORT

HB 267

2020 Regular Session

Gary Carter

June 1, 2020

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 267 by Representative Gary Carter, recommend the following concerning the Engrossed bill:

- 1. That the set of Senate Committee Amendments by the Senate Committee on Finance (#2218) be adopted.
- 2. That the set of Senate Floor Amendments by Senator Henry (#2299) be adopted.
- 3. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 3, after "fund" and before "pursuant" insert "for the same disaster"

AMENDMENT NO. 2

On page 2, line 14, after "legislature." delete the remainder of the line and delete lines 15 through 17 in their entirety

Respectfully submitted,

Representative Gary M. Carter, Jr.

Senator Mack A. "Bodi" White, Jr.

Representative Jerome "Zee" Zeringue

Senator Heather Cloud

Representative Dustin Miller

Senator Cameron Henry

DIGEST

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CONFERENCE COMMITTEE REPORT DIGEST

HB 267

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Keyword and oneliner of the instrument as it left the House

FUNDS/FUNDING: (Constitutional Amendment) Allows for the use of the Budget Stabilization Fund for state costs associated with a federally declared disaster

Report adopts Senate amendments to:

1. Clarify that an amount equivalent to the money received by the state for federal reimbursement shall be deposited in the Budget Stabilization Fund.
2. Make technical changes.

Report amends the bill to:

1. Align language with companion statutory provision.

Digest of the bill as proposed by the Conference Committee

Present constitution establishes the Budget Stabilization Fund and provides for various deposits into the fund including 25% of any nonrecurring revenues and mineral revenues collected by the state over a base amount of \$750 million. Further authorizes the legislature to increase the base amount every 10 years by a law enacted by 2/3 of the elected members of each house of the legislature. Increases provided for in law in 2004 and 2015 have increased the base amount to \$950 million.

Present constitution provides for the fund to be used only under the following conditions, after consent of 2/3 of the elected members of each house of the legislature:

- (1) If the official forecast of recurring money for the next fiscal year is less than the official forecast of recurring money for the current fiscal year, the difference, not to exceed 1/3 of the fund shall be incorporated into the next year's official forecast.
- (2) If a deficit for the current fiscal year is projected due to a decrease in the official forecast, an amount equal to 1/3 of the fund not to exceed the projected deficit may be appropriated.

Proposed constitutional amendment provides for the use of the fund for the state costs associated with a federally declared disaster, not to exceed an amount equal to 1/3 of the fund, after consent of 2/3 of the elected members of each house of the legislature.

Present constitution provides for deposits into the fund including monies in excess of the expenditure limit, mineral revenues, and nonrecurring revenues.

Proposed constitutional amendment retains the deposits into the fund in present constitution and adds the deposit of an amount equivalent to the federal funds received by the state for the reimbursement of disaster costs, not to exceed the amount of the costs appropriated out of the fund.

Present constitution prohibits the amount included in the official forecast for the next fiscal year and the amount appropriated for the current fiscal year from exceeding 1/3 of the fund balance at the beginning of the current fiscal year. Proposed constitutional amendment prohibits the combined amount of the fund incorporated in the official forecast in the next fiscal year, in the current fiscal year, and as a result of a federally declared disaster, from exceeding 1/3 of the balance at the beginning of the current fiscal year.

Provides for submission of the proposed amendment to the voters at the statewide election to be held November 3, 2020.

(Amends Const. Art. VII, §10.3(C)(3) and (4); Adds Const. Art. VII, §10.3(A)(5) and (C)(5))