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HOUSE FLOOR AMENDMENTS

2021 Regular Session

Amendments proposed by Representative Schexnayder to Engrossed House Bill No. 642 by Representative Schexnayder

1 AMENDMENT NO. 1

2 On page 1, line 2, after "R.S. 39:100.44.1" insert a comma "," and insert "100.44.2,"

3 AMENDMENT NO. 2

4 On page 1, line 4, after "through" and before "relative" change "100.56," to "100.59,"

5 AMENDMENT NO. 3

6 On page 1, line 10, after "R.S. 39:100.44.1" insert a comma "," and insert "100.44.2,"

7 AMENDMENT NO. 4

8 On page 1, at the beginning of line 12, change "100.56," to "100.59,"

9 AMENDMENT NO. 5

10 On page 1, at the end of line 13, after "Funds" insert a semicolong ";" and insert "Loggers
11 Relief; Save Our Screens"

12 AMENDMENT NO. 6

13 On page 2, delete line 12 in its entirety and insert the following:

14 "(2)(a) For movie theaters, had fifty or fewer full-time equivalent employees
15 per location as of March 1, 2020.
16 (b) For other businesses, had fifty or fewer full-time equivalent employees
17 as of March 1, 2020."

18 AMENDMENT NO. 7

19 On page 4, between lines 10 and 11, insert the following:

20 "§100.44.2. Louisiana Main Street Recovery Program; Port Relief; Small Business
21 and Nonprofit Assistance
22 A.(1)(a) Notwithstanding the provisions of R.S. 39:100.44, the treasurer
23 shall utilize the resources of the Louisiana Main Street Recovery Program to
24 administer the Louisiana Port Relief Program. The treasurer may utilize up to five
25 percent of the monies in the Louisiana Port Relief Fund for administration of the
26 program. Notwithstanding any provision of law to the contrary, the treasurer may
27 enter into consulting services, professional services, and information and technology
28 services contracts for the purpose of the procurement of any goods or services
29 necessary to implement and expedite the distribution of funds as emergency
30 procurements exempt from the provisions of the Louisiana Procurement Code and
31 corresponding rules and regulations. The cost of such contracts shall be considered
32 administrative expenses.

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(b) Notwithstanding the provisions of R.S. 39:100.44, the Department of Revenue shall utilize the resources of the Louisiana Main Street Recovery Program to administer the Louisiana Small Business and Nonprofit Assistance Program. The Department may utilize up to five percent of the monies in the Louisiana Small Business and Nonprofit Assistance Fund for administration of the program. Notwithstanding any provision of law to the contrary, the Department may enter into consulting services, professional services, and information and technology services contracts for the purpose of the procurement of any goods or services necessary to implement and expedite the distribution of funds as emergency procurements exempt from the provisions of the Louisiana Procurement Code and corresponding rules and regulations. The cost of such contracts shall be considered administrative expenses.

(2) The Louisiana Port Relief Program is hereby established as a component of the Louisiana Main Street Recovery Program. The program shall provide funding to Louisiana port authorities for revenue loss and reimbursement of expenses related to COVID-19.

(3) For purposes of this Section, "port authority" means the governing authority of any port area or port, harbor, and terminal district.

(4) Any port authority receiving funding pursuant to this Section shall meet the following criteria:

(a) Had a physical and active operation in Louisiana as of March 1, 2020.

(b) Experienced a revenue loss of gross revenue for the period of January 1, 2020, through December 31, 2020, as compared to the gross revenue of the port during the same period in 2019.

(4) The port authority seeking funding pursuant to this Section shall submit verification of revenue loss and COVID-19 expenses to the treasurer.

B.(1) The Louisiana Small Business and Nonprofit Assistance Program is hereby established as a component of the Louisiana Main Street Recovery Program. The program shall provide grants to small businesses and eligible nonprofit organizations, including public charities and faith-based organizations that provide social services to the broader community, to administer aid to individuals impacted by COVID-19. Any grant received pursuant to this Subsection shall not exceed twenty-five thousand dollars per nonprofit organization.

(2) Any small business or eligible nonprofit organization receiving funding pursuant to this Section shall meet the following criteria:

(a) Is a small business, nonprofit corporation, or single member limited liability company wholly owned by a nonprofit corporation.

(b) Is currently open and actively operating as of the effective date of this Section.

(c) Is in good standing with the secretary of state.

(d) Filed Louisiana tax returns for tax years 2019 and 2020.

(e) Does not exist for the purpose of advancing partisan political activity and does not directly lobby federal or state officials.

F. Priority shall be given to small businesses and nonprofit organizations that provide food, employment, and education assistance programs.

G. Each small business or nonprofit organization that receives funds pursuant to this Section shall enter into a cooperative endeavor agreement with the state treasurer to ensure the funds are properly expended.

H. No grants shall be awarded pursuant to this Section after June 30, 2022."

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AMENDMENT NO. 8

On page 5, line 19, after "Louisiana" delete "Rescue", delete line 20 in its entirety and insert "Coronavirus Capital Projects Fund into the fund."

1 AMENDMENT NO. 9

2 On page 9, between lines 7 and 8, insert the following:

3 §100.57. Louisiana Coronavirus Capital Projects Fund4 A. There is hereby created in the state treasury, as a special fund, the
5 "Louisiana Coronavirus Capital Projects Fund", hereinafter referred to in this Section
6 as the "fund". Monies in the fund shall be in accordance with the American Rescue
7 Plan Act of 2021 and subsequent guidance promulgated by the United States
8 Treasury.9 B. The state treasurer is hereby authorized and directed to deposit in and
10 credit to the fund any federal monies allocated to Louisiana pursuant to the
11 Coronavirus Capital Projects Fund of the American Rescue Plan Act of 2021.12 C. Monies in the fund shall be invested in the same manner as monies in the
13 state general fund. Interest earned on investment of monies in the fund shall be
14 credited to the fund. Unexpended and unencumbered monies in the fund at the end
15 of the fiscal year shall remain in the fund.16 D. Monies in the fund shall be allocated as provided in this Subpart.17 E. The state treasurer is hereby authorized and directed to transfer fifteen
18 million dollars from the fund into the Legislative Capitol Technology Enhancement
19 Fund.20 §100.58. Louisiana Small Business and Nonprofit Assistance Fund21 A. There is hereby created in the state treasury, as a special fund, the
22 "Louisiana Small Business and Nonprofit Assistance Fund", hereinafter referred to
23 in this Section as the "fund". Monies in the fund shall be used to provide grants to
24 small businesses and nonprofits for the administration of COVID-19 response and
25 relief efforts in accordance with the provisions of the Louisiana Small Business and
26 Nonprofit Assistance Program as provided in R.S. 39:100.44.2.27 B. The treasurer is hereby authorized and directed to transfer fifty million
28 dollars from the Louisiana Rescue Plan Fund into the fund. Monies in the fund shall
29 be invested in the same manner as monies in the state general fund. Interest earned
30 on the investment of monies in the fund shall be deposited in and credited to the
31 fund.32 C. Any remaining balance in the fund on June 30, 2023, shall be transferred
33 to the Louisiana Rescue Plan Fund.34 §100.59. Louisiana Port Relief Fund35 A. There is hereby created in the state treasury, as a special fund, the
36 "Louisiana Port Relief Fund", hereinafter referred to in this Section as the "fund".
37 Monies in the fund shall be used to provide economic support to Louisiana port
38 authorities in accordance with the provisions of the Louisiana Port Relief Program
39 as provided in R.S. 39:100.44.2.40 B. The treasurer is hereby authorized and directed to transfer fifty-five
41 million dollars from the Louisiana Rescue Plan Fund into the fund. Monies in the
42 fund shall be invested in the same manner as monies in the state general fund.
43 Interest earned on the investment of monies in the fund shall be deposited in and
44 credited to the fund.45 C. Any remaining balance in the fund on January 1, 2022, shall be
46 transferred to the Louisiana Rescue Plan Fund."