### 2015 Regular Session

#### HOUSE BILL NO. 157

#### BY REPRESENTATIVE DANAHAY

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

# BUDGETARY PROCEDURES: Requires that a minimum of 15% of nonrecurring funding be dedicated to new highway construction

1	AN ACT		
2	To amend and reenact R.S. 39:54(B)(3) and to enact R.S. 39:54(B)(4), relative to		
3	nonrecurring revenue; to provide for the payment of new highway construction; and		
4	to provide for related matters.		
5	Be it enacted by the Legislature of Louisiana:		
6	Section 1. R.S. 39:54(B)(3) is hereby amended and reenacted and R.S. 39:54(B)(4)		
7	is hereby enacted to read as follows:		
8	§54. Limitations on appropriations		
9	* * *		
10	B. Appropriation of any money designated in the official forecast as		
11	nonrecurring shall be made only in accordance with the following:		
12	* * *		
13	(3) At a minimum, fifteen percent of nonrecurring revenue shall be		
14	appropriated for new highway construction for which federal matching funds are		
15	available, without excluding highway projects otherwise eligible as capital projects		
16	under other provisions of law.		
17	(4) After satisfying the requirements of Paragraphs (1) and (2) (1), (2), and		
18	(3) of this Subsection, the remainder may be appropriated only for the following		
19	purposes:		

1	(a) Retiring or defeasance of bonds in advance and in addition to the existing		
2	amortization requirements of the state.		
3	(b) Providing funding for capital outlay projects in the comprehensive state		
4	budget.		
5	(c) Providing for allocation or appropriation for deposit into the Coastal		
6	Protection and Restoration Fund established in Article VII, Section 10.2 of the		
7	Constitution of Louisiana.		
8	(d) Providing for new highway construction for which federal matching		
9	funds are available, without excluding highway projects otherwise eligible as capital		
10	projects under other provisions of law.		
11	* * *		
12	Section 2. This Act shall become effective upon signature by the governor or, if not		
13	signed by the governor, upon expiration of the time for bills to become law without signature		
14	by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. In		
15	vetoed by the governor and subsequently approved by the legislature, this Act shall become		
16	effective on the 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)]

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Abstract: Requires a minimum of 15% of funds recognized as nonrecurring to be appropriated for new highway construction.

<u>Present law</u> provides that the Revenue Estimating Conference shall designate in each official forecast those monies which are nonrecurring.

<u>Present law</u> requires that the monies designated as nonrecurring are limited to the following appropriations:

- (1) At a minimum, 25% for deposit in the Budget Stabilization Fund.
- (2) A certain minimum percentage in each year is applied toward the payments against the unfunded accrued liability of the public retirement systems. The minimum percentage required for payments against the unfunded accrued liability is 5% for Fiscal Years 2013-2014 and 2014-2015 and 10% for Fiscal Year 2015-2016 and each year after.

The remainder of nonrecurring monies may be appropriated for the following purposes:

- (1) Retiring or defeasance of bonds in advance of and in addition to the existing amortization requirements of the state.
- (2) Funding for capital outlay projects in the comprehensive state budget.
- (3) Deposit into the Coastal Protection and Restoration Fund.
- (4) New highway construction.

<u>Proposed law</u> retains <u>present law</u> and further requires that a minimum of 15% of the nonrecurring revenues are used for new highway construction.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 39:54(B)(3); Adds 39:54(B)(4))