

2017 Regular Session

SENATE BILL NO. 192

BY SENATOR ALLAIN

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

FUNDS/FUNDING. Provides for the deposit of certain license revenue and donations generated by the Department of Wildlife and Fisheries into funds in the state treasury. (gov sig)

AN ACT

To amend and reenact the introductory paragraph of R.S. 56:10(B)(1), 639.8(C), 650(A)(1), and the introductory paragraph of 799(B), relative to license revenues and donations received by the Department of Wildlife and Fisheries; to provide for the Artificial Reef Development Fund, Lifetime License Endowment Trust Fund, and the MC Davis Conservation Fund; to provide for revenues to be credited directly to certain funds; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. The introductory paragraph of R.S. 56:10(B)(1), 639.8(C), 650(A)(1), and the introductory paragraph of 799(B) are hereby amended and reenacted to read as follows:

§10. Annual report to governor; estimate of proposed expenditures; particular funds; warrants; vouchers; surplus funds

\* \* \*

B.(1) ~~Subject to the exception contained in Article VII, Section 9(A) of the Constitution of Louisiana, all~~ **All** funds collected by the commission from every source shall be paid **deposited** into the state treasury ~~and shall be credited to the Bond Security and Redemption Fund. Out of the funds remaining in the Bond~~

1       ~~Security and Redemption Fund after a sufficient amount is allocated from that fund~~  
2       ~~to pay all obligations secured by the full faith and credit of the state which become~~  
3       ~~due and payable within any fiscal year, the treasurer shall, prior to placing such~~  
4       ~~remaining funds in the state general fund, conform to the following~~ **and the**  
5       **treasurer shall pay directly into the following funds and accounts as provided:**

6                               \*           \*           \*

7       §639.8. Department of Wildlife and Fisheries; Artificial Reef Development Fund

8                               \*           \*           \*

9               C. There is hereby established a fund in the state treasury to be known as the  
10       Artificial Reef Development Fund, hereinafter referred to as the "Reef Fund" or  
11       "Fund", into which the state treasurer shall each fiscal year, and beginning with the  
12       1986-87 Fiscal Year, deposit the funds received as provided in R.S. 56:639.8(A) and  
13       (B), ~~after those revenues have been deposited in the Bond Security and Redemption~~  
14       ~~Fund. Out of the funds remaining in the Bond Security and Redemption Fund after~~  
15       ~~a sufficient amount is allocated from that fund to pay all obligations secured by the~~  
16       ~~full faith and credit of the state that become due and payable within each fiscal year,~~  
17       ~~the treasurer, prior to placing such funds in the state general fund, shall pay into the~~  
18       Reef Fund an amount equal to the funds deposited by the department into the  
19       treasury as provided in Subsection B. The monies in the Reef Fund shall be used  
20       solely as provided by Subsection E herein and only in the amounts appropriated by  
21       the legislature. All unexpended and unencumbered monies in the Reef Fund at the  
22       end of the fiscal year shall remain in the fund. The monies in the fund shall be  
23       invested by the state treasurer in the same manner as monies in the state general  
24       fund, and interest earned on the investment of these monies shall be credited to the  
25       fund, ~~again, following compliance with the requirement of Article VII, Section 9(B)~~  
26       ~~of the Louisiana Constitution, relative to the Bond Security and Redemption Fund.~~

27                               \*           \*           \*

28       §650. Lifetime License Endowment Trust Fund

29               A.(1) ~~Subject to the exception contained in Article VII, Section 9(A) of the~~

~~Constitution of Louisiana, all funds collected by the commission under the provisions of this Part shall be credited to the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the~~

**The** treasurer shall deposit **all funds collected by the commission under the provisions of this Part,** as provided in Paragraph (2) of this Subsection, an amount equal to the revenues collected under the provisions of this Part. The funds credited to the Lifetime License Endowment Trust Fund shall be expended as provided in this Section.

\* \* \*

§799. MC Davis Conservation Fund

\* \* \*

~~B. After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of the Constitution of Louisiana, the~~ **The** treasurer shall deposit in and credit to the fund all of the following:

\* \* \*

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

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alan Miller.

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#### DIGEST

SB 192 Original

2017 Regular Session

Allain

Present law requires that, except for those funds specifically enumerated in the state constitution, all license revenue and donations collected by the La. Wildlife and Fisheries Commission, from every source, shall be paid into the state treasury and be credited to the Bond Security and Redemption Fund prior to being deposited into the proper fund or account.

Proposed law removes the requirement in present law for certain enumerated funds,

including the Artificial Reef Development Fund, the Lifetime License Endowment Trust Fund, and the MC Davis Conservation Fund. Proposed law requires the license revenue and donations generated for these funds be paid into the treasury and directed to those funds or accounts.

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

(Amends R.S. 56:10(B)(1)(intro para), 639.8(C), 650(A)(1), and 799(B)(intro para))