The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Martha S. Hess.

DIGEST

SB 181 Original

2019 Regular Session

Hewitt

<u>Proposed law</u> abolishes certain funds in the state treasury, as follows:

DEDICATED FUNDS ELIMINATED BY PROPOSED LAW

FEMA Reimbursement Fund R.S. 39:100.26

Louisiana Interoperability Communications Fund R.S. 39:100.41

<u>Proposed law</u> amends certain funds <u>from</u> being dedicated funds in the state treasury <u>to</u> being dedicated agency accounts in the state treasury, as follows:

DEDICATED FUNDS AMENDED FROM FUNDS TO ACCOUNTS

Battered Women's Shelter Fund R.S. 13:998(B) and (C), 1141(B), and

1414(B)

Drug Abuse Education and Treatment Fund R.S. 15:1224(A), (B), and (C); CCRP

895.1 as amended by Act 260 of 2017

R.S. and Act 137 of 2018 R.S.

<u>Proposed law</u> amends <u>present law</u> to clarify that unless specifically provided otherwise in the statute establishing the agency account, the monies in the accounts shall be invested by the treasurer in the same manner as the state general fund, and interest earnings shall be deposited into the account following compliance with the requirements the Bond Security and Redemption Fund, and shall not be deposited into the general fund.

<u>Proposed law</u> changes the Louisiana Animal Welfare Fund to an escrow fund. <u>Proposed law</u> also corrects cross-references to funds and accounts revised in <u>proposed law</u> and makes technical corrections, which funds are listed below.

DEDICATED FUNDS OR ACCOUNTS OTHERWISE AMENDED BY PROPOSED LAW

Louisiana Alligator Resource Account R.S. 56:279(C)(1) as amended by Act

612 of the 2018 R.S.

Louisiana Animal Welfare Fund R.S. 47:120.71

State Emergency Response Fund

R.S. 39:100.3(B)

Sex Offender Registry Technology Account

CCRP 895.1(E) as amended by Act 612 of the 2018 R.S.

Present law provides relative to the plan of review of certain treasury funds by the Dedicated Fund Review Subcommittee (subcommittee) of the Joint Legislative Committee on the Budget (JLCB). Present law provides that no later than October 1, 2017, and every two years thereafter, the division of administration shall submit a plan of special funds and dedications to the subcommittee. Further provides that no later than September 1, 2017, and every two years thereafter, the JLCB shall provide for the subcommittee.

<u>Proposed law revises present law to provide that beginning July 1, 2019, and no later than October 1, 2019, the division of administration shall submit a plan of special funds and dedications that contain fees and self-generated revenues to the JLCB. The subcommittee shall meet and review each dedicated fund that contains fees and self-generated revenues prior to the 2020 R.S.</u>

<u>Proposed law</u> provides that beginning July 1, 2020, and every year thereafter, the division of administration shall submit a plan of special funds and dedications to the JLCB that specifies at least 50% of the special dedicated funds in law as of the date of the submission of the plan.

Proposed law removes references to September 1, 2017, and October 1, 2017.

<u>Present law</u> provides that the JLCB shall ensure that all special funds established by law on the date of the submission of the second consecutive plan will have been approved in a plan at least once in the previous four years.

<u>Proposed law</u> provides that the JLCB shall ensure that all special funds established by law, including statutory dedications which contain fees and self-generated revenues, will have been approved in a plan at least once in the previous four years.

<u>Proposed law</u> provides that the subcommittee shall meet at least once every two years and may hold other meetings upon the call of the chairperson or majority of the members.

Effective July 1, 2019.

(Amends R.S. 13:998(B) and (C), 1141(B), and 1414(B); R.S. 15:1224(A), (B), and (C); R.S. 39:100.31(B); R.S. 47:120.71(B); R.S. 49:308.5(B)(3) and (4), (C)(1), (C)(3)(a)(intro para), and (E); R.S. 56:279(C)(1) and (2) both as amended by Acts 2018, No. 612, §8; C.Cr.P. Art. 895.1(E) as amended by Acts 2017, No. 260, §1 and Acts 2018, No. 137; C.Cr.P. Art. 895.1(F)(2) as amended by Acts 2018, No. 612, §19; Sections 1 and 24 of Acts 2018, No. 612, §8; repeals R.S. 24:653(N)(3) as amended by Acts 2018, No. 612, §18; R.S. 39:100.26 and 100.41, R.S. 49:308.5(B) as amended by Acts 2018, No. 612, §16)