
HOUSE COMMITTEE AMENDMENTS

2019 Regular Session

Amendments proposed by House Committee on Appropriations to Original House Bill No. 286 by Representative Henry

1 AMENDMENT NO. 1

2 On page 1, delete lines 2 and 3 in their entirety and insert the following:

3 " To amend and reenact R.S. 47:481 and R.S. 48:196(A)(introductory paragraph) and 197
4 and to enact R.S. 48:25.2, relative to special treasury funds; to establish certain
5 special treasury funds; to require the Department of Transportation and Development
6 to provide for continued operation of certain ferries; to provide for the transfer,
7 deposit, investment, and use, as specified, of certain treasury funds; to provide for
8 the appropriation of registration and license fees and taxes collected in certain
9 parishes; to provide for effectiveness; and to provide for related matters."

10 AMENDMENT NO. 2

11 On page 1, line 5, after "Section 1." and before "Notwithstanding" insert "(A)"

12 AMENDMENT NO. 3

13 On page 1, between lines 8 and 9, insert the following:

14 "(B) Notwithstanding any provision of law to the contrary, the state treasurer
15 is hereby authorized and directed to transfer \$55,000,000, to be comprised wholly
16 of nonrecurring revenues out of the state general fund from the Fiscal Year 2017-
17 2018 surplus, as recognized by the Revenue Estimating Conference, to the Coastal
18 Protection and Restoration Fund.

19 Section 2.(A) Notwithstanding any provision of law to the contrary, the state
20 treasurer is hereby authorized and directed to transfer \$500,000 into the Fiscal
21 Administrator Revolving Loan Fund from state general fund (direct).

22 (B) Notwithstanding any provision of law to the contrary, the state treasurer
23 is hereby authorized and directed to transfer \$2,000,000 into the Utility and Carrier
24 Inspection and Supervision Fund from state general fund (direct).

25 (C) Notwithstanding any provision of law to the contrary, the state treasurer
26 is hereby authorized and directed to transfer \$1,500,000 into the Motor Fuels
27 Underground Storage Tank Trust Fund from state general fund (direct).

28 (D) Notwithstanding any provision of law to the contrary, the state treasurer
29 is hereby authorized and directed to transfer \$5,000,000 into the Higher Education
30 Initiatives Fund from state general fund (direct).

31 Section 3. R.S. 47:481 is hereby amended and reenacted to read as follows:

32 §481. Disposition of collections

34 Except as provided in R.S. 47:480, all fees and taxes provided for in this
35 Chapter, including the permit fees, shall be paid to the state treasurer on or before the
36 tenth day of each month following their collection and shall be credited to the
37 account of the Transportation Trust Fund, the State Highway Improvement Fund,
38 state highway fund No. 2, ~~and~~ the New Orleans Ferry Fund, and the Regional
39 Maintenance and Improvement Fund, as provided by law.

1 Section 4. R.S. 48:196(A)(introductory paragraph) and 197 are hereby amended and
 2 reenacted and R.S. 48:25.2 is hereby enacted to read as follows:

3 §25.2. New Orleans Ferry Fund; ferry operations
 4

5 A. There is hereby created, as a special fund in the state treasury, the New
 6 Orleans Ferry Fund, hereinafter referred to as the "fund". Notwithstanding any
 7 provision of law to the contrary, beginning July 1, 2019, and each fiscal year
 8 thereafter, after compliance with the requirements of Article VII, Section 9(B) of the
 9 Constitution of Louisiana, and after making the allocation for state highway fund No.
 10 2 for the Greater New Orleans Expressway Commission, the treasurer shall deposit
 11 into the fund, an amount equal to the total of all of the funds derived from the
 12 collection of registration and license fees and taxes collected by the state pursuant
 13 to R.S. 47:462, and as provided in R.S. 47:481, in the parish of Orleans.
 14

15 B. The monies in the fund shall be subject to an annual appropriation by the
 16 legislature and shall be used only as provided in Subsection C of this Section. The
 17 monies in the fund shall be invested by the treasurer in the same manner as the
 18 monies in the state general fund, and all interest earned shall be deposited and
 19 credited to the fund. All unexpended or unencumbered monies remaining in the fund
 20 at the end of the fiscal year shall remain to the credit of the fund.
 21

22 C. Monies appropriated from the fund shall be used exclusively by the
 23 Department of Transportation and Development to fund operations of the Chalmette
 24 ferry and to provide ferry service formerly operated by its Crescent City Connection
 25 Division. These monies shall be in addition to monies the department shall contribute
 26 from its operating budget as provided by law.

27 * * *

28 §196. State Highway Improvement Fund

29 A. There is hereby created, as a special fund in the state treasury, the State
 30 Highway Improvement Fund, hereinafter referred to as the "fund." The source of
 31 monies in this fund shall be registration and license fees and taxes collected by the
 32 state pursuant to R.S. 47:462, and as provided in R.S. 47:481, in such amounts as
 33 remain after payment of amounts due on bonds and related expenses as provided in
 34 the documents pursuant to which the bonds were issued under the provisions of R.S.
 35 48:196.1. Beginning July 1, 2007, and each fiscal year thereafter, after satisfaction
 36 of the requirements of the provisions of R.S. 48:196.1 and compliance with the
 37 requirements of Article VII, Section 9(B) of the Constitution of Louisiana, and after
 38 making the allocation for state highway fund No. 2, ~~and~~ the New Orleans Ferry
 39 Fund, and the Regional Maintenance and Improvement Fund, the treasurer shall
 40 deposit into the fund the following amounts:

41 * * *

42 §197. Motor vehicle license tax; ~~Transportation Trust Fund~~ Regional Maintenance
 43 and Improvement Fund

44 A.(1) Beginning January 1, 2013, and each fiscal year thereafter, through
 45 June 30, 2019, after compliance with the requirements of Article VII, Section 9(B)
 46 of the Constitution of Louisiana, and after making the allocation for state highway
 47 fund No. 2, the treasurer shall deposit into the Transportation Trust Fund fifty
 48 percent of all funds derived from the collection of registration and license fees and
 49 taxes collected by the state pursuant to R.S. 47:462, and as provided in R.S. 47:481,
 50 in the parishes of Orleans, Jefferson, St. John the Baptist, St. Charles, Tangipahoa,
 51 and St. Tammany.

1 (2) Beginning July 1, 2019, and each fiscal year thereafter, after compliance
 2 with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana,
 3 after making the allocation for state highway fund No. 2 for the Greater New Orleans
 4 Expressway Commission, and after making the allocation for the New Orleans Ferry
 5 Fund pursuant to R.S. 48:25.2, the treasurer shall deposit into the Transportation
 6 Trust Fund fifty percent of the remaining monies derived from the collection of
 7 registration and license fees and taxes collected by the state pursuant to R.S. 47:462,
 8 and as provided in R.S. 47:481, in the parishes of Jefferson, St. Charles, St. John the
 9 Baptist, Tangipahoa, and St. Tammany.

10 B.(1) There is hereby created, as a special fund in the state treasury, the
 11 Regional Maintenance and Improvement Fund, hereinafter referred to as the "fund".
 12 Beginning July 1, 2019, and each fiscal year thereafter, after compliance with the
 13 requirements of Article VII, Section 9(B) of the Constitution of Louisiana, after
 14 making the allocation for state highway fund No. 2 for the Greater New Orleans
 15 Expressway Commission, and after making the allocation for the New Orleans Ferry
 16 Fund pursuant to R.S. 48:25.2, the treasurer shall deposit into the fund fifty percent
 17 of the remaining monies derived from the collection of registration and license fees
 18 and taxes collected by the state pursuant to R.S. 47:462, and as provided in R.S.
 19 47:481, in the parishes of Jefferson, St. Charles, St. John the Baptist, Tangipahoa,
 20 and St. Tammany.

21 (2) The monies in the fund shall be subject to an annual appropriation by the
 22 legislature and shall be used only as provided in Paragraph (3) of this Subsection.
 23 The monies in the fund shall be invested by the treasurer in the same manner as the
 24 monies in the state general fund, and all interest earned shall be deposited and
 25 credited to the fund. All unexpended or unencumbered monies remaining in the fund
 26 at the end of the fiscal year shall remain to the credit of the fund.

27 (3) Monies appropriated from the fund shall be used exclusively for
 28 maintenance and improvements of state highways in the respective parishes. Monies
 29 collected in the parish of Jefferson shall be appropriated to the Regional Planning
 30 Commission and used for purposes pursuant to R.S. 48:1161.2(D). Monies collected
 31 in the parishes of Tangipahoa and St. Tammany shall be appropriated to the Regional
 32 Planning Commission. Monies collected in the parishes of St. Charles and St. John
 33 the Baptist shall be appropriated to the South Central Planning and Development
 34 Commission."

35 AMENDMENT NO. 4

36 On page 1, at the beginning of line 9, delete "Section 2." and insert "Section 5."