

2020 Regular Session

HOUSE BILL NO. 128

BY REPRESENTATIVE WRIGHT

FUNDS/FUNDING: Limits monies deposited into the Transportation Trust Fund from being used to pay for certain Dept. of Transportation and Development expenses

1 AN ACT

2 To enact R.S. 48:78(D), relative to the Transportation Trust Fund; to provide for limited use
3 of monies in the trust fund; to limit the Department of Transportation and
4 Development from using such monies in the trust fund for certain expenses; to
5 provide for an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 48:78(D) is hereby enacted to read as follows:

8 §78. Transportation Trust Fund; limitations on appropriations; limitations on
9 utilization

10 * * *

11 D.(1) Beginning in Fiscal Year 2021-2022, and each fiscal year thereafter,
12 the Department of Transportation and Development shall not use monies deposited
13 in the Transportation Trust Fund for the payment of benefits for retired employees
14 unless authorized in a general appropriation bill.

15 (2) In Fiscal Year 2022-2023, the Department of Transportation and
16 Development shall not use monies deposited in the Transportation Trust Fund for the
17 payment of more than five-sixths of the total amount of benefits and annual salary
18 costs for current employees unless authorized in a general appropriation bill.

19 (3) In Fiscal Year 2023-2024, the Department of Transportation and
20 Development shall not use monies deposited in the Transportation Trust Fund for the

1 payment of more than two-thirds of the total amount of benefits and annual salary
2 costs for current employees unless authorized in a general appropriation bill.

3 (4) In Fiscal Year 2024-2025, the Department of Transportation and
4 Development shall not use monies deposited in the Transportation Trust Fund for the
5 payment of more than one-half of the total amount of benefits and annual salary costs
6 for current employees unless authorized in a general appropriation bill.

7 (5) In Fiscal Year 2025-2026, the Department of Transportation and
8 Development shall not use monies deposited in the Transportation Trust Fund for the
9 payment of more than one-third of the total amount of benefits and annual salary
10 costs for current employees unless authorized in a general appropriation bill.

11 (6) In Fiscal Year 2026-2027, the Department of Transportation and
12 Development shall not use monies deposited in the Transportation Trust Fund for the
13 payment of more than one-sixth of the total amount of benefits and annual salary
14 costs for current employees unless authorized in a general appropriation bill.

15 (7) Beginning in Fiscal Year 2027-2028, and each fiscal year thereafter, the
16 Department of Transportation and Development shall not use monies deposited in
17 the Transportation Trust Fund for the payment of any benefits and annual salary
18 costs for current employees unless authorized in a general appropriation bill.

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)]

HB 128 Original

2020 Regular Session

Wright

Abstract: Beginning in Fiscal Year 2021-2022, limits Transportation Trust Fund monies from being used to fund Dept. of Transportation and Development employees' and retirees' salaries and benefits.

Present constitution requires monies deposited in the Transportation Trust Fund (TTF) to be appropriated or dedicated solely and exclusively for costs associated with construction and maintenance of roads and bridges of the state and federal highway systems, the Statewide Flood-Control Program, ports, airports, transit, and the Parish Transportation Fund.

Present law provides for certain limitations on appropriations and utilization of the TTF.

Proposed law adds the following limitations to utilization of the fund by the Dept. of Transportation and Development (DOTD):

- (1) Beginning in FY 2021-2022, and each fiscal year thereafter, DOTD shall not use TTF monies to pay for the benefits of retired employees.
- (2) In FY 2022-2023, DOTD shall not use TTF monies to pay for more than 5/6 of the total amount of benefits and annual salary costs for current employees.
- (3) In FY 2023-2024, DOTD shall not use TTF monies to pay for more than 2/3 of the total amount of benefits and annual salary costs for current employees.
- (4) In FY 2024-2025, DOTD shall not use TTF monies to pay for more than 1/2 of the total amount of benefits and annual salary costs for current employees.
- (5) In FY 2025-2026, DOTD shall not use TTF monies to pay for more than 1/3 of the total amount of benefits and annual salary costs for current employees.
- (6) In FY 2026-2027, DOTD shall not use TTF monies to pay for more than 1/6 of the total amount of benefits and annual salary costs for current employees.
- (7) Beginning in FY 2027-2028, and each fiscal year thereafter, DOTD shall not use TTF monies to pay for any benefits and annual salary costs for current employees.

Proposed law adds an exception that the limitation does not apply if authorized in a general appropriation bill.

(Adds R.S. 48:78(D))