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

DIGEST 2022 Regular Session

McMath

<u>Present law</u> provides that beginning FY 2023-2024, 30% of the avails of the taxes from the sale, use, or lease of motor vehicles taxable pursuant to <u>present law</u> shall be deposited into the Construction Subfund of the Transportation Trust Fund (subfund). Provides that for FY 2024-2025 and each fiscal year thereafter, 60% of the avails of the taxes from the sale, use, or lease of motor vehicles taxable pursuant to existing law shall be deposited into the subfund.

<u>Present law</u> further provides that the Dept. of Transportation and Development (department) shall utilize up to 75% of the monies deposited into the subfund pursuant to <u>present law</u> on certain enumerated mega projects.

Proposed law retains present law.

SB 187 Original

<u>Present law</u> requires the department to utilize an amount not less than 25% of the remaining money deposited into the subfund pursuant to <u>present law</u> on highway and bridge preservation projects included in the present law highway priority program.

<u>Proposed law</u> reduces the percent of the monies deposited into the subfund to be used on highway and bridge preservation projects included in the <u>present law</u> highway priority program <u>from</u> 25% to 15%.

<u>Proposed law provides</u> that all unexpended and unencumbered monies in the Nonstate Road Projects Fund at the end of the fiscal year shall remain in the Nonstate Road Projects Fund. Monies in the Nonstate Road Projects Fund shall be invested by the state treasurer in the same manner as those in the state general fund, and any interest earned on the investment of monies in the fund shall be credited to the Nonstate Road Projects Fund.

<u>Proposed law</u> further provides that monies in the Nonstate Road Projects Fund shall be available for appropriation to the department. Such appropriations shall be used by the secretary of the department for all or a portion of maintenance and safety projects for nonstate local road, highway, or bridge projects with construction estimates of \$1,000,000 or less.

<u>Proposed law</u> provides that the secretary of the department shall develop the form of the request to be used by the governing authority of a political subdivision to request the secretary for state assistance for maintenance and safety projects for nonstate local roads, highways, or bridges. The secretary of the department shall annually prepare a list of the projects the secretary proposes to be funded from the Nonstate Road Projects Fund, and shall allocate the projects among the nine state highway districts as equitably as possible.

<u>Proposed law</u> further provides that the secretary shall then submit the list to the Senate and the House Committees on Transportation, Highways and Public Works, who shall meet jointly to review and approve the list proposed by the secretary. The committees acting jointly may revise the list provided that all projects shall be maintenance and safety projects for nonstate local road, highway, or bridge projects with construction estimates of \$1,000,000 or less and the projects are allocated as equitably as possible among the nine state highway districts.

<u>Proposed law</u> prohibits the monies in the Nonstate Road Projects Fund to be used as the security for debt issued by the state nor shall monies in the Nonstate Road Projects Fund be used for the payment of debt secured by the Construction Subfund nor the Transportation Trust Fund.

Effective July 1, 2023.

(Amends R.S. 48:77(D) and (E); adds R.S. 48:77(F))