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## DIGEST

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HB 406 Engrossed

2022 Regular Session

Zeringue

**Abstract:** Transfers monies to certain special funds and accounts in the state treasury.

Proposed law transfers the following amounts from the FY 2020-2021 surplus:

- (1) An amount equal to 25% of the FY 2020-2021 surplus (\$174,804,933) to the Budget Stabilization Fund, as required by the Constitution of Louisiana.
- (2) \$152,818,325 to the Capital Outlay Savings Fund.

Proposed law transfers the following amounts from the state general fund in the current fiscal year:

- (1) \$10,000,000 to the La. Outdoors Forever Fund, if HB 762 of the 2022 R.S. becomes law.
- (2) \$6,000,000 to the Higher Education Initiatives Fund.
- (3) \$135,000,000 to the Self-Insurance Fund.
- (4) \$40,000,000 to the Louisiana Early Childhood Education Fund.
- (5) \$45,000,000 to the Jean Boudreaux Settlement Compromise Fund.
- (6) \$5,000,000 to the Engineering Fee Subfund of the Water Sector Fund, established in proposed law.
- (7) \$500,000,000 to the Revitalizing and Developing Infrastructure in All of Louisiana Fund, established in proposed law.
- (8) \$5,000,000 to the Geaux Teach Fund, if HB 346 of the 2022 R.S. becomes law.
- (9) \$83,491,947 to the Capital Outlay Savings Fund.

Proposed law transfers the following amounts from the state general fund in the next fiscal year:

- (1) \$42,500,000 to the Construction Subfund of the Transportation Trust Fund.
- (2) \$30,000,000 to the Jean Boudreaux Settlement Compromise Fund.

(3) \$33,000,000 to the Hurricane Ida Recovery Fund, established in proposed law.

Proposed law transfers the following amounts from the La. Rescue Plan Fund in the current fiscal year:

(1) \$25,000,000 to the Workforce Training Rapid Response Fund.

(2) \$175,000 to the Small Business Innovation Recruitment Fund, if HB 795 of the 2022 R.S. becomes law.

(3) \$500,000 to the Small Business Innovation Fund, if HB 796 of the 2022 R.S. becomes law.

(4) \$1,105,000 to the Small Business Innovation Retention Fund, if HB 786 of the 2022 R.S. becomes law.

(5) \$450,000,000 to the Water Sector Fund.

(6) \$27,000,000 to the Early Childhood Supports and Services Program Fund, established in proposed law.

(7) \$23,699,098 to the Matching Funds Fund, established in proposed law.

(8) \$8,020,902 to the Rural Primary Care Physicians Development Fund, established in proposed law.

(9) \$3,000,000 to the Continuum of Care Fund, established in proposed law, if HB 909 of the 2022 R.S. becomes law.

Proposed law transfers the following amounts from statutorily dedicated funds in the current fiscal year as follows:

- (1) \$3,250,965 from the Conservation Fund to the Oyster Resource Management Account.
- (2) \$86,741,864 from the Louisiana Coronavirus Capital Projects Fund to the Granting Unserved Municipalities Broadband Opportunities (GUMBO) Fund.
- (3) \$805,843 from the Louisiana Main Street Recovery Rescue Plan Fund to the Louisiana Rescue Plan Fund.
- (4) \$134,832 from the Conservation Fund into the Crab Development, Management, and Derelict Crab Trap Removal Account.

Present law (R.S. 39:100.52) establishes the Water Sector Fund and provides for uses of monies in the fund, including for repairs and improvements necessitated by storm water as provided in the Water Sector Program. Proposed law repeals the authority to use Water Sector Fund monies for repairs and improvements necessitated by storm water. Further establishes the Engineering Fee Subfund within the Water Sector Fund for grant funding to certain political subdivisions for engineering fees arising out of application to the Water Sector Program.

Proposed law (R.S. 39:100.123) establishes the Revitalizing and Developing Infrastructure in All of Louisiana Fund ("RADIAL Fund") and provides for deposit and use of monies in the fund. Further establishes the Construction Subfund and the Preservation Subfund within the RADIAL Fund. Requires monies in the Construction Subfund to be used by the Dept. of Transportation and Development solely for the direct costs associated with actual project delivery, construction, and maintenance of construction projects approved by the Joint Legislative Committee on the Budget. Requires monies in the Preservation Subfund to be used by the Dept. of Transportation and Development solely for the direct costs associated with actual project delivery, construction, and maintenance of road repair and preservation projects approved by the Joint Legislative Committee on the Budget.

Proposed law (R.S. 39:100.124) establishes the Matching Funds Fund and provides for deposit and use of monies in the fund. Authorizes the Dept. of Environmental Quality to use an aggregate amount up to \$10,020,300 of the monies initially deposited into the fund for matching funds for the Clean Water State Revolving Fund established pursuant in present law. Further authorizes the La. Dept. of Health to use an aggregate amount up to \$13,678,798 of the monies initially deposited into the fund for matching funds for the Drinking Water Revolving Loan Fund established pursuant to present law.

Proposed law (R.S. 39:100.125) establishes Early Childhood Supports and Services Program Fund and provides for deposit and use of American Rescue Plan Act monies in the fund. Authorizes the La. Dept. of Health to use monies in the fund for its Early Childhood Supports and Service Program. Provides that until December 1, 2024, unexpended and unencumbered monies in the fund at the end of the fiscal year remain in the fund. Further directs the state treasurer to transfer any unexpended

and unencumbered monies in the fund on December 1, 2024, and any interest attributable to such funds, to the Louisiana Rescue Plan Fund. Provides that proposed law terminates on Dec. 31, 2026.

Proposed law (R.S. 39:100.146) establishes the Rural Primary Care Physicians Development Fund and provides for deposit and use of American Rescue Plan Act monies in the fund. Authorizes the La. Dept. of Health to use monies in the fund for Health Professional Development Program established in present law. Provides that until December 1, 2024, unexpended and unencumbered monies in the fund at the end of the fiscal year remain in the fund. Further directs the state treasurer to transfer any unexpended and unencumbered monies in the fund on Dec. 1, 2024, and any interest attributable to such funds, to the Louisiana Rescue Plan Fund. Provides that proposed law terminates on Dec. 31, 2026.

Proposed law (R.S. 39:100.171) establishes the Hurricane Ida Recovery Fund to be used to assist in repairing structural damage caused by the 2021 hurricane season in South Louisiana.

Proposed law (R.S. 39:100.181) establishes the Continuum of Care Fund and provides for deposit and use of American Rescue Plan Act monies in the fund. Authorizes the Dept. of Children and Family Services to use monies in the fund for continuum of care initiatives. Provides that until Dec. 1, 2024, unexpended and unencumbered monies in the fund at the end of the fiscal year remain in the fund. Further directs the state treasurer to transfer any unexpended and unencumbered monies in the fund on Dec. 1, 2024, and any interest attributable to such funds, to the Louisiana Rescue Plan Fund. Provides that proposed law terminates on Dec. 31, 2026.

Effective upon signature of governor or lapse of time for gubernatorial action, except that transfers in the next fiscal year are effective July 1, 2022.

(Amends R.S. 39:100.52(C); Adds R.S. 39:100.52(D), 100.123, 100.124, 100.125, 100.146, 100.171, and 100.181)

#### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Appropriations to the original bill:

1. Make various transfers from the state general fund and dedicated funds in the current fiscal year.
2. Make various transfers from the state general fund in the next fiscal year.
3. Make various transfers from statutorily dedicated funds in the current fiscal year.
4. Remove authority to use Water Sector Fund monies for repairs and improvements necessitated by storm water.
5. Establish the Engineering Fee Subfund within the Water Sector Fund for grant funding

to certain political subdivisions for engineering fees arising out of application to the Water Sector Program.

6. Establish the Revitalizing and Developing Infrastructure in All of Louisiana Fund ("RADIAL Fund") and provides for subfunds within the fund. Monies in the subfunds shall be used by the Dept. of Transportation and Development solely for direct costs related to actual project delivery, construction, and maintenance of construction projects and road repair and preservation projects approved by the Joint Legislative Committee on the Budget.
7. Establish the Matching Funds Fund to be used by the La. Dept. of Health and the Dept. of Environmental Quality for matching funds for the Clean Water State Revolving Fund and the Drinking Water Revolving Loan Fund.
8. Establish the Early Childhood Supports and Services Program Fund for use by the La. Dept. of Health to fund its Early Childhood Supports and Service Program.
9. Establish the Hurricane Ida Recovery Fund to be used to assist in repairing structural damage caused by the 2021 hurricane season in South Louisiana.
10. Establish the Continuum of Care Fund for use by the Dept. of Children and Family Services to provide continuum of care initiatives.
11. Make technical corrections.