
HOUSE COMMITTEE AMENDMENTS

2024 Third Extraordinary Session

Amendments proposed by House Committee on Appropriations to Original House Bill No. 12 by Representative Deshotel

AMENDMENT NO. 1

On page 1, line 2, after "amend and reenact" and before "R.S. 30:86(A)(1)" insert "R.S. 17:3801(A) and (C) and 3802(A)(1),"

AMENDMENT NO. 2

On page 1, delete lines 4 and 5 in their entirety and insert "and (E), 98.3(A), (C)(introductory paragraph), 98.4(A), 100.112, 110.116(A)(introductory paragraph), (1) through (3), (10), (12), and (B), 100.161(B)(3), R.S. 49:214.5.4(B) and (E)(1), and R.S. 56:"

AMENDMENT NO. 3

On page 1, at the end of line 6, delete "R.S." and at the beginning of line 7, delete "39.1401(D) and (E), and R.S. 56:10(B)(1)(d) and (E) and" and insert "R.S. 56:"

AMENDMENT NO. 4

On page 1, delete line 8 in its entirety and insert the following: "R.S. 17:3801(B), (C)(4), and (F), R.S. 30:86(C), R.S. 39:97, 98.3(E), and 100.116(A)(4), (9), (11), and (13), (C), and (D), relative to"

AMENDMENT NO. 5

On page 1, between lines 15 and 16, insert the following:

"Section 1. R.S. 17:3801(A) and (C) and 3802(A)(1) are hereby amended and reenacted to read as follows:

§3801. Louisiana Education Quality Trust Fund, hereinafter referred to in this Part as the "Kevin P. Reilly, Sr. Louisiana Education Quality Trust Fund"

A.(1) There shall be established in the state treasury as a special permanent trust fund, the "Kevin P. Reilly, Sr. Louisiana Education Quality Trust Fund", henceforth referred to as the "Permanent Trust Fund". ~~After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of the constitution, and notwithstanding Article XIV, Section 10 of the constitution, the treasurer shall deposit in and credit to the Permanent Trust Fund all money which is received from the federal government under Section 1337(g) of Title 43 of the United States Code which is attributable to mineral production activity or leasing activity on the Outer Continental Shelf which has been held in escrow pending a settlement between the United States and the state of Louisiana, except the first one hundred million dollars so received; twenty-five percent of the recurring revenues received under Section 1337(g) of Title 43 of the United States Code which are attributable to mineral production activity or leasing activity on the Outer Continental Shelf; twenty-five percent of the interest income earned on investment of monies in the Permanent Trust Fund; and seventy-five percent of realized capital gains and twenty-five percent of dividend income earned on investment of the Permanent Trust Fund. No appropriation shall be made from the Permanent Trust Fund.~~

(2) ~~After six hundred million dollars has been credited to the Permanent Trust Fund from those monies received from the federal government under Section 1337(g) of Title 43 of the United States Code which are attributable to mineral~~

1 production activity or leasing activity on the Outer Continental Shelf which has been
 2 held in escrow pending a settlement between the United States and the state of
 3 Louisiana, the sum of fifty million dollars shall be credited from such monies to the
 4 Coastal Environment Protection Trust Fund, as established in R.S. 30:313; all such
 5 funds in excess of seven hundred fifty million dollars shall be credited to the
 6 Permanent Trust Fund.

7 ~~(3) After allocation of money to the Bond Security and Redemption Fund as~~
 8 ~~provided in Article VII, Section 9(B) of the constitution, and notwithstanding Article~~
 9 ~~XIV, Section 10 of the constitution, seventy-five percent of the recurring revenues~~
 10 ~~received under Section 1337(g) of Title 43 of the United States Code which are~~
 11 ~~attributable to mineral production activity or leasing activity, seventy-five percent~~
 12 ~~of the interest income earned on investment of the Permanent Trust Fund, and~~
 13 ~~twenty-five percent of realized capital gains and seventy-five percent of the dividend~~
 14 ~~income earned on investment of the Permanent Trust Fund shall be deposited and~~
 15 ~~credited to a~~ There is hereby created a special fund which is hereby created ~~in the~~
 16 ~~state treasury, and which shall be known as the Louisiana Quality Education Support~~
 17 ~~Fund, hereinafter hereafter referred to in this Section as the "Support Fund".~~
 18 ~~Beginning July 1, 2001, and only as to and in the accounting of earnings after that~~
 19 ~~date, the treasurer shall account for earnings from the Permanent Fund in a manner~~
 20 ~~which allocates the earnings between the Permanent Fund and the Support Fund in~~
 21 ~~the proportions as herein provided as such earnings are realized. Beginning July 1,~~
 22 ~~2001, and only as to and in the accounting of earnings after that date, the treasurer~~
 23 ~~shall account for earnings attributable to Support Fund balances due the boards of~~
 24 ~~education separately and allocate such earnings to the credit of each board~~
 25 ~~respectively.~~

26 ~~(4) All recurring revenues and interest earnings shall be credited to the~~
 27 ~~respective funds as provided in Paragraphs (1) and (2) above until the balance in the~~
 28 ~~Permanent Trust Fund equals two billion dollars. After the Permanent Trust Fund~~
 29 ~~reaches a balance of two billion dollars, all interest earnings on the Permanent Trust~~
 30 ~~Fund shall be credited to the Support Fund and all recurring revenues shall be~~
 31 ~~credited to the State General Fund.~~

32 * * *

33 C.(1) The amounts in the Support Fund shall be available for appropriation
 34 to pay expenses incurred for outside investment managers for the investment and
 35 management of the Permanent Trust Fund and for other custody, investment, and
 36 disbursement costs directly attributable to the Permanent Trust Fund, and for
 37 educational purposes only as provided in these Sections.¹

38 ~~(2) The State Board of Elementary and Secondary Education and the Board~~
 39 ~~of Regents each shall annually submit to the legislature and the governor not less~~
 40 ~~than sixty days prior to the beginning of each regular session of the legislature a~~
 41 ~~proposed program and budget for the expenditure of the monies in the Support Fund.~~
 42 ~~Proposals for such expenditures shall be designed to improve the quality of~~
 43 ~~education. Except for monies appropriated to pay expenses incurred in investment~~
 44 ~~and management of the Permanent Trust Fund, monies appropriated from the~~
 45 ~~Support Fund by the legislature shall be disbursed to the Board of Regents and the~~
 46 ~~State Board of Elementary and Secondary Education to be allocated by them as~~
 47 ~~provided by law or the constitution to the programs as previously approved by the~~
 48 ~~legislature.~~

49 ~~(3) The treasurer shall disburse not more than fifty percent of the monies in~~
 50 ~~the Support Fund as that money is appropriated by the legislature and allocated by~~
 51 ~~the Board of Regents for any or all of the following higher educational purposes to~~
 52 ~~enhance economic development:~~

- 53 (a) The carefully defined research efforts of public and private universities
- 54 in Louisiana.
- 55 (b) The endowment of chairs for eminent scholars.
- 56 (c) The enhancement of the quality of academic, research, or agricultural
- 57 departments or units within a community college, college, or university. These funds
- 58 shall not be used for athletic purposes or programs.
- 59 (d) The recruitment of superior graduate students.

(4)(3) The treasurer shall disburse not more than fifty percent of the monies in the Support Fund as that money is appropriated by the legislature and allocated by the State Board of Elementary and Secondary Education for any or all of the following elementary and secondary educational purposes:

(a) To provide compensation to city or parish school board professional instructional employees.

(b) To insure an adequate supply of superior textbooks, library books, equipment, and other instructional materials.

(c) To fund exemplary programs in elementary, secondary, or vocational-technical schools designed to improve elementary and secondary student academic achievement, or vocational-technical skill.

(d) To fund carefully defined research efforts, including pilot programs, designed to improve elementary and secondary student academic achievement.

(e) To fund summer school remediation programs and preschool programs.

(f) To fund the teaching of foreign languages in elementary and secondary schools.

(g) To fund an adequate supply of teachers by providing scholarships or stipends to prospective teachers in academic areas where there is a critical teacher shortage.

* * *

§3802. Appropriations; procedure; limitation; administration

A.(1) ~~Consistent with the provisions of the Constitution of Louisiana, the~~ The legislature shall appropriate the total amount of the funds in the Louisiana Quality Education Support Fund, hereinafter referred to as the "support fund", intended for higher educational purposes to the Board of Regents and the total amount intended for elementary and secondary educational purposes to the State Board of Elementary and Secondary Education itemized by program or other recipient purpose. Such itemization shall occur in both the executive budget and in the general appropriation bill and, except as otherwise provided by the constitution, budget and appropriation functions shall be conducted as provided by law. Passage of the general appropriation bill shall constitute legislative approval of the programs or purposes to which money is appropriated.

* * *

AMENDMENT NO. 6

On page 1, at the beginning of line 16, delete "Section 1." and insert "Section 2."

AMENDMENT NO. 7

On page 4, at the beginning of line 14, delete "Section 2." and insert "Section 3."

AMENDMENT NO. 8

On page 4, line 15, after "98.3(A)," and before "98.4(A)," delete "(C) and (D)," and insert "(C)(introductory paragraph),"

AMENDMENT NO. 9

On page 4, line 16, after "reenacted" and before "to read" delete "and R.S. 39:1401(D) and (E) are hereby enacted"

AMENDMENT NO. 10

On page 13, delete lines 6 and 7 in their entirety and insert "§98.3 Appropriations from funds within the Millennium Trust"

1 AMENDMENT NO. 11

2 On page 15, delete lines 6 through 29 in their entirety and delete pages 16 and 17 in their
3 entirety and on page 18 delete lines 1 through 11 in their entirety and insert the following:

4 "C. The Education Excellence Fund shall be established in the state treasury
5 as a special fund within the Millennium Trust. Appropriations from the Education
6 Excellence Fund shall be restricted as follows:

7 * * *

8 AMENDMENT NO. 12

9 On page 18, between lines 27 and 28, insert the following:

10 "§100.116. Dedication of mineral revenues

11 A. All mineral revenues as defined in Subsection ~~D~~ B of this Section
12 received in each fiscal year by the state as a result of the production of or exploration
13 for minerals, hereinafter referred to as mineral revenues, shall be allocated as
14 provided in this Section after the following allocations and deposits of mineral
15 revenues have been made:

16 (1) To the Bond Security and Redemption Fund as provided by Article VII,
17 Section ~~9(B)~~ 13(B) of the Constitution of Louisiana.

18 (2) To the political subdivisions of the state as provided in Article VII,
19 Sections ~~4(D)~~ and ~~(E)~~ Sections 8(B) and (C) of the Constitution of Louisiana and
20 R.S. 47:645.

21 (3) To the Louisiana Wildlife and Fisheries Conservation Fund as provided
22 by the requirements of Article VII, Section ~~10-A~~ 23 of the Constitution of Louisiana
23 and R.S. 47:324, R.S. 56:799, and 799.3.

24 * * *

25 (10) To the Coastal Protection and Restoration Fund as provided in Article
26 VII, Section ~~10.2~~ 17 of the Constitution of Louisiana and R.S. 49:214.5.4.

27 * * *

28 (12) To the Budget Stabilization Fund as provided in Article VII, Section
29 ~~10.3~~ 15 of the Constitution of Louisiana and R.S. 39:94.

30 * * *

31 B. ~~After the allocations and deposits provided in Subsection A of this~~
32 ~~Section, the mineral revenues received in each year in excess of six hundred sixty~~
33 ~~million dollars and less than nine hundred fifty million dollars shall be allocated as~~
34 ~~follows:~~

35 (1) ~~Thirty percent shall be appropriated to the Louisiana State Employees'~~
36 ~~Retirement System and the Teachers' Retirement System of Louisiana for application~~
37 ~~to the balance of the unfunded accrued liability of such systems existing as of June~~
38 ~~30, 1988, in proportion to the balance of such unfunded accrued liability of each such~~
39 ~~system, until such unfunded accrued liability has been eliminated. Any such~~
40 ~~payments to the public retirement systems shall not be used, directly or indirectly,~~
41 ~~to fund cost-of-living increases for such systems.~~

42 (2) ~~The remainder shall be deposited into the Revenue Stabilization Trust~~
43 ~~Fund.~~

44 C. ~~Mineral revenues in excess of the base which would otherwise be~~
45 ~~deposited into the Budget Stabilization Fund under R.S. 39:94(A)(2), but are~~
46 ~~prohibited from being deposited into the fund under R.S. 39:94(C)(5), shall be~~
47 ~~distributed as follows:~~

48 (1) ~~Thirty percent shall be appropriated to the Louisiana State Employees'~~
49 ~~Retirement System and the Teachers' Retirement System of Louisiana for application~~
50 ~~to the balance of the unfunded accrued liability of such systems existing as of June~~
51 ~~30, 1988, in proportion to the balance of such unfunded accrued liability of each such~~
52 ~~system, until such unfunded accrued liability has been eliminated. Any such~~

~~payments to the public retirement systems shall not be used, directly or indirectly, to fund cost-of-living increases for such systems.~~

~~(2) The remainder shall be deposited into the Revenue Stabilization Trust Fund.~~

~~For purposes of this Section, "mineral revenues" shall include severance taxes, royalty payments, bonus payments, or rentals, with the following exceptions:~~

~~(1) Revenues designated as nonrecurring, pursuant to Article VII, Section 10(B) of the Constitution of Louisiana.~~

~~(2) Revenues received by the state as a result of grants or donations when the terms or conditions thereof require otherwise.~~

~~(3) Revenues derived from any tax on the transportation of minerals.~~

* * *

AMENDMENT NO. 13

On page 22, delete lines 22 through 29 in their entirety and on page 23 delete lines 1 through 15 in their entirety

AMENDMENT NO. 14

On page 23, at the beginning of line 16, delete "Section 3." and insert "Section 4."

AMENDMENT NO. 15

On page 24, at the end of line 3, insert "and franchise"

AMENDMENT NO. 16

On page 24, line 6, after "income" and before "tax" insert "and franchise"

AMENDMENT NO. 17

On page 25, at the beginning of line 15, delete "Section 4." and insert "Section 5."

AMENDMENT NO. 18

On page 26, delete line 11 in its entirety and insert "Section 6. R.S. 56:"

AMENDMENT NO. 19

On page 26, delete lines 14 through 29 in their entirety and delete pages 27 and 28 in their entirety and on page 29 delete lines 1 through 7 in their entirety

AMENDMENT NO. 20

On page 30, delete line 12 in its entirety and insert the following:

"Section 7. R.S. 17:3801(B), (C)(4), and (F), R.S. 30:86(C), and R.S. 39:98.3(E), and 100.116(A)(4), (9), (11), (13), (C), and (D) are hereby"

AMENDMENT NO. 21

On page 30, between lines 13 and 14, insert the following:

"Section 8. R.S. 17:3801 through 3805 and R.S. 39:98.3(C) are hereby repealed in their entirety."

1 AMENDMENT NO. 22

2 On page 30, at the beginning of line 14, delete "Section 7." and insert "Section 9."

3 AMENDMENT NO. 23

4 On page 30, at the beginning of line 18, delete "Section 8." and insert "Section 10."

5 AMENDMENT NO. 24

6 On page 30, at the beginning of line 21, delete "Section 9." and insert "Section 11."

7 AMENDMENT NO. 25

8 On page 30, line 23, after "House Bill No." and before "of the 2024" insert "7"

9 AMENDMENT NO. 26

10 On page 30, at the beginning of line 25, delete "Section 10." and insert "Section 12."

11 AMENDMENT NO. 27

12 On page 30, line 26, after "House Bill No." and before "of the 2024" insert "7"

13 AMENDMENT NO. 28

14 On page 31, at the beginning of line 3, delete "Section 11." and insert "Section 13."

15 AMENDMENT NO. 29

16 On page 31, at the beginning of line 8, delete "Section 12. Section 7" and insert "Section 14.
17 Section 9"

18 AMENDMENT NO. 30

19 On page 31, between lines 8 and 9, insert the following:

20 "Section 15. Section 8 of this Act shall become effective June 30, 2025."

21 AMENDMENT NO. 31

22 On page 31, at the beginning of line 9, delete "Section 13." and insert "Section 16." and after
23 "this Section and" and before "of this Act" delete "Section 3" and insert "Section 4"

24 AMENDMENT NO. 32

25 On page 31, line 11, after "House Bill No." and before "of the 2024" insert "7"

26 AMENDMENT NO. 33

27 On page 31, delete line 14 in its entirety and at the beginning of line 15 delete "11, and 12"
28 and insert the following:

29 "Section 17.(A) The provisions of this Section and Sections 1 through 3, 5 through
30 7, 10, 11, and 13 through 15"

31 AMENDMENT NO. 34

32 On page 31, line 17, after "House Bill No." and before "of the 2024" insert "7"

1 AMENDMENT NO. 35

- 2 On page 31, page 19, after "provisions of" and before "of this Act" delete "Section 10" and
3 insert "Section 12"