Regular Session, 2011

HOUSE BILL NO. 289

BY REPRESENTATIVE MORRIS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

WILDLIFE & FISHERIES DEP: Provides relative to uses and limitations of the Lifetime License Endowment Trust Fund

AN ACT

To amend and reenact R.S. 56:649.3(B) and 650(A) and (B)(1), relative to the Lifetime License Endowment Trust Fund; to provide for deposit of revenues to that fund and to the Conservation Fund; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 56:649.3(B) and 650(A) and (B)(1) are hereby amended and reenacted to read as follows:

§649.3. Combination lifetime hunting and sports fishing license

* * *

B. A combination lifetime hunting and sports fishing license holder shall be entitled to the individual gear license privileges under the recreational gear license as provided in R.S. 56:302.3. However, an additional fee shall be levied for lifetime privileges for each recreational fishing gear license in an amount that is equal to ten times the cost of an annual license issued under the provisions of R.S. 56:302.3. ~~Of the revenues received from the additional gear license fees, one-tenth shall be deposited to the Conservation Fund to be used by the department for its fiscal operations. The remaining nine-tenths of the revenues collected shall be deposited to the Lifetime License Endowment Fund, R.S. 56:650.~~

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CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

§650. Lifetime License Endowment Trust Fund

A.(1) Subject to the exception contained in Article VII, Section 9(A) of the Constitution of Louisiana, all funds collected by the commission ~~from every source shall be paid into the state treasury and~~ under the provisions of this Part shall be credited to the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall~~, prior to placing such remaining funds in the state general fund, pay monthly into a public trust fund created within the Louisiana Department of Wildlife and Fisheries Conservation Fund and designated as the Lifetime License Endowment Trust Fund, after making the deductions provided in Paragraph (2) of this Subsection.~~ deposit as provided in Paragraph (2) of this Subsection, an amount equal to the revenues collected under the provisions of this Part. The funds credited to the Lifetime License Endowment Trust Fund shall be expended as provided in this Section.

(2)(i) Of the revenues received from the issuance of lifetime licenses other than the senior lifetime license, ~~The state treasurer shall deduct fifty percent of the revenues collected by the commission and shall credit such amount~~ one hundred dollars shall be credited to the Lifetime License Endowment Trust Fund, and the remaining funds shall be credited to the Conservation Fund to be used for the purpose of administering and enforcing the provisions of this Chapter or for such other purposes as may be determined by the Department of Wildlife and Fisheries, ~~or by law,~~ in accordance with requirements of the hunting and fishing or other special license fees that would have been required for the hunting and fishing privileges covered by the provisions of R.S. 56:649.1, 649.2, 649.3, or 649.4.

(ii) Of the revenues received from the issuance of senior lifetime combination licenses, five dollars shall be credited to the Conservation Fund, and the remaining revenues shall be credited to the Lifetime License Endowment Trust Fund.

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(iii) Of the revenues received from the additional gear license fees levied in R.S. 56:649.3(B), one-tenth shall be deposited to the Conservation Fund to be used by the department for its fiscal operations. The remaining nine-tenths of the revenues collected shall be deposited to the Lifetime License Endowment Trust Fund. ~~However, for senior lifetime combination licenses, five dollars shall be credited to the Conservation Fund. After deducting the amounts provided in this Paragraph, the balance of the funds collected for each license shall be credited to the Lifetime License Endowment Trust Fund as provided in this Section.~~

B.(1) The Lifetime License Endowment Trust Fund is hereby established as a public trust fund, the principal of which shall be invested at interest in perpetuity and shall not be expended The state treasurer shall, on a monthly basis, credit the ~~Louisiana Department of Wildlife and Fisheries~~ Conservation Fund with all interest revenues generated by investment of the principal of the Lifetime License Endowment Trust Fund.

* * *

Section 2. This Act shall become effective on September 1, 2011.

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)]

Morris HB No. 289

Abstract: Provides for deposit of revenues from sale of lifetime hunting and fishing licenses into the Lifetime License Endowment Trust Fund.

Present law provides for allocation of the revenues from the sale of lifetime hunting and fishing licenses as follows:

(1) Revenues received from the sale of licenses other than the combined senior lifetime licenses – Half of the revenues to the Conservation Fund and half to the Lifetime License Endowment Trust Fund.

(2) Revenues received from sale of combined senior lifetime licenses – $5 for each license issued shall be credited to the Conservation Fund and the remaining revenues to the Lifetime License Endowment Trust Fund.

(3) Revenues received from the sale of lifetime gear licenses – 1/10 of the revenues received shall be credited to the Conservation Fund and the remainder to the Lifetime License Endowment Trust Fund.

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Proposed law provides for allocation of the revenues as follow:

(1) Revenues received from the sale of licenses other than the combined senior lifetime licenses – $100 from each license issued shall be credited to the Lifetime License Endowment Trust Fund and the remainder to the Conservation Fund.

(2) Revenues received from the sale of combined senior lifetime licenses – $5 from each license issued shall be credited to the Conservation Fund and the remaining revenues to the Lifetime License Endowment Trust Fund.

(3) Revenues received from the sale of lifetime gear licenses – 1/10 of the revenues shall be credited to the Conservation Fund and the remainder to the Lifetime License Endowment Trust Fund.

Effective Sept. 1, 2011.

(Amends R.S. 56:649.3(B) and 650(A) and (B)(1))

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