

Regular Session, 2012

HOUSE BILL NO. 812

BY REPRESENTATIVE CHAMPAGNE

FUNDS/FUNDING: (Constitutional Amendment) Requires that any monies received by the state from lawsuits arising from the Deepwater Horizon oil spill shall be deposited into the Coastal Protection and Restoration Fund

1 A JOINT RESOLUTION

2 Proposing to add Article VII, Section 10.2(G) of the Constitution of Louisiana, to require
3 for the deposit of any monies received by the state from any lawsuit filed in response
4 to the Deepwater Horizon oil spill; to provide for submission of the proposed
5 amendment to the electors; and to provide for related matters.

6 Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members
7 elected to each house concurring, that there shall be submitted to the electors of the state of
8 Louisiana, for their approval or rejection in the manner provided by law, a proposal to add
9 Article VII, Section 10.2(G) of the Constitution of Louisiana, to read as follows:

10 §10.2. Coastal Protection and Restoration Fund

11 Section 10.2(A)

12 * * *

13 (G)(1) Notwithstanding the provisions of Article VII, Section 10, Article
14 VII, Section 10.3, Article VII, Section 10.8, or any other provision of this
15 constitution to the contrary, any monies received by the state from any lawsuit filed
16 in response to the Deepwater Horizon oil spill that began on April 20, 2010, shall be
17 deposited and credited to the Coastal Protection and Restoration Fund.

1 (2) The fund balance limitations provided for in Paragraph (B) of this
2 Section relative to the mineral revenues deposited to this fund shall not apply to
3 monies deposited pursuant to the provisions of this Paragraph.

4 Section 2. Be it further resolved that this proposed amendment shall be submitted
5 to the electors of the state of Louisiana at the statewide election to be held on November 6,
6 2012.

7 Section 3. Be it further resolved that on the official ballot to be used at the election,
8 there shall be printed a proposition, upon which the electors of the state shall be permitted
9 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as
10 follows:

11 Do you support an amendment to require any state monies received from
12 lawsuits arising out of the Deepwater Horizon oil spill that began on April
13 20, 2010 be deposited into the Coastal Protection and Restoration Fund?
14 (Adds Article VII, Section 10.2(G))

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)]

Champagne

HB No. 812

Abstract: Dedicates state revenues received from any lawsuit in response to the Deepwater Horizon oil spill of 2010 to the Coastal Protection and Restoration Fund.

Present constitution establishes the Coastal Protection and Restoration Fund to provide a dedicated, recurring source of revenues for the development and implementation of a program to protect and restore Louisiana's coastal area.

Present constitution provides for allocations of mineral revenues into the fund, provided that balance in the fund which consists of mineral revenues from severance taxes, royalty payments, bonus payments, or rentals shall not exceed an amount provided by law.

Proposed constitutional amendment dedicates to the fund any monies received by the state from any lawsuit filed in response to the Deepwater Horizon oil spill that began on April 20, 2010. Further specifies that fund balance limitations under the present constitution relative to mineral revenues deposited into the fund shall not apply to deposits made under proposed constitutional amendment.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 6, 2012.

(Adds Const. Art VII, § 10.2(G))