

Regular Session, 2013

HOUSE BILL NO. 320

BY REPRESENTATIVE LEGER



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

1 AN ACT

2 To amend and reenact R.S. 27:247 and 270(A)(3)(a), relative to the casino support services
3 contract; to provide for the funding of such contract; to establish the Casino Support
4 Services Fund as a special treasury fund; to provide for uses of monies in the fund;
5 to provide for an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 27:247 and 270(A)(3)(a) are hereby amended and reenacted to read
8 as follows:

9 §247. Casino support services contract; Casino Support Services Fund

10 A. Subject to and in accordance with the provisions of this Chapter, the
11 gaming control board shall enter into a casino support services contract with the
12 governing authority of the parish where the official gaming establishment is located
13 in order to compensate the parish for the cost to the parish for providing support
14 services resulting from the operation of the official gaming establishment and the
15 activities therein. Support services as used in this Section shall include but not be
16 limited to fire, police, sanitation, health, transportation, and traffic services. The
17 amount of the contract shall be determined by negotiation and agreement between
18 the gaming control board and the parish, subject to approval by the Joint Legislative
19 Committee on the Budget. In the event that a new contract is not agreed upon by the

1 gaming control board and the parish by March thirty-first of any year, the contract
 2 currently in effect shall be submitted to the Joint Legislative Committee on the
 3 Budget for approval of the amount of the contract at the next meeting of the
 4 committee. If the committee approves the amount of the contract, the contract shall
 5 remain in full force and effect. If the committee disapproves or does not act upon
 6 the amount of the contract, the contract shall be null, void, and of no effect. If the
 7 committee disapproves or does not act upon the amount of the contract and the
 8 contract is null, void, and of no effect, the treasurer shall not deposit any monies into
 9 the fund.

10 B.(1) There is hereby created in the state treasury, as a special fund, the
 11 Casino Support Services Fund, hereinafter referred to as the "fund", to provide
 12 compensation to the parish governing authority pursuant to a casino support services
 13 contract executed pursuant to Subsection A of this Section.

14 (2) Monies in the fund shall be invested in the same manner as monies in the
 15 general fund. Interest earned on investment of monies in the fund shall be credited
 16 to the fund. Unexpended and unencumbered monies in the fund at the end of the
 17 fiscal year shall remain in the fund.

18 C. Monies in the fund shall be appropriated to the parish governing authority
 19 and used to compensate the parish for the cost to the parish of providing support
 20 services resulting from the operation of the official gaming establishment and the
 21 activities therein.

22 * * *

23 §270. Deposit of revenues; expenditures and investments authorized; transfer of
 24 revenues to state treasury; corporation operating account; audit of
 25 corporation books and records; audits

26 A.

27 * * *

28 (3)(a) Daily, the corporation shall transfer to the state treasury for deposit
 29 into certain funds in the treasury, as provided in this Paragraph, the amount of net

1 revenues which the corporation determines are surplus to its needs. After first being
2 credited to the Bond Security and Redemption Fund in accordance with Article VII,
3 Section 9(B) of the Constitution of Louisiana, and after satisfying any other
4 requirements of the Constitution and laws of Louisiana, such net revenues shall be
5 deposited as follows:

6 (i) ~~Ten percent~~ The first one million eight hundred thousand dollars shall be
7 deposited in and credited to the Casino Support Services Fund; the next sixty million
8 dollars shall be deposited in and credited to the Support Education in Louisiana First
9 Fund as provided in R.S. 17:421.7 and shall be used solely and exclusively for the
10 same purposes provided for in ~~Paragraph (B)(1)~~ Paragraphs (B)(1) and (2) of that
11 Section.

12 (ii) Any net revenues in excess of the above amounts shall be divided equally
13 between the Casino Support Services Fund and the Support Education in Louisiana
14 First Fund, up to the actual casino support services contract amount.

15 (iii) Except in a year when the Joint Legislative Committee on the Budget
16 disapproves or does not act upon the amount of the casino support services contract
17 as provided in R.S. 27:247 and no revenues are required to be deposited in and
18 credited to the Casino Support Services Fund, and after satisfying the requirements
19 of Item (i) of this Subparagraph, all such net revenues shall be deposited in and
20 credited to the Casino Support Services Fund as provided in R.S. 27:247, not to
21 exceed the amount required to fully fund the casino support services contract most
22 recently approved by the Joint Legislative Committee on the Budget.

23 (iv) ~~Ninety percent~~ The remainder shall be deposited in and credited to the
24 Support Education in Louisiana First Fund as provided in R.S. 17:421.7.

25 * * *

26 Section 2. This Act shall become effective upon signature by the governor or, if not
27 signed by the governor, upon expiration of the time for bills to become law without signature
28 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

1 vetoed by the governor and subsequently approved by the legislature, this Act shall become
2 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

VETO MESSAGE

House Bill No. 320 by Representative Leger diverts the first \$1.8 million away from the Support Education in Louisiana First (SELF) Fund, a fund used to support salary expenses for K-12 and higher education, to a new Casino Support Services Fund.

House Bill No. 320 restructures the revenue flow into the SELF Fund and imperils future funding for K-12 and higher education salaries. The objective of the bill is to fund the City of New Orleans' casino support services contract, which has already been achieved through HB 1. I have vetoed similar legislation for the last three years and have included funding in HB 1 to fulfill the obligation of this contract for the last three years as well.

For these reasons, I have vetoed House Bill No. 320 and hereby return it to the House of Representatives.