

**ACT No. 114**

2021 Regular Session

HOUSE BILL NO. 515

BY REPRESENTATIVE ZERINGUE AND SENATOR BARROW

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AN ACT

To amend and reenact R.S. 15:587(B) and 598, R.S. 22:835(C) and (F) and 2134(A), (B)(introductory paragraph), and (C), R.S. 30:21(B)(2), 101.9(A) through (C) and (D)(introductory paragraph), 2195(B) through (E) and (F)(1) and (3)(e), 2351.41, 2380, and 2418(G), (I)(3) and (4), (J), (M)(3) and (4), and (O)(3) and (5), R.S. 32:412.3, 429.2(A), (B), and (C)(introductory paragraph), 868, 1526(B), and 1731, R.S. 39:100.43(L), 100.44(Q), and 100.48(C), R.S. 40:5.10, 39.1(B)(2), (3)(introductory paragraph), and (4), 1379.3.1(C) and (D), 1379.7(B), 1428(C), 1472.20(A), 1664.9(N), 1730.68, and 1849(D)(2), (3), (4)(introductory paragraph), and (5), R.S. 45:169.1, 844.14(A)(4), and 1177(B) and (C), R.S. 46:2403(A), (C), and (D)(1), R.S. 47:302.18(B), 463.149(F) and (G), 1835(B) and (D)(4), and 6007(C)(4)(h)(ii), (iii)(introductory paragraph), and (iv), R.S. 48:105.1(B) and (D), 381(G), 381.1(E), and 381.2(D) and (G)(1), R.S. 49:214.40(A) and (C), R.S. 56:10(B)(1)(d), (5), and (7)(a) and (D), 10.1, 164(A) and (B)(introductory paragraph), 700.2(A)(introductory paragraph), (1), and (3) and (B) through (D), 1703(A), (B)(introductory paragraph), (C)(introductory paragraph), (1), and (2)(introductory paragraph), and (D), and 1705(A) and (B), to enact Subpart H of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.11, Subpart J of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.26, Subpart P of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.71 and Subpart P-3 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.101, and to repeal R.S. 9:154.2,

1 R.S. 41:1615, and R.S. 56:1706 and 1844, relative to certain treasury funds; to  
 2 provide for the transfer, deposit, and use, as specified, of monies in certain treasury  
 3 funds; to provide with respect to the reclassification of certain funds in the state  
 4 treasury as statutorily dedicated fund accounts; to provide for the elimination of  
 5 certain treasury funds; to provide for an effective date; and to provide for related  
 6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Notwithstanding any provision of law to the contrary, the state treasurer  
 9 is hereby authorized and directed to transfer \$67,608,578, to be comprised wholly of  
 10 nonrecurring revenues out of the state general fund from the Fiscal Year 2019-2020 surplus,  
 11 as recognized by the Revenue Estimating Conference, to the Budget Stabilization Fund.

12 Section 2.(A) Notwithstanding any provision of law to the contrary, the state  
 13 treasurer is hereby authorized and directed to transfer \$508,449 from the State General Fund  
 14 (Direct) into the Motor Carrier Regulation Fund.

15 (B) Notwithstanding any provision of law to the contrary, the state treasurer is  
 16 hereby authorized and directed to transfer \$5,365,837 from the State General Fund (Direct)  
 17 into the Utility and Carrier Inspection and Supervision Fund.

18 (C) Notwithstanding any provision of law to the contrary, the state treasurer is  
 19 hereby authorized and directed to transfer \$658,274 from the State General Fund (Direct)  
 20 into the Telephonic Solicitation Relief Fund.

21 (D) Notwithstanding any provision of law to the contrary, the state treasurer is hereby  
 22 authorized and directed to transfer \$5,500,000 from the State General Fund (Direct) into the  
 23 Motor Fuels Underground Storage Tank Trust Fund.

24 (E) Notwithstanding any provision of law to the contrary, the state treasurer is  
 25 hereby authorized and directed to transfer \$16,963,667 from the State General Fund (Direct)  
 26 into the Louisiana Wildlife and Fisheries Conservation Fund.

27 (F) Notwithstanding any provision of law to the contrary, the state treasurer is  
 28 hereby authorized and directed to transfer \$4,100,000 from the State General Fund (Direct)  
 29 into the Higher Education Initiatives Fund.

1 (G) Notwithstanding any provision of law to the contrary, the state treasurer is  
 2 hereby authorized and directed to transfer \$15,000,000 from the State General Fund (Direct)  
 3 into the State Emergency Response Fund.

4 (H) Notwithstanding any provision of law to the contrary, the state treasurer is  
 5 hereby authorized and directed to transfer \$7,689,837 from the State General Fund (Direct)  
 6 into the Major Events Incentive Program Subfund of the Louisiana Mega-Project  
 7 Development Fund.

8 (I) Notwithstanding any provision of law to the contrary, the state treasurer is hereby  
 9 authorized and directed to transfer \$5,000,000 from the State General Fund (Direct) into the  
 10 Voting Technology Fund.

11 (J) Notwithstanding any provision of law to the contrary, the state treasurer is hereby  
 12 authorized and directed to transfer \$2,000,000 from the State General Fund (Direct) into the  
 13 Louisiana Fire Marshal Fund.

14 (K) Notwithstanding any provision of law to the contrary, the state treasurer is  
 15 hereby authorized and directed to transfer \$39,500,000 from the Capital Outlay Savings  
 16 Fund into the Coastal Protection and Restoration Fund, for the following projects in the  
 17 specified amounts: Southwest Coastal Program (Cameron, Calcasieu, and Vermilion  
 18 Parishes), \$3,000,000; Atchafalaya Basin Program (Multiple Parishes), \$1,000,000;  
 19 Mid-Basin Diversion Land Acquisition (Plaquemines Parish), \$4,500,000; Non-structural  
 20 Risk Reduction (Coastwide), \$2,000,000; Rodere Canal water control structure (Iberia  
 21 Parish), \$2,300,000; St. Mary Back Lakeside Flood Protection (St. Mary Parish),  
 22 \$14,400,000; Restoration Partnerships (Coastwide), \$1,000,000; East Rainey Marsh Creation  
 23 E&D (Vermilion Parish) 2017 MP Project 03b.MC.07, \$2,000,000; Jefferson Parish  
 24 Bucktown Living Shoreline Project (Jefferson Parish), \$3,500,000; LaBranche Shoreline  
 25 Protection Project E&D (St. Charles Parish) 2017 MP Project 001.SP.104, \$1,000,000;  
 26 Manchac Landbridge Shoreline Protection Phase III (Tangipahoa Parish), \$2,000,000; Bayou  
 27 Terre aux Boeuf Ridge Restoration Phase III (St. Bernard Parish), \$1,300,000; and Grand  
 28 Isle Back Levee (Jefferson Parish), \$1,500,000.

29 (L) Notwithstanding any provision of law to the contrary, the state treasurer is  
 30 hereby authorized and directed to transfer \$13,500,000 from the State General Fund (Direct)  
 31 into the Capital Outlay Savings Fund.

1 Section 3. R.S. 15:587(B) and 598 are hereby amended and reenacted to read as  
2 follows:

3 §587. Duty to provide information; processing fees; Louisiana Bureau of Criminal  
4 Identification and Information

5 \* \* \*

6 B.(1) The bureau may charge a processing fee of twenty-six dollars for  
7 information provided to any agency or entity statutorily eligible to receive this  
8 information, except another state or local law enforcement agency, pursuant to a  
9 request to assist the agency in performing a screening function as part of any  
10 regulatory or licensing scheme. Payment of the processing fee shall accompany the  
11 request for such information and shall be deposited by the bureau immediately upon  
12 receipt into the Criminal Identification and Information Dedicated Fund Account.

13 (2) The bureau may charge a processing fee of ten dollars for fingerprinting  
14 of any individual. Payment of the processing fee shall accompany the request for  
15 fingerprinting and shall be deposited by the bureau immediately upon receipt into the  
16 Criminal Identification and Information Dedicated Fund Account.

17 \* \* \*

18 §598. Criminal Identification and Information Dedicated Fund Account

19 All fees imposed and collected pursuant to R.S. 15:587 or any other provision  
20 of law in this Chapter shall be forwarded upon receipt to the state treasurer for  
21 immediate deposit into the state treasury. After compliance with the requirements  
22 of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond  
23 Security and Redemption Fund, and prior to monies being placed in the state general  
24 fund, an amount equal to that deposited as required in this Section shall be credited  
25 to a special statutorily dedicated fund account hereby created in the state treasury  
26 designated as the Criminal Identification and Information Dedicated Fund Account.

27 All monies in this ~~fund~~ account shall annually be appropriated by the legislature to  
28 the state police, may be withdrawn only pursuant to such appropriation, and shall be  
29 used solely and exclusively by the state police to assist in carrying out the provisions  
30 of this Chapter and for special law enforcement initiatives. Monies in the ~~fund~~  
31 account shall be invested by the state treasurer in the same manner as monies in the

1 state general fund. Interest earned on the investment of monies shall be credited to  
 2 ~~this fund account~~ following compliance with the requirements of Article VII, Section  
 3 9(B) relative to the Bond Security and Redemption Fund. All unexpended and  
 4 unencumbered monies in the ~~fund account~~ at the end of each fiscal year shall remain  
 5 in the ~~fund account~~. Monies deposited into the account shall be categorized as fees  
 6 and self-generated revenue for the sole purpose of reporting related to the executive  
 7 budget, supporting documents, and general appropriation bills and shall be available  
 8 for annual appropriation by the legislature.

9 Section 4. R.S. 22:835(C) and (F) are hereby amended and reenacted to read as  
 10 follows:

11 §835. Fire marshal tax; Louisiana Fire Marshal Fund

12 \* \* \*

13 C. After compliance with the requirements of Article VII, Section 9(B) of  
 14 the Constitution of Louisiana, relative to the Bond Security and Redemption Fund,  
 15 and prior to monies being placed in the state general fund, an amount equal to that  
 16 deposited as required by Subsection B of this Section shall be credited to a special  
 17 fund hereby created in the state treasury to be known as the "Louisiana Fire Marshal  
 18 Fund", hereafter in this Section referred to as the "fund". The monies in this fund  
 19 shall be used solely as provided by Subsection D of this Section and only in the  
 20 amounts appropriated by the legislature. All unexpended and unencumbered monies  
 21 in the fund at the end of the fiscal year shall ~~revert to the state general fund~~ remain  
 22 in the fund. The monies in the fund shall be invested by the treasurer in the same  
 23 manner as monies in the state general fund, and interest earned on the investment of  
 24 these monies shall be credited to the ~~state general fund, again, following compliance~~  
 25 ~~with the requirement of Article VII, Section 9(B) relative to the Bond Security and~~  
 26 ~~Redemption Fund fund~~.

27 \* \* \*

28 F. Each year, after satisfaction of the provisions of Subsections C and D of  
 29 this Section, ~~and before any unexpended or unencumbered monies in the Louisiana~~  
 30 ~~Fire Marshal Fund shall revert to the state general fund~~, the state treasurer shall

1 transfer the amount of fifty thousand dollars to the Camp Minden Fire Protection  
2 Fund as provided by R.S. 22:835.1.

3 \* \* \*

4 Section 5. R.S. 22:2134(A), (B)(introductory paragraph), and (C) are hereby  
5 amended and reenacted to read as follows:

6 §2134. Automobile Theft and Insurance Fraud Prevention Authority Dedicated  
7 Fund Account

8 A. There is hereby established a special dedicated fund account in the state  
9 treasury to be known as the "Automobile Theft and Insurance Fraud Prevention  
10 Authority Dedicated Fund Account", hereafter referred to in this Section as the  
11 "~~fund~~" account", into which the state treasurer shall each fiscal year deposit the  
12 revenues received from those sources provided for by this Part and other sources as  
13 provided for by law after those revenues have been deposited in the Bond Security  
14 and Redemption Fund. Out of the funds remaining in the Bond Security and  
15 Redemption Fund after a sufficient amount is allocated from that fund to pay all  
16 obligations secured by the full faith and credit of the state that become due and  
17 payable within each fiscal year, the treasurer, prior to placing such funds in the state  
18 general fund, shall pay into the ~~fund~~ account an amount equal to the revenue  
19 generated from collection from those sources provided for by this Part and other  
20 sources as provided for by law. No expenditures shall be made from the ~~fund~~  
21 account unless first appropriated by the legislature. The monies in the ~~trust fund~~  
22 account shall be invested by the state treasurer in the same manner as monies in the  
23 state general fund. All interest earned on money from the ~~fund~~ account and invested  
24 by the state treasurer shall be credited to the ~~Automobile Theft and Insurance Fraud~~  
25 ~~Prevention Authority Fund~~ account. Monies deposited into the account shall be  
26 categorized as fees and self-generated revenue for the sole purpose of reporting  
27 related to the executive budget, supporting documents, and general appropriation  
28 bills and shall be available for annual appropriation by the legislature.

1           B. Any monies in the ~~Automobile Theft and Insurance Fraud Prevention~~  
2 ~~Authority Fund~~ account shall be administered only by the director of the authority,  
3 upon a majority vote of the board, in the following order of priority:

4                           \*       \*       \*

5           C. All monies in the ~~Automobile Theft and Insurance Fraud Prevention~~  
6 ~~Authority Fund~~ account shall be used only to enhance fraud prevention efforts as  
7 determined by the board.

8                           \*       \*       \*

9           Section 6. R.S. 30:21(B)(2), 101.9(A) through (C) and (D)(introductory paragraph),  
10 2195(B) through (E) and (F)(1) and (3)(e), 2351.41, 2380, and 2418(G), (I)(3) and (4), (J),  
11 (M)(3) and (4), and (O)(3) and (5) are hereby amended and reenacted to read as follows:

12           §21. Fees and charges of the commissioner of conservation; revisions; exceptions;  
13 collections; Oil and Gas Regulatory Dedicated Fund Account; creation;  
14 amounts; requirements

15                           \*       \*       \*

16           B.

17                           \*       \*       \*

18           (2)(a) There is hereby established a special statutorily dedicated fund  
19 account in the state treasury to be known as the Oil and Gas Regulatory Dedicated  
20 Fund Account, hereafter referred to as the "~~fund~~" "account". After deposit in the  
21 Bond Security and Redemption Fund and after a sufficient amount is allocated from  
22 that fund to pay all the obligations secured by the full faith and credit of the state that  
23 become due and payable within each fiscal year, the treasurer shall pay into the ~~fund~~  
24 account an amount equal to the monies generated from collection of the fees  
25 provided for in this Title, R.S. 40:1749.11 et seq., or Title 47 of the Louisiana  
26 Revised Statutes of 1950, the rules and regulations promulgated thereunder, any  
27 fines and civil penalties or any other provision of law relative to fees, fines, or civil  
28 penalties attributable to the office of conservation, and fifty percent of any annual  
29 assessment paid by an operator who chooses not to plug a well classified as inactive  
30 with the remainder being deposited into the Oilfield Site Restoration Fund.

1 (b) Monies deposited into the account shall be categorized as fees and self-  
 2 generated revenue for the sole purpose of reporting related to the executive budget,  
 3 supporting documents, and general appropriation bills. The monies credited to the  
 4 fund account shall be appropriated by the legislature and dedicated solely to the use  
 5 of the office of conservation for the regulation of the oil and gas industry and other  
 6 industries under the jurisdiction of the office of conservation and shall be used solely  
 7 for the purposes of that program. Any monies remaining in the fund account at the  
 8 end of any fiscal year shall remain with the fund account and shall not revert to the  
 9 state general fund. All interest or earnings of the fund account shall be credited to  
 10 the fund account. All fees and self-generated revenue remaining on deposit for the  
 11 office of conservation at the end of any fiscal year shall be deposited into the fund  
 12 account. The amount appropriated from the fund account to the office of  
 13 conservation shall be subject to appropriation by the legislature.

14 (c) The provisions of Subtitle II of Title 47 of the Louisiana Revised Statutes  
 15 of 1950 shall apply to the administration, collection, and enforcement of the fees  
 16 imposed in this Section, and the penalties provided by that Subtitle shall apply to the  
 17 person who fails to pay or report the fee. Proceeds from the fee, including any  
 18 penalties collected in connection with the fee, shall be deposited into the fund  
 19 account.

20 \* \* \*

21 §101.9. Underwater Obstruction Removal Dedicated Fund Account

22 A. There is hereby established a statutorily dedicated fund account in the  
 23 custody of the state treasurer to be known as the Underwater Obstruction Removal  
 24 Dedicated Fund Account, hereafter referred to in this Section as the "account", into  
 25 which the state treasurer shall, each fiscal year, deposit the revenues received from  
 26 the collection of the monies enumerated in Subsection C of this Section, after those  
 27 revenues have been deposited in the Bond Security and Redemption Fund. Out of the  
 28 funds remaining in the Bond Security and Redemption Fund, after a sufficient  
 29 amount is allocated from that fund to pay all the obligations secured by the full faith  
 30 and credit of the state that become due and payable within each fiscal year, the  
 31 treasurer shall pay into the Underwater Obstruction Removal Trust Fund account an



1 amount equal to the revenues generated as provided for in Subsection C of this  
2 Section. Such funds shall constitute a special custodial trust ~~fund~~ account which  
3 shall be administered by the secretary who shall make disbursements from the ~~fund~~  
4 account solely in accordance with the purposes and uses authorized by this Part.

5 B. The funds received shall be placed in the ~~special trust fund in the custody~~  
6 ~~of the state treasurer~~ account to be used only in accordance with this Part and shall  
7 not be placed in the general fund. The funds shall only be used for the purposes set  
8 forth in this Part and for no other governmental purposes, nor shall any portion  
9 hereof ever be available to borrow from by any branch of government. It is the intent  
10 of the legislature that this ~~fund~~ account shall remain intact and inviolate. Any  
11 interest or earnings of the ~~fund~~ account shall be credited only to the ~~fund~~ account.  
12 Monies deposited into this account shall be categorized as fees and self-generated  
13 revenue for the sole purpose of reporting related to the executive budget, supporting  
14 documents, and general appropriation bills and shall be available for annual  
15 appropriation by the legislature.

16 C. The following monies shall be placed into the ~~Underwater Obstruction~~  
17 ~~Removal Fund~~ account:

- 18 (1) Private contributions.
- 19 (2) Interest earned on the funds deposited in the ~~fund~~ account.
- 20 (3) Any grants, donations, and sums allocated from any source, public or  
21 private, for the purposes of this Part.
- 22 (4) Any monies deposited into the ~~fund~~ account pursuant to R.S.  
23 56:700.2(A)(4).

24 D. The monies in the ~~fund~~ account may be disbursed and expended pursuant  
25 to the authority and direction of the assistant secretary for the following purposes and  
26 uses:

27 \* \* \*  
28 §2195. Motor Fuels Underground Storage Tank Dedicated Trust Fund Account  
29 \* \* \*

30 B. There is hereby established a special ~~custodial trust~~ statutorily dedicated  
31 fund account in the state treasury to be known as the Motor Fuel Underground

1 Storage Tank Trust Dedicated Fund Account, hereafter referred to in this Chapter as  
2 the "Tank Trust ~~Fund~~ Account", into which the state treasurer shall, each fiscal year,  
3 deposit the revenues received from the collection of the fees as established in R.S.  
4 30:2195.3(A)(1)(a) and (B). The secretary is authorized pursuant to Article VII,  
5 Section 9(A) of the Constitution of Louisiana and R.S. 30:2031 to enter into an  
6 agreement with a private legal entity to receive and administer the Tank Trust ~~Fund~~  
7 Account for the purpose of providing financial responsibility for underground motor  
8 fuel storage tanks. On an annual basis, all owners of registered tanks shall remit to  
9 the department a tank registration fee of sixty dollars for each tank. The revenue  
10 from the tank registration fees shall be deposited directly into the Environmental  
11 Trust Account as provided by R.S. 30:2015 and utilized for underground storage tank  
12 activities only, and any deviation from the aforesaid shall be documented and  
13 reported to the House Committee on Natural Resources and Environment and the  
14 Senate Committee on Environmental Quality. Revenues received from annual  
15 maintenance and monitoring fees, other than those established in R.S. 30:2195.3(B),  
16 shall be deposited into the Environmental Trust Account. The department shall  
17 promulgate rules and regulations for the implementation of this Section in  
18 accordance with the Administrative Procedure Act, R.S. 49:950 et seq.

19 C. Monies so deposited in the Environmental Trust Account shall be used  
20 to defray the cost to the state of administering the underground storage tank program  
21 and the cost of investigation, testing, containment, control, and cleanup of releases  
22 from underground storage tanks containing regulated substances. Only monies  
23 recovered pursuant to R.S. 30:2195.2(A)(2) and deposited in the Tank Trust ~~Fund~~  
24 Account may be used for the loans authorized by R.S. 30:2195.12(E). These monies  
25 shall also be used to provide money or services as the state share of matching funds  
26 for federal grants involving underground storage tanks. At the end of each fiscal  
27 year, all monies that were deposited into the Environmental Trust Account from the  
28 fees established in R.S. 30:2195.3(A)(1)(a) and (B) which remain unspent, including  
29 all accrued interest, shall be transferred to the Tank Trust ~~Fund~~ Account.

30 D. The funds placed in the Tank Trust ~~Fund~~ Account shall only be used in  
31 accordance with the terms and conditions of R.S. 30:2194 through 2195.9 and shall

1 not be placed in the general fund but shall be subject to the appropriation process of  
 2 the legislature. The monies in the Tank Trust ~~Fund~~ Account shall be invested by the  
 3 state treasurer in the same manner as monies in the state general fund. Monies  
 4 deposited into this account shall be categorized as fees and self-generated revenue  
 5 for the sole purpose of reporting related to the executive budget, supporting  
 6 documents, and general appropriation bills and shall be available for annual  
 7 appropriation by the legislature.

8 E. Annually, the department shall prepare a report for the House Committee  
 9 on Natural Resources and Environment and the Senate Committee on Environmental  
 10 Quality of all disbursements of monies from the Tank Trust ~~Fund~~ Account and the  
 11 Environmental Trust Account. The report shall include all loans made from the Tank  
 12 Trust ~~Fund~~ Account, the number of sites actively seeking reimbursement from the  
 13 Tank Trust ~~Fund~~ Account as of June thirtieth of each year, the number of sites  
 14 deemed eligible for the Tank Trust ~~Fund~~ Account during the previous fiscal year, and  
 15 the number of sites that have been granted "No Further Action", and the department  
 16 has received the last application for reimbursement during the previous fiscal year.  
 17 Regarding disbursements from the Tank Trust ~~Fund~~ Account as provided by R.S.  
 18 30:2195.2, the report shall include a list of all reimbursements, all pending  
 19 reimbursements, the date the application was made for reimbursement, and the date  
 20 reimbursement was made by the department. The report shall be delivered to the  
 21 respective legislative committees no later than March first of each year.

22 F.(1) All interest monies earned by the ~~Motor Fuels Underground Storage~~  
 23 Tank Trust ~~Fund~~ Account and all monies received from payments that are the result  
 24 of cost recovery efforts shall be used for the closure of abandoned motor fuel  
 25 underground storage tanks, assessment and remediation of property contaminated by  
 26 abandoned motor fuel underground storage tanks, and the loans authorized by R.S.  
 27 30:2195.12(E).

28 \* \* \*

29 (3) A tank may be declared to be an abandoned motor fuel underground  
 30 storage tank by the secretary upon a finding that all of the following apply to the site:

31 \* \* \*

1                   (e) The release at the site is not eligible for the ~~Motor Fuels Underground~~  
 2                   ~~Storage Tank Trust Fund~~ Tank Trust Account or the secretary has determined that  
 3                   action by the department is the most timely and efficient way to address conditions  
 4                   at the site.

\* \* \*

6 PART III. LEAD HAZARD REDUCTION DEDICATED FUND ACCOUNT

7 §2351.41. Lead Hazard Reduction Dedicated Fund Account

8                   A. There is hereby created within the state treasury a special statutorily  
 9                   dedicated fund account designated as the Lead Hazard Reduction Dedicated Fund  
 10                   Account, hereafter referred to in this Part as the "account". Funds received ~~under~~  
 11                   pursuant to the provisions of this Part shall be deposited into the state treasury.

12                   B. After compliance with the requirements of Article VII, Section 9(B) of  
 13                   the Constitution of Louisiana, relative to the Bond Security and Redemption Fund,  
 14                   and prior to monies being placed in the state general fund, an amount equal to that  
 15                   deposited as required by Subsection A of this Section shall be credited to a ~~special~~  
 16                   ~~fund hereby created in the state treasury to be known as the "Lead Hazard Reduction~~  
 17                   ~~Fund"~~ the account. The monies in this ~~fund~~ account shall be used solely as provided  
 18                   in Subsection C of this Section. All unexpended and unencumbered monies in ~~this~~  
 19                   ~~fund~~ the account at the end of the fiscal year shall remain in the ~~fund~~ account. The  
 20                   monies in ~~this fund~~ the account shall be invested by the state treasurer in the same  
 21                   manner as monies in the state general fund, and interest earned on the investment of  
 22                   these monies shall be credited to the ~~fund~~ account. Monies deposited into the  
 23                   account shall be categorized as fees and self-generated revenue for the sole purpose  
 24                   of reporting related to the executive budget, supporting documents, and general  
 25                   appropriation bills and shall be available for annual appropriation by the legislature.

26                   C. The monies in the ~~Lead Hazard Reduction Fund~~ account shall be used  
 27                   solely for the purpose of funding the programs and activities provided for in this  
 28                   Chapter, as determined by the secretary.

\* \* \*





1 the request for payment was submitted. Any remaining undisputed obligations  
2 which would have been paid to waste tire processors but for the insufficiency of the  
3 ~~Waste Tire Management Fund~~ account shall be paid from future surplus funds in the  
4 ~~Waste Tire Management Fund~~ account as provided in Subparagraph (b) of this  
5 Paragraph. However, beginning August 1, 2013, such payments shall be applied in  
6 priority from the earliest incurred undisputed obligation to the most current  
7 undisputed obligation.

8 (b) In the event the ~~fund~~ account has a surplus after meeting all obligations  
9 of the ~~fund~~ account for the month, including any payments required by law, such  
10 surplus shall be distributed in a pro rata share to those waste tire processors having  
11 a standard permit when the request for payment was submitted and for whom there  
12 are unpaid obligations of the ~~fund~~ account, excluding any disputed amounts. Such  
13 surplus shall be processed for payment by the department within fifteen days after  
14 the end of the month in which the surplus arose.

15 (c) For purposes of this Section, "undisputed obligations" means those waste  
16 tire material payments which should have been paid by the department to a waste tire  
17 processor since January 1, 2003, but which have not been paid due to the  
18 insufficiency of the ~~Waste Tire Management Fund~~ account.

19 (4) If litigation relating to ~~fund~~ account payments in dispute prior to March  
20 1, 2004, is resolved through final judgment or settlement, the secretary shall pay  
21 from the ~~fund~~ account the portion of such final judgment or settlement which  
22 represents previously disputed ~~fund~~ account payments within one hundred eighty  
23 days of the judgment or settlement. This Subsection shall not be construed to limit  
24 or condition the right of the judgment creditor or obligee under the settlement  
25 agreement to obtain payment in satisfaction of the judgment or settlement from any  
26 source authorized by law.

27 J. The secretary or his designee shall submit an annual report to the president  
28 of the Senate, the speaker of the House of Representatives, the Senate Committee on  
29 Environmental Quality, and to the House Committee on Natural Resources and  
30 Environment and appear before a joint meeting of the House Committee on Natural  
31 Resources and Environment and the Senate Committee on Environmental Quality

1 during each regular session to present the report detailing the progress of the waste  
2 tire program for the preceding year, the current balance of the ~~Waste-Tire~~  
3 ~~Management Fund~~ account, and the forecast for the ~~fund~~ account in the following  
4 year.

5 \* \* \*

6 M.

7 \* \* \*

8 (3) A waste tire processor shall not request or receive payments from the  
9 ~~Waste-Tire Management Fund~~ account for any waste tires unless the waste tires are  
10 generated and processed in Louisiana, the generator and transporter have signed a  
11 statement swearing under penalty of law that the tires were not generated outside the  
12 state of Louisiana and are Louisiana-eligible tires, and the processor has signed a  
13 statement swearing under penalty of law that he has no knowledge contrary to the  
14 representations of the generator and transporter. The department shall provide a  
15 standard form to be used by generators, transporters, and processors to comply with  
16 this Paragraph.

17 (4) In addition to any other penalties provided for in this Subsection, any  
18 person convicted of violating Paragraph (1) of this Subsection may be barred from  
19 participating in the program, including requesting and receiving payments or  
20 reimbursements from the ~~Waste-Tire Management Fund~~ account, and any license or  
21 registration issued by the department that is required to participate in the program  
22 may be ordered to be surrendered. Participants shall include collectors, generators,  
23 processors, and transporters. Any such person convicted may be forever barred from  
24 employment with or from contracting with any license holder under this Section.  
25 Any sentence imposed which includes the suspension or barring under this Paragraph  
26 shall be suspended until after rendition of a final conviction from which no appeal  
27 may be taken.

28 \* \* \*

29 O.

30 \* \* \*



1 (3) Proceeds from the collection of the fees and any fines, penalties, interest,  
 2 and costs collected in connection with the fees shall be deposited into the ~~Waste Tire~~  
 3 ~~Management Fund~~ account to be used to administer the waste tire program  
 4 authorized by this Section.

5 \* \* \*

6 (5) In addition to the authority and collection procedure provided for in this  
 7 Subsection, the secretary has the authority to impose upon any person failing to  
 8 timely remit fees imposed by this Section, a delinquent fee of ten percent of the  
 9 unpaid fee or twenty-five dollars, whichever is greater. A delinquent fee of twenty-  
 10 five dollars may also be imposed upon any person failing to timely submit a monthly  
 11 waste tire fee report required by any rule or regulation promulgated pursuant to this  
 12 Section. Proceeds from the collection of the fees authorized by this Paragraph shall  
 13 be used for special waste tire projects as determined by the secretary. Any such  
 14 proceeds remaining at the end of the fiscal year that have not been used for special  
 15 projects shall be deposited in the ~~Waste Tire Management Fund~~ account.

16 Section 7. R.S. 32:412.3, 429.2(A), (B), and (C)(introductory paragraph), 868,  
 17 1526(B), and 1731 are hereby amended and reenacted to read as follows:

18 §412.3. Office of Motor Vehicles Driver's License Escrow Dedicated Fund  
 19 Account; Office of Motor Vehicles Handling Fee Escrow Dedicated Fund  
 20 Account

21 A. There ~~is~~ are hereby created, as special statutorily dedicated fund accounts  
 22 ~~funds~~ in the state treasury, the Office of Motor Vehicles Driver's License Escrow  
 23 Dedicated Fund Account, hereafter referred to as the "License Fund Account" and  
 24 the Office of Motor Vehicles Handling Fee Escrow Dedicated Fund Account,  
 25 hereafter referred to as the "Handling Fee Account".

26 B.(1) After compliance with the requirements of Article VII, Section 9(B)  
 27 of the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
 28 and after a sufficient amount is allocated from that fund to pay all of the obligations  
 29 secured by the full faith and credit of the state which become due and payable within  
 30 any fiscal year, the treasurer shall pay an amount equal to one third of the monies  
 31 received by the state treasury pursuant to the provisions of R.S. 32:412 into the

1 ~~Office of Motor Vehicles Driver's License Escrow Fund~~ License Fund Account. The  
2 monies in this ~~fund~~ account shall be used solely as provided in Subsection D of this  
3 Section. All unexpended and unencumbered monies in this ~~fund~~ account at the end  
4 of the fiscal year shall remain in the ~~fund~~ account to cover under collections in any  
5 subsequent fiscal year. The monies in the ~~fund~~ account shall be invested by the state  
6 treasurer in the same manner as monies in the state general fund and shall be  
7 deposited into the state general fund. Monies deposited into the License Fund  
8 Account shall be categorized as fees and self-generated revenue for the sole purpose  
9 of reporting related to the executive budget, supporting documents, and general  
10 appropriation bills and shall be available for annual appropriation by the legislature.

11 (2) The calculation required under the provisions of Subsection D of this  
12 Section shall be made prior to the distribution to the board of trustees of the police  
13 pension funds of the city of New Orleans, the Louisiana State Police Retirement  
14 System Fund, and the Conservation Fund under the provisions of R.S. 56:10(B)(15).

15 C. After compliance with the requirements of Article VII, Section 9(B) of  
16 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
17 and after a sufficient amount is allocated from that fund to pay all of the obligations  
18 secured by the full faith and credit of the state which become due and payable within  
19 any fiscal year, the treasurer shall pay an amount equal to one third of the monies  
20 received by the state treasury pursuant to the provisions of R.S. 32:412.1 into the  
21 ~~Office of Motor Vehicles Handling Fee Escrow Fund~~ Handling Fee Account. The  
22 monies in this ~~fund~~ account shall be used solely as provided in Subsection E of this  
23 Section. All unexpended and unencumbered monies in this ~~fund~~ account at the end  
24 of the fiscal year shall remain in the ~~fund~~ account to cover under collections in any  
25 subsequent fiscal year. The monies in the ~~fund~~ account shall be invested by the state  
26 treasurer in the same manner as monies in the state general fund and shall be  
27 deposited into the state general fund. Monies deposited into the Handling Fee  
28 Account shall be categorized as fees and self-generated revenue for the sole purpose  
29 of reporting related to the executive budget, supporting documents, and general  
30 appropriation bills and shall be available for annual appropriation by the legislature.



1 fund and shall be deposited into the state general fund. Monies deposited into the  
 2 account shall be categorized as fees and self-generated revenue for the sole purpose  
 3 of reporting related to the executive budget, supporting documents, and general  
 4 appropriation bills and shall be available for annual appropriation by the legislature.

5 C. Subject to an annual appropriation by the legislature, the monies in the  
 6 ~~Office of Motor Vehicles Customer Service and Technology Fund~~ account shall be  
 7 used solely for the following:

8 \* \* \*

9 §868. Funding of real-time system to verify motor vehicle insurance; Insurance  
 10 Verification System Dedicated Fund Account; creation

11 A. Of the reinstatement fees assessed in R.S. 32:863(A)(3)(a), an amount of  
 12 seventy-five dollars from each reinstatement fee levied for lack of required security  
 13 up to thirty days, one hundred fifty dollars from each reinstatement fee levied for  
 14 lack of required security between thirty-one days and ninety days, and three hundred  
 15 dollars from each reinstatement fee levied for lack of security for in excess of ninety  
 16 days, and of the reinstatement fees assessed in R.S. 32:863.1(C)(1)(c) and (I)(3) an  
 17 amount of fifty dollars from each first offense and one hundred dollars from each  
 18 second offense, shall be, after first having been credited to the Bond Security and  
 19 Redemption Fund as required by Article VII, Section 9(B) of the Louisiana  
 20 Constitution, deposited into the Insurance Verification System Dedicated Fund  
 21 Account.

22 B. There is hereby created in the state treasury a special statutorily dedicated  
 23 fund account designated as the Insurance Verification System Dedicated Fund  
 24 Account, hereinafter referred to as the "~~fund~~" "account". Monies in the ~~fund~~ account  
 25 shall be invested in the same manner as monies in the state general fund. Interest  
 26 earned on investment of monies in the ~~fund~~ account shall be deposited in and  
 27 credited to the ~~fund~~ account. The monies in this ~~fund~~ account shall be used solely as  
 28 provided for in this Section and only in the amounts appropriated by the legislature.  
 29 Unexpended and unencumbered monies in the ~~fund~~ account shall remain in the ~~fund~~  
 30 account. Monies deposited into the account shall be categorized as fees and self-  
 31 generated revenue for the sole purpose of reporting related to the executive budget,

1 supporting documents, and general appropriation bills and shall be available for  
2 annual appropriation by the legislature. Monies in the fund account shall be used in  
3 amounts appropriated by the legislature as follows:

4 (1) ~~For Fiscal Year 2014-2015, monies in the fund shall be used as follows:~~

5 (a) ~~First, to fully fund the creation and maintenance of the real-time system~~  
6 ~~to verify motor vehicle insurance authorized by R.S. 32:863.2(F).~~

7 (b) ~~The next forty-two million dollars shall be dedicated to the Department~~  
8 ~~of Public Safety and Corrections, office of state police.~~

9 (c) ~~The remainder of deposits shall be used for public safety and law~~  
10 ~~enforcement purposes.~~

11 (2) For Fiscal Year 2015-2016 and each fiscal year thereafter, monies in the  
12 fund account shall be used as follows:

13 (a) First, to fully fund the annual maintenance of the real-time system to  
14 verify motor vehicle insurance authorized by R.S. 32:863.2(F).

15 (b) Next, the amount needed to fund the increase in the costs of salaries and  
16 related benefits associated with the pay plan adopted by the State Police  
17 Commission, not to exceed forty-two million dollars per year, shall be dedicated to  
18 the Department of Public Safety and Corrections, office of state police.

19 (c) In the event House Bill No. 562 of the 2014 Regular Session of the  
20 Legislature is enacted into law, the next seven million dollars per year shall be used  
21 to fund the housing of parolees who are detained in sheriffs' jails pending their  
22 revocation hearing as provided in R.S. 15:824(B)(1)(e)(ii).

23 (d) The next one million dollars per year shall be used to provide additional  
24 funding to district attorneys and assistant district attorneys, specifically to fund  
25 additional assistant district attorneys beginning in 2015.

26 (e) The remainder of monies in the fund account shall be used for public  
27 safety and law enforcement purposes.

28 (3) ~~(2)~~ Funds from the Insurance Verification System Fund account shall not  
29 be used to pay any costs associated with the implementation of a system for the  
30 issuance of REAL ID compliant drivers' licenses and special identification cards.

31 \* \* \*



1           §1731. The Louisiana Towing and Storage Dedicated Fund Account

2                     All fees and fines collected ~~under~~ pursuant to the provisions of this Chapter  
 3 shall be paid into the state treasury on or before the twenty-fifth day of the month  
 4 following their collection and, in accordance with Article VII, Section 9 of the  
 5 Constitution of Louisiana, shall be credited to the Bond Security and Redemption  
 6 Fund. Out of the funds remaining in the Bond Security and Redemption Fund, after  
 7 a sufficient amount is allocated therefrom to pay all obligations secured by the full  
 8 faith and credit of the state which become due and payable within each fiscal year,  
 9 the treasurer shall pay an amount equal to the total amount of funds paid into the  
 10 treasury into a special statutorily dedicated fund account, which is hereby created in  
 11 the state treasury and designated as the "Louisiana Towing and Storage Dedicated  
 12 Fund Account", hereafter referred to as the "account". All funds collected or  
 13 received pursuant to this Chapter and deposited in the ~~Louisiana Towing and Storage~~  
 14 ~~Fund~~ account shall be administered by the deputy secretary of public safety services.  
 15 The ~~fund~~ account shall be used solely to fund personnel positions and the activities  
 16 and enforcement of this Chapter by the office of state police and only in the amount  
 17 appropriated by the legislature with all remaining funds to be deposited in the state  
 18 general fund. Monies deposited into the account shall be categorized as fees and  
 19 self-generated revenue for the sole purpose of reporting related to the executive  
 20 budget, supporting documents, and general appropriation bills and shall be available  
 21 for annual appropriation by the legislature.

22           Section 8. Subpart J of Part II-A of Chapter 1 of Subtitle I of Title 39 of the  
 23 Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.26, is hereby enacted to read  
 24 as follows:

25                             SUBPART J. LOUISIANA SUPERDOME FUND

26           §100.26. Louisiana Superdome Fund; purpose

27                     A. There is hereby created in the state treasury, as a special fund, the  
 28 "Louisiana Superdome Fund", hereinafter referred to in this Section as the "fund".

29                     B. Notwithstanding any provision of law to the contrary, the proceeds  
 30 received by the state and the Louisiana Stadium and Exposition District from the  
 31 final disposition of the following pending matters: Jazz Casino Company, LLC v.





1 Q. Any unobligated balance in the fund on ~~December 1, 2020~~ June 30, 2021,  
2 shall be transferred to the State Coronavirus Relief Fund.

3 \* \* \*

4 §100.48. Critical Infrastructure Workers Hazard Pay Rebate Fund

5 \* \* \*

6 C. Monies in the rebate fund shall be appropriated to the state treasurer to be  
7 used to provide a one-time hazard pay rebate to essential critical infrastructure  
8 workers as provided in Act No. 12 of the 2020 First Extraordinary Session of the  
9 Legislature. Any unobligated balance in the rebate fund on June 30, 2021, shall be  
10 transferred to the State Coronavirus Relief Fund.

11 Section 10. R.S. 40:5.10, 39.1(B)(2), (3)(introductory paragraph), and (4),  
12 1379.3.1(C) and (D), 1379.7(B), 1428(C), 1472.20(A), 1664.9(N), 1730.68, and 1849(D)(2),  
13 (3), (4)(introductory paragraph), and (5) are hereby amended and reenacted to read as  
14 follows:

15 §5.10. Oyster Sanitation Dedicated Fund Account

16 A. There is hereby established a special statutorily dedicated fund account  
17 in the state treasury to be known as the Oyster Sanitation Dedicated Fund Account,  
18 hereinafter referred to as the "~~fund~~" "account". The ~~fund~~ account shall consist of  
19 monies received by virtue of the surcharge assessed pursuant to R.S. 30:2075.1, such  
20 monies as may be appropriated to it by the legislature, and monies received by the  
21 fund from grants and donations. Monies deposited into the account shall be  
22 categorized as fees and self-generated revenue for the sole purpose of reporting  
23 related to the executive budget, supporting documents, and general appropriation  
24 bills and shall be available for annual appropriation by the legislature.

25 B. Monies in the ~~fund~~ account shall be invested by the state treasurer in  
26 accordance with the law, and shall comply with the provisions of Article VII, Section  
27 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption  
28 Fund. Subject to Article VII, Section 9, the investment earnings on account monies  
29 shall be credited to the ~~fund~~ account. The treasurer shall advise the governor and the  
30 legislature of the status of the ~~fund~~ account thirty days prior to each regular session  
31 of the legislature and at any other time upon their request.



1 (3) The monies held in the Vital Records Conversion Dedicated Fund  
2 Account shall only be appropriated with the mutual consent of the secretary of state  
3 and the secretary of the Louisiana Department of Health for the following purposes:

4 \* \* \*

5 (4) All unexpended and unencumbered monies in the ~~fund~~ Vital Records  
6 Conversion Dedicated Fund Account at the end of the fiscal year shall remain in the  
7 ~~fund~~ account. The monies in the ~~fund~~ account shall be invested by the treasurer in  
8 the same manner as monies in the state general fund. All interest earned on account  
9 monies invested by the treasurer shall be deposited in the ~~fund~~ account.

10 \* \* \*

11 §1379.3.1. Concealed Handgun Permit Dedicated Fund Account; assessment and  
12 disposition of fees

13 \* \* \*

14 C. After compliance with the requirements of Article VII, Section 9(B) of  
15 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
16 and prior to monies being placed in the state general fund, an amount equal to that  
17 deposited as required by Subsection B of this Section shall be credited to a special  
18 statutorily dedicated fund account hereby created in the state treasury to be known  
19 as the "Concealed Handgun Permit Dedicated Fund Account", hereafter referred to  
20 in this Section as the "account". The monies in ~~this fund~~ the account shall be used  
21 solely as provided for in Subsection D of this Section and only in the amounts  
22 appropriated by the legislature. All unexpended and unencumbered monies in ~~this~~  
23 ~~fund~~ the account at the end of the fiscal year shall remain in ~~such fund~~ the account.  
24 The monies in ~~this fund~~ the account shall be invested by the state treasurer in the  
25 same manner as monies in the state general fund and interest earned on the  
26 investment of these monies shall be credited to ~~this fund~~ the account ~~after, again,~~  
27 ~~following~~ compliance with the requirement of Article VII, Section 9(B) of the  
28 Constitution of Louisiana relative to the Bond Security and Redemption Fund.  
29 Monies deposited into the account shall be categorized as fees and self-generated  
30 revenue for the sole purpose of reporting related to the executive budget, supporting

1 documents, and general appropriation bills and shall be available for annual  
2 appropriation by the legislature.

3 D. The monies in the ~~Concealed Handgun Permit Fund~~ account shall be used  
4 solely for administration of the concealed handgun permit process and for special  
5 law enforcement initiatives.

6 \* \* \*

7 §1379.7. Public Safety DWI Testing, Maintenance, and Training Dedicated Fund  
8 Account; uses

9 \* \* \*

10 B. After compliance with the requirements of Article VII, Section 9(B) of  
11 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
12 and prior to monies being placed in the state general fund, the treasurer shall credit  
13 an amount equal to the total amount of such costs received to a special statutorily  
14 dedicated fund account which is hereby created in the state treasury and designated  
15 as the Public Safety DWI Testing, Maintenance, and Training Dedicated Fund  
16 Account. The monies in ~~the described fund~~ the account shall be used solely to fund  
17 activities of the office of state police in executing its responsibilities in the purchase  
18 and maintenance of equipment and supplies for use in breath, blood, or urine analysis  
19 as related to violations of R.S. 14:98 or 98.1; training in the maintenance and usage  
20 of testing equipment; other such related expenses as may be necessary in the efficient  
21 and effective administration of those duties; and for special law enforcement  
22 initiatives. The monies in the ~~fund~~ account shall be used only in the amounts  
23 appropriated by the legislature. All unexpended and unencumbered monies in the  
24 ~~fund~~ account at the end of the fiscal year shall remain in the ~~fund~~ account. The  
25 monies in the ~~fund~~ account shall be invested by the treasurer in the same manner as  
26 monies in the state general fund. All interest earned on monies in the ~~fund~~ account  
27 invested by the treasurer shall be credited to the ~~Public Safety DWI Testing,~~  
28 ~~Maintenance, and Training Fund~~ account. Monies deposited into the account shall  
29 be categorized as fees and self-generated revenue for the sole purpose of reporting

1 related to the executive budget, supporting documents, and general appropriation  
2 bills and shall be available for annual appropriation by the legislature.

3 \* \* \*

4 §1428. Special assessment; creation of dedicated fund account

5 \* \* \*

6 C. After compliance with the requirements of Article VII, Section 9(B) of  
7 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
8 an amount equal to that deposited as required by Subsection B of this Section shall  
9 be credited to a special statutorily dedicated fund account hereby created in the state  
10 treasury to be known as the Insurance Fraud Investigation Dedicated Fund Account,  
11 hereafter referred to in this Subsection as the "account". The monies shall be  
12 irrevocably dedicated and deposited in the ~~Insurance Fraud Investigation Fund~~  
13 account and shall be used solely as provided in Subsection A of this Section and only  
14 in the amounts appropriated by the legislature. Monies in the ~~fund~~ account shall be  
15 appropriated, administered, and used solely and exclusively for purposes of the fraud  
16 unit, fraud support unit, insurance fraud section, LATIFPA, and as further provided  
17 in this Section. All unexpended and unencumbered monies in ~~this fund~~ the account  
18 at the end of the fiscal year shall be refunded to each insurer licensed by the  
19 Department of Insurance to conduct business in this state assessed a fee pursuant to  
20 this Section on a pro-rata basis based on each insurer's proportionate share of the  
21 total fees collected pursuant to this Section. Monies deposited into the account shall  
22 be categorized as fees and self-generated revenue for the sole purpose of reporting  
23 related to the executive budget, supporting documents, and general appropriation  
24 bills and shall be available for annual appropriation by the legislature.

25 \* \* \*

26 §1472.20. Explosives Trust Dedicated Fund Account

27 A. The Explosives Trust Dedicated Fund Account is hereby established as  
28 a special statutorily dedicated fund account in the state treasury to support the efforts  
29 of the Department of Public Safety and Corrections, office of state police, explosives  
30 control unit. After ~~depositing~~ deposit into the Bond Security and Redemption Fund,  
31 all funds collected pursuant to R.S. 40:1472.3(H) and 1472.9(D) shall be deposited

1 in and credited to the Explosives Trust Dedicated Fund Account. Monies deposited  
 2 into the account shall be categorized as fees and self-generated revenue for the sole  
 3 purpose of reporting related to the executive budget, supporting documents, and  
 4 general appropriation bills and shall be available for annual appropriation by the  
 5 legislature.

6 \* \* \*

7 §1664.9. Fees; license endorsements for firms and persons; certifications; Louisiana  
 8 Life Safety and Property Protection Trust Dedicated Fund Account

9 \* \* \*

10 N.(1) Subject to the exceptions contained in Article VII, Section 9 of the  
 11 Constitution of Louisiana, all monies received by the state fire marshal pursuant to  
 12 this Subpart, including but not limited to fees and fines, shall be deposited  
 13 immediately upon receipt in the state treasury and shall be credited to the Bond  
 14 Security and Redemption Fund. Out of the funds remaining in the Bond Security  
 15 and Redemption Fund after a sufficient amount is allocated from that fund to pay all  
 16 obligations secured by the full faith and credit of the state which become due and  
 17 payable within any fiscal year, the treasurer, prior to placing such remaining funds  
 18 in the state general fund, shall pay an amount equal to the total amount of funds paid  
 19 into the state treasury by the state fire marshal pursuant to this Subpart into a special  
 20 statutorily dedicated fund account which is hereby created in the state treasury and  
 21 designated as the Louisiana Life Safety and Property Protection Trust Dedicated  
 22 Fund Account.

23 (2) The monies in the Louisiana Life Safety and Property Protection Trust  
 24 Dedicated Fund Account shall be used solely for implementation, administration, and  
 25 enforcement of this Subpart, and thereafter, for fire education or emergency response  
 26 by the state fire marshal and only in the amounts appropriated each year to the state  
 27 fire marshal or the board by the legislature. Any surplus monies and interest  
 28 remaining to the credit of ~~the fund~~ the account on June thirtieth of each year after all  
 29 such appropriations of the preceding fiscal year have been made shall remain to the  
 30 credit of the ~~fund~~ account, and no part thereof shall revert to the state general fund.  
 31 Monies deposited into the account shall be categorized as fees and self-generated

1 revenue for the sole purpose of reporting related to the executive budget, supporting  
2 documents, and general appropriation bills and shall be available for annual  
3 appropriation by the legislature.

4 \* \* \*

5 §1730.68. Industrialized Building Program Dedicated Fund Account; distribution

6 A. All proceeds derived from the fees and all amounts received by the  
7 secretary from interest, fines, or penalties or any other source pursuant to the  
8 provisions of this Part shall be deposited with the state treasurer. After compliance  
9 with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana,  
10 the state treasurer shall, each fiscal year and subject to an annual appropriation by  
11 the legislature, credit to the "Industrialized Building Program Dedicated Fund  
12 Account", hereafter referred to in this Section as the "account", which is hereby  
13 created in the treasury as a special designated fund account, an amount equal to the  
14 amount of money paid into the treasury by the secretary pursuant to the provisions  
15 of this Section. All unexpended and unencumbered monies in the ~~fund~~ account at  
16 the end of each fiscal year shall remain in the ~~fund~~ account. The monies in the ~~fund~~  
17 account shall be invested by the state treasurer in the same manner as monies in the  
18 state general fund. All interest earned on monies in the ~~fund~~ account invested by the  
19 state treasurer shall be deposited in the ~~fund~~ account. Monies deposited into the  
20 account shall be categorized as fees and self-generated revenue for the sole purpose  
21 of reporting related to the executive budget, supporting documents, and general  
22 appropriation bills and shall be available for annual appropriation by the legislature.

23 B. Monies from the ~~fund~~ account shall be appropriated and paid to the  
24 secretary at the beginning of each fiscal year to be distributed to the office of state  
25 fire marshal, code enforcement and building safety, and shall be used for the  
26 implementation of this Part.

27 \* \* \*

28 §1849. Permit fees; minimum; maximum; transport registration fees; personnel  
29 qualification fees; ~~rainy day fund~~ Liquified Petroleum Gas Commission  
30 Rainy Day Dedicated Fund Account

31 \* \* \*

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D.

\* \* \*

(2) After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to the monies being placed in the state general fund, an amount equal to the funds received shall be credited to the special statutorily dedicated fund account hereby created in the state treasury to be known as the "Liquefied Petroleum Gas Commission Rainy Day Dedicated Fund Account", hereafter referred to in this Section as the "account". The monies in ~~this fund~~ the account shall be used solely as provided in this Subsection, and only in the amounts appropriated by the legislature. The monies in the ~~fund~~ account shall be invested by the state treasurer in the same manner as the monies in the state general fund. Subject to the provisions of, and after compliance with, Article VII, Section 9(B) of the Constitution of Louisiana, all interest earned on the monies in ~~this fund~~ the account shall be credited to ~~this fund~~ the account. Monies deposited into the account shall be categorized as fees and self-generated revenue for the sole purpose of reporting related to the executive budget, supporting documents, and general appropriation bills and shall be available for annual appropriation by the legislature.

(3) At the end of each fiscal year, the unexpended and unencumbered monies which remain in ~~this fund~~ the account, up to a maximum of two hundred fifty thousand dollars, shall remain in ~~this fund~~ the account and shall be used by the commission for the purposes set forth in this Subsection.

(4) The monies in ~~this fund~~ the account shall be used for the following purposes:

\* \* \*

(5) At the end of each fiscal year, the unexpended and unencumbered monies which remain in the ~~fund~~ account in excess of the two hundred fifty thousand dollar maximum provided in Paragraph (3) of this Subsection, not to exceed three hundred thousand dollars, shall be deposited in the separate interest-bearing account



1 established under the authority of R.S. 40:1851(D) and shall be used solely for  
2 market development purposes as required by R.S. 40:1851.1(B).

3 \* \* \*

4 Section 11. R.S. 45:169.1, 844.14(A)(4), and 1177(B) and (C) are hereby amended  
5 and reenacted to read as follows:

6 §169.1. Motor Carrier Regulation Dedicated Fund Account

7 A.(1) All monies recovered by the transportation division of the Public  
8 Service Commission, by the collection of intrastate application, registration, and  
9 permit fees, and fines collected from penalties, shall be deposited into the state  
10 treasury and shall be credited to the Bond Security and Redemption Fund. After  
11 satisfaction of the requirements of the Bond Security and Redemption Fund, the  
12 treasurer shall deposit into the special statutorily dedicated fund account, hereby  
13 created in the state treasury and designated as the "Motor Carrier Regulation  
14 Dedicated Fund Account", an amount equal to one hundred percent of the total sums  
15 recovered as provided in R.S. 45:168 and 169. Monies deposited into this account  
16 shall be categorized as fees and self-generated revenue for the sole purpose of  
17 reporting related to the executive budget, supporting documents, and general  
18 appropriation bills and shall be available for annual appropriation by the legislature.

19 (2) The Motor Carrier Regulation Dedicated Fund Account, hereinafter  
20 referred to in this Section as the "carrier ~~fund~~ account", shall additionally consist of  
21 all funds received by donation, grant, gift, or otherwise from any source and sums  
22 appropriated specifically to it by the legislature for increased regulatory enforcement  
23 of motor carriers.

24 B. The director of the transportation division of the Public Service  
25 Commission shall administer the carrier ~~fund~~ account and shall make disbursements  
26 from the ~~fund~~ carrier account for all necessary and appropriate expenditures.

27 C.(1) The monies in the carrier ~~fund~~ account shall be used to defray the cost  
28 of regulation of the intrastate motor carrier industry, specifically by the  
29 transportation division of the Public Service Commission.

1 (2) Monies in the carrier ~~fund~~ account shall be available to increase  
2 manpower and physical support for regulation of the intrastate motor carrier  
3 industry.

4 (3) Monies in the carrier ~~fund~~ account shall be invested by the state treasurer  
5 in the same manner as are monies in the state general fund. All interest earned on  
6 carrier account money invested by the state treasurer ~~since the creation of the fund~~  
7 ~~will~~ shall be deposited into the state general fund.

8 D. In any cases where monies from the carrier ~~fund~~ account are expended  
9 in the prosecution of any violation of this Chapter, the attorney general shall institute  
10 a civil action to recover from the responsible person all such monies expended from  
11 the carrier ~~fund~~ account. Any monies so recovered shall be paid into the carrier ~~fund~~  
12 account as provided by this Section.

13 \* \* \*

14 §844.14. Listing procedures; prohibited acts; Telephonic Solicitation Relief  
15 Dedicated Fund Account

16 A.

17 \* \* \*

18 (4)(a) All fees and penalties imposed pursuant to this Section shall be made  
19 payable to the Louisiana Public Service Commission for the administration of this  
20 Chapter and shall be dedicated to such purpose. The fees and penalties collected  
21 shall be remitted by the commission to the state treasury and credited to the Bond  
22 Security and Redemption Fund. After a sufficient amount is allocated from that fund  
23 to pay all obligations secured by the full faith and credit of the state which become  
24 due and payable within the fiscal year, the treasurer, prior to placing such remaining  
25 funds in the state general fund, shall pay an amount equal to the total amount of  
26 funds paid into the state treasury by the commission into a special statutorily  
27 dedicated fund account which is hereby created in the state treasury and designated  
28 as the "Telephonic Solicitation Relief Dedicated Fund Account". Monies deposited  
29 into the account shall be categorized as fees and self-generated revenue for the sole  
30 purpose of reporting related to the executive budget, supporting documents, and

1 general appropriation bills and shall be available for annual appropriation by the  
2 legislature.

3 (b) The monies in the Telephonic Solicitation Relief Dedicated Fund  
4 Account shall be used solely for the implementation, administration, and  
5 enforcement of this Chapter. Any surplus monies and interest remaining to the credit  
6 of the ~~fund~~ account on June thirtieth of each year shall remain to the credit of the  
7 ~~fund~~ account and no part thereof shall revert to the state general fund.

8 \* \* \*

9 §1177. Inspection and supervision fees; Utility and Carrier Inspection and  
10 Supervision Dedicated Fund Account

11 \* \* \*

12 B. Funds received by the Department of Revenue in the form of inspection  
13 and supervision fees authorized in Subsection A shall be deposited immediately upon  
14 receipt into the state treasury. After compliance with the requirements of Article  
15 VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and  
16 Redemption Fund, and prior to monies being placed in the state general fund, an  
17 amount equal to that deposited as required by this Subsection shall be credited to a  
18 special statutorily dedicated fund account hereby created in the state treasury to be  
19 known as the "Utility and Carrier Inspection and Supervision Dedicated Fund  
20 Account", hereafter referred to in this Section as the "account". The monies in ~~this~~  
21 ~~fund~~ the account shall be used solely for the expenses of the operations of the  
22 commission, and only in the amounts appropriated by the legislature. Monies  
23 deposited into the account shall be categorized as fees and self-generated revenue for  
24 the sole purpose of reporting related to the executive budget, supporting documents,  
25 and general appropriation bills and shall be available for annual appropriation by the  
26 legislature.

27 C. If the amounts contained in the ~~fund~~ account provided for in this Section  
28 are in excess of that necessary to fund the operations of the commission, then that  
29 excess shall be retained in ~~such funds~~ the account subject to the requirements of  
30 Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond  
31 Security and Redemption Fund and shall be subject to ~~appropriations~~ appropriation

1 by the legislature in subsequent years. In the event the ~~Utility and Carrier Inspection~~  
2 ~~and Supervision Fund~~ account ceases to exist for the purpose of its creation, the  
3 assessments therefor likewise shall cease to exist.

4 Section 12. R.S. 46:2403(A), (C), and (D)(1) are hereby amended and reenacted to  
5 read as follows:

6 §2403. Creation of the Children's Trust Dedicated Fund Account

7 A. There is hereby established a special statutorily dedicated fund account  
8 in the state treasury to be known as the "Children's Trust Dedicated Fund Account",  
9 hereafter referred to in this Section as the "account", consisting of monies provided  
10 by the legislature and monies received from any other sources, including funds  
11 derived from donations of income tax refunds as provided in R.S. 47:120.35 and  
12 funds derived from fees as provided in Subsection B of this Section. The legislature  
13 shall make yearly appropriations to the fund for the purposes set forth in this Chapter  
14 to the extent that state funds are available. Monies deposited into the account shall  
15 be categorized as fees and self-generated revenue for the sole purpose of reporting  
16 related to the executive budget, supporting documents, and general appropriation  
17 bills and shall be available for annual appropriation by the legislature.

18 \* \* \*

19 C. Subject to the exceptions contained in Article VII, Section 9(A) of the  
20 Constitution of Louisiana, all such additional fees collected as provided in  
21 Subsection B of this Section shall be paid into the state treasury and shall be credited  
22 to the Bond Security and Redemption Fund. Out of the funds remaining in the Bond  
23 Security and Redemption Fund after a sufficient amount is allocated from that fund  
24 to pay all obligations secured by the full faith and credit of the state which become  
25 due and payable within any fiscal year, the treasurer shall, prior to placing such  
26 remaining funds in the state general fund, pay into the ~~Children's Trust Fund~~ account  
27 an amount equal to the total amount of the additional birth certificate fees paid into  
28 the treasury pursuant to Subsection B of this Section.

29 D.(1) The monies in the ~~fund~~ account shall be used solely for programs  
30 designed to prevent the physical and sexual abuse and gross neglect of children.  
31 Disbursement of the amount appropriated each year shall be made as determined by

1 the Children's Cabinet with consideration of recommendations made by the  
2 Children's Trust Fund Board. All unexpended and unencumbered monies in ~~this~~  
3 ~~fund~~ the account at the end of the fiscal year shall remain to the credit of the ~~fund~~  
4 account.

5 \* \* \*

6 Section 13. R.S. 47:463.149(F) and (G), 1835(B) and (D)(4), and 6007(C)(4)(h)(ii),  
7 (iii)(introductory paragraph), and (iv) are hereby amended and reenacted to read as follows:

8 §463.149. Special prestige license plate; "World Champion New Orleans Saints";  
9 distribution of royalty fees

10 \* \* \*

11 F. The annual royalty fee shall be collected by the department and deposited  
12 into the Louisiana Stadium and Exposition District License Plate Dedicated Fund  
13 Account. The money received from the royalty fees shall be used solely to pay debt  
14 service on state debt issued to fund improvements to the Louisiana Superdome.

15 G. There is hereby created, as a special statutorily dedicated fund account  
16 within the state treasury, the Louisiana Stadium and Exposition District License Plate  
17 Dedicated Fund Account, hereafter ~~sometimes~~ referred to in this Subsection as the  
18 ~~"Fund"~~ "account". Notwithstanding any other provision of law, after compliance  
19 with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana  
20 relative to the Bond Security and Redemption Fund, and after a sufficient amount is  
21 allocated to pay all of the obligations secured by the full faith and credit of the state  
22 which become due and payable within any fiscal year, the treasurer shall pay an  
23 amount equal to the annual royalty fee collected by the department into the ~~Fund~~  
24 account. All of the monies in the ~~Fund~~ account shall be appropriated each year by  
25 the legislature to the Louisiana Stadium and Exposition District for application first  
26 to pay principal and interest on any debt issued by the Louisiana Stadium and  
27 Exposition District and second to pay any operating expenses of the Louisiana  
28 Stadium and Exposition District. Monies deposited into the account shall be  
29 categorized as fees and self-generated revenue for the sole purpose of reporting

1 related to the executive budget, supporting documents, and general appropriation  
2 bills and shall be available for annual appropriation by the legislature.

3 \* \* \*

4 §1835. Employment of secretary, clerical help and experts; creation of commission  
5 expense dedicated fund account; authorization for deposits and collection of  
6 assessments

7 \* \* \*

8 B. There is hereby established in the state treasury the "Tax Commission  
9 Expense Dedicated Fund Account", hereinafter referred to in this Section as the  
10 "expense ~~fund~~ account". After credit to the Bond Security and Redemption Fund as  
11 provided in Article VII, Section 9(B) of the Constitution of Louisiana, all  
12 assessments and fees, including penalties and interest thereon, received by the tax  
13 commission shall be deposited in and credited to the expense ~~fund~~ account. Monies  
14 on deposit in the expense ~~fund~~ account may be expended only pursuant to  
15 appropriation. Appropriations from the expense ~~fund~~ account shall only be made for  
16 expenses and costs of the tax commission, including but not limited to expenses and  
17 costs of operations, audits, and examinations and the defense, determination, or  
18 development of assessments and assessment procedures, including costs associated  
19 with outside experts. Any such assessment or fee, and any penalty and interest  
20 thereon, shall constitute an addition to the taxes due for all purposes of this Title.  
21 Monies on deposit in the expense ~~fund~~ account shall be invested in the same manner  
22 as the state general fund. Interest on investment of monies in the expense ~~fund~~  
23 account shall be credited to the state general fund. All unexpended and  
24 unencumbered monies in the ~~fund~~ expense account at the close of the fiscal year  
25 shall remain in the ~~fund~~ expense account. Monies deposited into the expense  
26 account shall be categorized as fees and self-generated revenue for the sole purpose  
27 of reporting related to the executive budget, supporting documents, and general  
28 appropriation bills and shall be available for annual appropriation by the legislature.

29 \* \* \*

30 D.

31 \* \* \*

1                   (4) The tax commission shall be reimbursed for its direct costs associated  
 2                   with the audits or examinations conducted pursuant to this Section, up to ten percent  
 3                   of the additional tax, penalty, and interest collected, and said funds shall be paid over  
 4                   to the tax commission for deposit in its expense ~~fund~~ account for its use in carrying  
 5                   on its operations as provided for herein.

6   \*           \*           \*

7                   §6007. Motion picture production tax credit

8   \*           \*           \*

9   C. Production tax credit; specific productions and projects.

10    \*           \*           \*

11                   (4) Transferability of the credit. Except as provided for in Subparagraph (g)  
 12                   of this Paragraph, motion picture tax credits not previously claimed by any taxpayer  
 13                   against its income tax may be transferred or sold to another Louisiana taxpayer or  
 14                   to the Department of Revenue, subject to the following conditions:

15    \*           \*           \*

16    (h)

17    \*           \*           \*

18                   (ii) There is hereby established in the state treasury a special statutorily  
 19                   dedicated treasury fund account, the Louisiana Entertainment Development  
 20                   Dedicated Fund Account, hereinafter referred to in this Section as the "fund"  
 21                   "account". Monies deposited into the account shall be categorized as fees and self-  
 22                   generated revenue for the sole purpose of reporting related to the executive budget,  
 23                   supporting documents, and general appropriation bills and shall be available for  
 24                   annual appropriation by the legislature. Out of the funds remaining in the Bond  
 25                   Security and Redemption Fund after a sufficient amount is allocated from that fund  
 26                   to pay all obligations secured by the full faith and credit of the state which becomes  
 27                   due and payable within any fiscal year as required by Article VII, Section 9(B) of  
 28                   this constitution, the treasurer shall deposit in and credit to the ~~fund~~ account the fees  
 29                   deposited as provided in this Paragraph.

1 (iii) The money in the ~~fund~~ account shall be appropriated by the legislature  
2 as follows:

3 \* \* \*

4 (iv) The money in the ~~fund~~ account shall be invested by the treasurer in the  
5 same manner as money in the state general fund and interest earned on the  
6 investment of the money shall be credited to the ~~fund~~ account after compliance with  
7 the requirements of Article VII, Section 9(B) of the Constitution of Louisiana  
8 relative to the Bond Security and Redemption Fund. All unexpended and  
9 unencumbered money in the ~~fund~~ account at the end of the year shall remain in the  
10 ~~fund~~ account.

11 \* \* \*

12 Section 14. R.S. 48:105.1(B) and (D), 381(G), 381.1(E), and 381.2(D) and (G)(1)  
13 are hereby amended and reenacted to read as follows:

14 §105.1. Transportation Training and Education Center Dedicated Fund Account;  
15 creation

16 \* \* \*

17 B. The secretary shall promulgate rules and regulations in accordance with  
18 law to effectuate the provisions of this Section, to implement a registration fee  
19 policy, and to provide for the uses and disposition of the fees collected. All fees  
20 collected pursuant to this Section and the rules and regulations promulgated by the  
21 secretary shall be deposited into the LTRC Transportation Training and Education  
22 Center Dedicated Fund Account as provided for in Subsection D of this Section.

23 \* \* \*

24 D. There is hereby created, as a special statutorily dedicated fund account  
25 in the state treasury, the LTRC Transportation Training and Education Center  
26 Dedicated Fund Account, hereinafter referred to in this Section as the "~~fund~~"  
27 "account". After compliance with the requirements of Article VII, Section 9(B) of  
28 the Constitution of Louisiana, relative to the Bond Security and Redemption Fund,  
29 an amount equal to the monies received by the state treasury pursuant to the  
30 provisions of Subsections A and B of this Section and rules and regulations adopted  
31 by the Department of Transportation and Development shall be deposited into the



1 ~~fund~~ account. The monies so deposited shall be used to defray the expenses of the  
 2 LTRC Transportation Training and Education Center in connection with the  
 3 development, contracting, delivery, and administration of the center's transportation  
 4 training program. Monies in the ~~fund~~ account shall be invested by the state treasurer  
 5 in the same manner as monies in the state general fund, and interest earned on the  
 6 investment of such monies shall be credited to the ~~fund~~ account after compliance  
 7 with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana.  
 8 Excess monies over and above the expenses of the center shall be distributed to  
 9 workforce development programs and projects within the Department of  
 10 Transportation and Development. All unexpended and unencumbered monies in the  
 11 ~~fund~~ account at the end of any fiscal year shall remain in the ~~fund~~ account for use in  
 12 subsequent fiscal years. Monies deposited into the account shall be categorized as  
 13 fees and self-generated revenue for the sole purpose of reporting related to the  
 14 executive budget, supporting documents, and general appropriation bills and shall  
 15 be available for annual appropriation by the legislature.

\* \* \*

§381. Use and occupancy of highways

\* \* \*

19 G. All fees shall be deposited by the secretary of the Department of  
 20 Transportation and Development in the Right-Of-Way Permit Processing Dedicated  
 21 Fund Account established in the office of the treasurer pursuant to R.S. 48:381.1 and  
 22 said fees shall be set aside for the use of the Department of Transportation and  
 23 Development to defray the expenses of the right-of-way permit office connected with  
 24 the issuance and processing required for permitted activity within state roads and  
 25 highways rights-of-way.

\* \* \*

§381.1. Rights-of-way; joint use agreements; fees

\* \* \*

29 E. All fees collected pursuant to the provisions of this Section shall be  
 30 deposited by the secretary of the Department of Transportation and Development  
 31 into the state treasury for credit to the Right-of-Way Permit Processing Dedicated

1 Fund Account, hereafter referred to in this Part as the "Right-of Way Account".  
 2 After compliance with the requirements of Article VII, Section 9(B) of the  
 3 Constitution of Louisiana relative to the Bond Security and Redemption Fund, the  
 4 monies so deposited shall be credited to the ~~fund~~ Right-of-Way Account for the use  
 5 of the Department of Transportation and Development to defray the expenses of the  
 6 right-of-way permit office. Excess fees, over and above the expenses of the right-of-  
 7 way permit office, shall be distributed to federally approved highway projects. All  
 8 monies existing in ~~this fund~~ the Right-of-Way Account at the end of each fiscal year  
 9 shall be retained in the ~~Right-of-Way Permit Processing Fund~~ account and shall not  
 10 be deposited in the General Fund. Monies deposited into the account shall be  
 11 categorized as fees and self-generated revenue for the sole purpose of reporting  
 12 related to the executive budget, supporting documents, and general appropriation  
 13 bills and shall be available for annual appropriation by the legislature.

14 \* \* \*

15 §381.2. Rights-of-way; telecommunication installations, including wireless  
 16 telephone hardware, fiber-optic lines, and telecommunications towers; annual  
 17 report to the legislature

18 \* \* \*

19 D. All fees shall be deposited by the secretary of the Department of  
 20 Transportation and Development in the state treasury. After such deposit, an amount  
 21 equal to the fees collected shall be transferred to the Right-of-Way Account  
 22 established pursuant to R.S. 48:381.1 and ~~Permit Processing Fund~~ which is hereby  
 23 ~~created in the state treasury and said funds~~ shall be set aside for the use of the  
 24 Department of Transportation and Development to defray the expenses of the  
 25 right-of-way permit office in connection with the issuance and processing required  
 26 for permitted activity within the state roads and highway rights-of-way.

27 \* \* \*

28 G. The secretary shall prepare and submit an annual report to the House and  
 29 Senate Transportation, Highways and Public Works Committees, which summarizes  
 30 the activities, revenues, and expenditures of the right-of-way permit office related  
 31 to the administration of this Section. The first annual report required under the

1 provisions of this Subsection shall contain a summary of the activities, revenues, and  
 2 expenditures of the right-of-way permit office from the beginning of the program to  
 3 date and shall be submitted to the House and Senate Transportation, Highways and  
 4 Public Works Committees not later than January 30, 2002. Each subsequent annual  
 5 report shall be submitted not later than ninety days following the end of each  
 6 calendar year and shall contain the following information:

7 (1) Deposits and withdrawals from the Right-of-Way ~~Permit Processing~~  
 8 ~~Fund~~ Account related to this Section.

9 \* \* \*

10 Section 15. R.S. 49:214.40(A) and (C) are hereby amended and reenacted to read  
 11 as follows:

12 §214.40. Coastal Resources Trust Dedicated Fund Account

13 A.(1) Subject to the exceptions contained in Article VII, Section 9(A) of the  
 14 Constitution of Louisiana, all funds collected by the Louisiana coastal resources  
 15 program from processing and evaluation of coastal use permit applications and  
 16 consistency determinations, from any federal outercontinental shelf revenue sharing  
 17 program, and from any other sources, shall be paid into the state treasury and shall  
 18 be credited to the Bond Security and Redemption Fund.

19 (2) Out of the funds remaining in the Bond Security and Redemption Fund  
 20 after a sufficient amount is allocated from that fund to pay all obligations secured by  
 21 the full faith and credit of the state which become due and payable within any fiscal  
 22 year, the treasurer shall, prior to placing such remaining funds in the state general  
 23 fund, pay into a special statutorily dedicated fund account, which is hereby created  
 24 in the state treasury and designated as the Coastal Resources Trust Dedicated Fund  
 25 Account, hereafter referred to in this Section as the "trust account", an amount equal  
 26 to the total amount of funds paid into the treasury by the Louisiana coastal resources  
 27 program.

28 (3) The monies in the trust ~~fund~~ account shall be invested by the state  
 29 treasurer in the same manner as monies in the state general fund. The monies in the  
 30 ~~Coastal Resources Trust Fund~~ trust account shall be used solely for the programs and  
 31 purposes and in the amounts appropriated each year to the Louisiana coastal

1 resources program by the legislature. Monies deposited into the trust account shall  
 2 be categorized as fees and self-generated revenue for the sole purpose of reporting  
 3 related to the executive budget, supporting documents, and general appropriation  
 4 bills and shall be available for annual appropriation by the legislature.

5 \* \* \*

6 C. Any surplus funds remaining to the credit of the trust ~~fund~~ account on  
 7 July 1 of each year commencing with the fiscal year 1983-84, after all appropriations  
 8 of the preceding fiscal year have been paid, and all interest earned on money from  
 9 the trust ~~fund~~ account ~~since the creation of the fund and thereafter~~ shall remain to the  
 10 credit of the ~~Coastal Resources Trust Fund~~ trust account for expenditure from year  
 11 to year solely by the Louisiana coastal resources program or any uses as provided for  
 12 in the federal outercontinental shelf revenue sharing legislation in accordance with  
 13 appropriation made by the legislature for the purposes and functions of said program,  
 14 and no part thereof shall revert to the state general fund. This provision shall not be  
 15 construed to prohibit the appropriation of funds out of the state general fund to the  
 16 commission.

17 Section 16. R.S. 56:10(B)(1)(d), (5), and (7)(a), and (D), 10.1, 164(A) and  
 18 (B)(introductory paragraph), 700.2(A)(introductory paragraph), (1), and (3) and (B) through  
 19 (D), 1703(A), (B)(introductory paragraph), (C)(introductory paragraph), (1), and  
 20 (2)(introductory paragraph), and (D), and 1705(A) and (B) are hereby amended and  
 21 reenacted to read as follows:

22 §10. Annual report to governor; estimate of proposed expenditures; particular funds;  
 23 limitations on purposes for use of monies in particular funds and accounts;  
 24 warrants; vouchers; surplus funds

25 \* \* \*

26 B.(1) Subject to the exception contained in Article VII, Section 9(A) of the  
 27 Constitution of Louisiana, all funds collected by the commission from every source  
 28 shall be paid into the state treasury and shall be credited to the Bond Security and  
 29 Redemption Fund. Out of the funds remaining in the Bond Security and Redemption  
 30 Fund after a sufficient amount is allocated from that fund to pay all obligations  
 31 secured by the full faith and credit of the state which become due and payable within

1           any fiscal year, the treasurer shall, prior to placing such remaining funds in the state  
2           general fund, conform to the following:

3   \*       \*       \*

4                       (d) Pay annually into a special statutorily dedicated fund account created in  
5           the state treasury and designated as the Louisiana Duck License, Stamp, and Print  
6           Dedicated Fund Account all amounts received pursuant to the Louisiana Duck  
7           License, Stamp, and Print Program provided for in R.S. 56:151 et seq. and such other  
8           funds as are specifically appropriated by the legislature. Monies deposited into the  
9           account shall be categorized as fees and self-generated revenue for the sole purpose  
10           of reporting related to the executive budget, supporting documents, and general  
11           appropriation bills and shall be available for annual appropriation by the legislature.

12   \*       \*       \*

13                       (5) The monies in the Louisiana Duck License, Stamp, and Print Dedicated  
14           Fund Account shall be used solely for the programs and purposes associated with the  
15           Louisiana Duck License, Stamp, and Print Program as provided by R.S. 56:151 et  
16           seq. in the amounts appropriated each year to the department by the legislature.

17   \*       \*       \*

18                       (7)(a) The monies in the Louisiana Wild Turkey Dedicated Fund Account  
19           shall be used solely for the programs and purposes associated with the Louisiana  
20           Wild Turkey Program as provided by R.S. ~~56:161~~ 56:164 et seq. in the amounts  
21           appropriated each year to the department by the legislature.

22   \*       \*       \*

23                       D. All unexpended and unencumbered monies in the Louisiana Seafood  
24           Promotion and Marketing Fund, the Oyster Development Fund, the Shrimp  
25           Marketing and Promotion Fund, the Crab Promotion and Marketing Fund, the  
26           Louisiana Duck License, Stamp, and Print Dedicated Fund Account, the Louisiana  
27           Wild Turkey Dedicated Fund Account, and the Conservation Fund at the end of the  
28           fiscal year shall remain in the respective funds. The monies in ~~the~~ these funds and  
29           accounts shall be invested by the treasurer in the same manner as monies in the state  
30           general fund. All interest earned on monies invested by the treasurer shall be  
31           deposited in the respective funds or accounts. The state treasurer shall prepare and

1 submit to the department on a quarterly basis a printed report showing the amount  
 2 of money contained in the funds and accounts from all sources.

3 §10.1. Aquatic Plant Control Dedicated Fund Account; creation; uses

4 A. There is hereby created in the state treasury the Aquatic Plant Control  
 5 Dedicated Fund Account, hereafter referred to in this Section as the "account".

6 B. After compliance with the requirements of Article VII, Section 9(B) of  
 7 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
 8 and after a sufficient amount is allocated from that fund to pay all of the obligations  
 9 secured by the full faith and credit of the state which become due and payable within  
 10 any fiscal year, the treasurer shall pay into the ~~Aquatic Plant Control Fund~~ account  
 11 an amount equal to the monies received by the state treasury pursuant to the  
 12 provisions of R.S. 47:462(B)(2)(c) and R.S. 30:961(K). The monies in ~~this fund~~ the  
 13 account shall be used solely as provided in Subsection C of this Section and only in  
 14 the amount appropriated by the legislature. All unexpended and unencumbered  
 15 monies remaining in ~~this fund~~ the account at the end of the fiscal year shall remain  
 16 in the ~~fund~~ account. The monies in the ~~fund~~ account shall be invested by the state  
 17 treasurer in the same manner as monies in the state general fund and all returns of  
 18 such investment shall be deposited to the ~~fund~~ account. Monies deposited into the  
 19 account shall be categorized as fees and self-generated revenue for the sole purpose  
 20 of reporting related to the executive budget, supporting documents, and general  
 21 appropriation bills and shall be available for annual appropriation by the legislature.

22 C. Subject to an annual appropriation by the legislature, the monies in the  
 23 ~~Aquatic Plant Control Fund~~ account shall be used solely by the office of fisheries,  
 24 Department of Wildlife and Fisheries, to fund the aquatic plant control program and  
 25 to fund cooperative research and public education efforts by the Department of  
 26 Wildlife and Fisheries and the Louisiana State University Agricultural Center  
 27 relative to aquatic weed control and eradication and aquatic invasive species control  
 28 and eradication. An amount not to exceed fifteen percent of the annual appropriation  
 29 shall be used to fund research and public education efforts relative to aquatic weed  
 30 control and eradication by the Louisiana State University Agricultural Center. The

1 funds appropriated pursuant to the provisions of this Section shall be in addition to  
2 any other amounts appropriated by the legislature.

3 \* \* \*

4 §164. Louisiana Wild Turkey Dedicated Fund Account; purposes

5 A. Funds received by the Department of Wildlife and Fisheries pursuant to  
6 the sale of wild turkey licenses shall be placed in the Louisiana Wild Turkey  
7 Dedicated Fund Account as provided by R.S. 56:10(B). Monies deposited into the  
8 account shall be categorized as fees and self-generated revenue for the sole purpose  
9 of reporting related to the executive budget, supporting documents, and general  
10 appropriation bills and shall be available for annual appropriation by the legislature.

11 B. Subject to appropriation, the monies in the Louisiana Wild Turkey  
12 Dedicated Fund Account shall be used:

13 \* \* \*

14 §700.2. Establishment, continuance, and purposes of fund; geographical coverage;  
15 assessments

16 A. There is hereby established in the state treasury a Fishermen's Gear  
17 Compensation Dedicated Fund Account, hereafter referred to in this Section as the  
18 "account", into which amounts paid pursuant to this Section shall be deposited.  
19 Monies deposited into the account shall be categorized as fees and self-generated  
20 revenue for the sole purpose of reporting related to the executive budget, supporting  
21 documents, and general appropriation bills and shall be available for annual  
22 appropriation by the legislature. The ~~fund~~ account shall be available to the secretary  
23 only for the following purposes:

24 (1) Administrative and personnel expenses of the ~~fund~~ account.

25 \* \* \*

26 (3) Expenses necessary to implement an investigatory survey of existing  
27 potential underwater obstructions which might be due to past drilling, production,  
28 and transportation activities. Such survey shall be conducted in not more than three  
29 geographical areas which are known to be hazardous as a result of underwater  
30 obstructions, the locations and sizes of which shall be approved by the Senate  
31 Committee on Natural Resources and the House Committee on Natural Resources

1 and Environment, meeting jointly, following a consensus of opinion relative thereto  
 2 rendered by commercial fishermen and the secretary. The purpose of the survey  
 3 shall be to reveal the location, size, and density of underwater obstructions, as well  
 4 as to test investigatory procedures, so as to provide field data and information which  
 5 might aid fishermen directly and which shall be used to design a program more  
 6 responsive to the needs of fishermen. Withdrawals from the ~~fund~~ account for the  
 7 purposes of surveying shall be limited to the one-time application described in this  
 8 Paragraph and shall not exceed one-fourth of the monies remaining in the fund at the  
 9 time that this Paragraph becomes effective.

10 \* \* \*

11 B. The ~~Fishermen's Gear Compensation Fund~~ account shall be established  
 12 for Louisiana territorial waters which overlie state-owned waterbottoms which are  
 13 contained within the coastal zone boundaries as described and established by R.S.  
 14 49:213.4.

15 ~~C.(1) The fund shall be established within sixty days of the effective date of~~  
 16 ~~this Part, at a level sufficient to meet administrative and personnel expenses of the~~  
 17 ~~fund, including implementation of responsibilities set forth in R.S. 56:700.5, as well~~  
 18 ~~as payment of justified claims made pursuant to this Part.~~

19 ~~(2)(a) To create a workable balance immediately upon establishment of the~~  
 20 ~~fund, the~~ The secretary shall be authorized and empowered to levy a fee upon each  
 21 lessee of a state mineral lease and each grantee of a state right of way, for each lease  
 22 and right of way in effect at the time of the effective date of this Part and which are  
 23 located within the coastal zone boundary, in an amount of three hundred dollars. The  
 24 secretary shall not be authorized and empowered to levy the fee upon a political  
 25 subdivision of the state.

26 (b) The state treasurer shall be authorized to pay into the ~~fund~~ account a sum  
 27 in the amount of one hundred thousand dollars from proceeds remaining in the Bond  
 28 Security and Redemption Fund after compliance with dedications of mineral  
 29 royalties, leases, bonuses, and rights of way and other sums payable to the state as  
 30 lessor of mineral leases and grantor of rights of way as required pursuant to R.S.  
 31 30:136(B) and 136.1(A), (B), and (C), after a sufficient amount has been allocated



1 from the Bond Security and Redemption Fund to pay all obligations secured by the  
2 full faith and credit of the state which become due and payable within the fiscal year.

3 D. ~~In the same fiscal year during which the fund is established, and in each~~  
4 ~~fiscal year subsequent to that in which the fund is established, at any time that~~ If the  
5 balance of the ~~fund~~ account becomes two hundred fifty thousand dollars or less and  
6 the secretary determines that additional monies are required to pay justified claims  
7 and to cover necessary administrative costs of the program, the secretary shall be  
8 authorized and empowered to replenish the ~~fund~~ account by levying additional fees  
9 on each lessee of a state mineral lease and each grantee of a state right of way, for  
10 each lease or right of way in effect at the time of establishing the fee rate and which  
11 are located within the coastal zone boundary. However, fees levied upon leases and  
12 rights of way as provided herein shall be made on a per-unit basis at a level not to  
13 exceed one thousand dollars per lease or right of way during any fiscal year.

14 \* \* \*

15 §1703. The Louisiana State Parks Improvement and Repair Dedicated Fund  
16 Account

17 A. There is hereby established in the state treasury a special statutorily  
18 dedicated fund account to be known as the "Louisiana State Parks Improvement and  
19 Repair Dedicated Fund Account", hereinafter referred to in this Section as the "~~fund~~"  
20 "account". Monies deposited into the account shall be categorized as fees and self-  
21 generated revenue for the sole purpose of reporting related to the executive budget,  
22 supporting documents, and general appropriation bills and shall be available for  
23 annual appropriation by the legislature.

24 B. Out of the funds remaining in the Bond Security and Redemption Fund  
25 after a sufficient amount is allocated from that fund to pay all obligations secured by  
26 the full faith and credit of the state that become due and payable within a fiscal year,  
27 the treasurer in each fiscal year shall pay into the ~~fund~~ account all of the following:

28 \* \* \*

29 C. Except as provided in Paragraph (B)(2) of this Section, the monies in the  
30 ~~fund~~ account shall be used solely for the purpose of financing improvements and

1 repairs at state parks in the state and shall be allocated, subject to appropriation by  
2 the legislature, as follows:

3 (1) Except as provided in R.S. 56:1704, fifty percent of the monies in the  
4 ~~fund~~ account shall be allocated to each state park in an amount equal to fifty percent  
5 of the amount of fees and other self-generated funds generated by that park.

6 (2) Fifty percent of the monies in the ~~fund~~ account shall be allocated for use  
7 throughout the state park system on the following priority need basis, as  
8 recommended by the assistant secretary of the office of state parks:

9 \* \* \*

10 D. All unexpended and unencumbered monies in the ~~fund~~ account at the end  
11 of a fiscal year shall remain in the ~~fund~~ account and be available for appropriation  
12 in the next fiscal year in the same manner as allocated herein. Monies in the ~~fund~~  
13 account shall be invested as provided by law. Interest earned on the investment of  
14 monies in the ~~fund~~ account shall be credited to the state general fund.

15 \* \* \*

16 §1705. Poverty Point Reservoir Development Dedicated Fund Account

17 A. The Poverty Point Reservoir Development Dedicated Fund Account,  
18 hereinafter referred to as the "~~fund~~" "account", is hereby established as a special  
19 dedicated fund account within the state treasury. Monies deposited into the account  
20 shall be categorized as fees and self-generated revenue for the sole purpose of  
21 reporting related to the executive budget, supporting documents, and general  
22 appropriation bills and shall be available for annual appropriation by the legislature.

23 B. After satisfaction of the requirements of Article VII, Section 9(B) of the  
24 Constitution of Louisiana with respect to the Bond Security and Redemption Fund,  
25 the state treasurer shall each year deposit in and credit to the ~~fund~~ account an amount  
26 equal to the total fees and self-generated revenues collected in that year from  
27 activities of the Poverty Point Retirement Development Community and the Black  
28 Bear Golf Course. Monies in the fund may be appropriated for support of the  
29 operation, maintenance, improvement, and expansion of the Poverty Point  
30 Retirement Development Community and the Black Bear Golf Course. Any  
31 unexpended or unencumbered monies on deposit in the ~~fund~~ account at the end of

1 the fiscal year shall remain in the ~~fund~~ account. Monies in the ~~fund~~ account shall  
2 be invested in the same manner as those in the state general fund and interest earned  
3 on such investment shall be deposited in and credited to the state general fund.

4 \* \* \*

5 Section 17. R.S. 9:154.2, R.S. 41:1615, and 56:1706 and 1844 are hereby repealed  
6 in their entirety.

7 Section 18. The Louisiana Law Institute is hereby directed to make corrections to  
8 the Louisiana Revised Statutes of 1950 as necessary to conform to the provisions of Sections  
9 3, 5 through 7, and 10 through 17 of this Act, including changing the names of funds  
10 amended in this Act and any internal references to such amended funds that exist within the  
11 statutes, including changing references to "fund" to "account" or "trust account" as  
12 necessary.

13 Section 19. R.S. 47:302.18(B) is hereby amended and reenacted to read as follows:

14 §302.18. Disposition of certain collections in Lafayette Parish

15 \* \* \*

16 B. The monies in that fund deposited pursuant to this Section shall be subject  
17 to annual appropriation by the legislature and shall be used for planning,  
18 development, and capital improvements at or adjacent to the Cajundome site and  
19 operating costs of the Cajundome. For the purposes of this Section, "capital  
20 improvements" shall mean expenditures for acquiring lands, buildings, equipment,  
21 or other permanent properties, or for their construction, preservation, development,  
22 or permanent improvement, or for payment of principal, interest, or premium, if any,  
23 and other obligations incident to the issuance, security, and payment of bonds or  
24 other evidences of indebtedness associated therewith.

25 Section 20. Subpart H of Part II-A of Chapter 1 of Subtitle I of Title 39 of the  
26 Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.11, is hereby enacted to read  
27 as follows:

1            SUBPART H. JEAN BOUDREAUX SETTLEMENT COMPROMISE FUND

2            §100.11. Jean Boudreaux Settlement Compromise Fund; purpose

3                    A. There is hereby created in the state treasury, as a special fund, the "Jean  
4                    Boudreaux Settlement Compromise Fund", hereinafter referred to in this Section as  
5                    the "fund".

6                    B. Notwithstanding any provision of law to the contrary, the state treasurer  
7                    is hereby authorized and directed to transfer \$15,000,000 from the State General  
8                    Fund (Direct) into the fund.

9                    C. Monies in the fund shall be invested in the same manner as monies in the  
10                   state general fund. Interest earned on investment of monies in the fund shall be  
11                   credited to the fund. Unexpended and unencumbered monies in the fund at the end  
12                   of the fiscal year shall remain in the fund.

13                   D. Monies in the fund shall be used for payment of amounts due pursuant to  
14                   a compromise agreement regarding the judgment captioned "Jean Boudreaux and the  
15                   Victims of the Flood on April 6, 1983 on the Tangipahoa River versus the State of  
16                   Louisiana, Department of Transportation, et al.", rendered on June 10, 2005, bearing  
17                   Number 2004 CA 0985, on the docket of the Court of Appeal, First Circuit, state of  
18                   Louisiana. The monies payable pursuant to this Section shall be paid to the plaintiffs  
19                   through Hancock Bank, as escrow agent, into escrow account number 1097000229.  
20                   Payment shall be made as to this judgment only after presentation to the state  
21                   treasurer of documentation required by the state treasurer. Payments out of the fund  
22                   shall not be made without prior approval of the compromise agreement by the Joint  
23                   Legislative Committee on the Budget.

24            Section 21. Subpart P of Part II-A of Chapter 1 of Subtitle I of Title 39 of the  
25            Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.71, is hereby enacted to read  
26            as follows:

27                                    SUBPART P. BLUE TARP FUND

28                    §100.71. Blue Tarp Fund: purpose

29                    A. There is hereby created in the state treasury, as a special fund, the "Blue  
30                    Tarp Fund", hereinafter referred to in this Section as the "fund".

1                   B. Notwithstanding any provision of law to the contrary, the state treasurer  
2                   is hereby authorized and directed to transfer \$500,000 from the Louisiana Mega-  
3                   Project Development Fund into the Blue Tarp Fund.

4                   C. Monies in the fund shall be invested in the same manner as monies in the  
5                   state general fund. Interest earned on investment of monies in the fund shall be  
6                   credited to the fund. Unexpended and unencumbered monies in the fund at the end  
7                   of the fiscal year shall remain in the fund.

8                   D. Monies in the fund shall be appropriated and used for roof repairs for  
9                   homeowners. The division of administration - office of community development  
10                  shall develop a plan and promulgate rules for the distribution of funds.

11                  Section 22. Subpart P-3 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the  
12                  Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.101, is hereby enacted to read  
13                  as follows:

14                                   SUBPART P-3. POWER-BASED FUND

15                   §100.101. Power-Based Fund; purpose

16                   A. There is hereby created in the state treasury, as a special fund, the  
17                   "Power-Based Fund", hereinafter referred to in this Section as the "fund".

18                   B. Notwithstanding any provision of law to the contrary, the state treasurer  
19                   is hereby authorized and directed to transfer \$500,000 from the Louisiana Mega-  
20                   Project Development Fund into the Power-Based Fund.

21                   C. Monies in the fund shall be invested in the same manner as monies in the  
22                   state general fund. Interest earned on investment of monies in the fund shall be  
23                   credited to the fund. Unexpended and unencumbered monies in the fund at the end  
24                   of the fiscal year shall remain in the fund.

25                   D. Monies in the fund shall be appropriated and used for the establishment  
26                   of Title IX offices at every public postsecondary institution in the state. The Board  
27                   of Regents shall develop a plan and promulgate rules for the distribution of funds.

28                  Section 23. The state treasurer is hereby authorized and directed to transfer to the  
29                  state general fund any unencumbered balances remaining in the funds repealed pursuant to  
30                  Section 17 of this Act, after satisfying the appropriations for Fiscal Year 2021-2022.

1           Section 24. On June 30, 2021, any remaining coronavirus relief funds received by  
2 the state pursuant to Section 5001 of the Coronavirus Aid, Relief, and Economic Security  
3 Act, P.L. 116-136, shall be transferred to the State Coronavirus Relief Fund.

4           Section 25.(A) The provisions of this Section and of Sections 1, 2, 4, 8, 9, 19, 20,  
5 21, 22, and 24 of this Act shall become effective upon signature by the governor or, if not  
6 signed by the governor, upon expiration of the time for bills to become law without signature  
7 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
8 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
9 effective on the day following such approval.

10           (B) The provisions of Sections 3, 5 through 7, 10 through 18, and 23 of this Act shall  
11 become effective on July 1, 2022.

\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_