2015 Regular Session

## HOUSE BILL NO. 566

## BY REPRESENTATIVE FANNIN

### 1 AN ACT 2 To amend and reenact R.S. 32:868(B)(2)(b) and R.S. 51:2361(A)(2) and to enact Subpart 3 Q-2 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised 4 Statutes of 1950, to be comprised of R.S. 39:100.123, R.S. 47:1676(E)(3), and R.S. 5 40:1402, relative to special treasury funds; to provide for the transfer, dedication, 6 use, and appropriations as specified of certain treasury funds; to create the Sickle 7 Cell Fund in the state treasury and provide for the deposit of monies into the fund 8 and the uses of the monies; to provide for the deposit of certain funds into the state 9 treasury; to provide for deposits into the Rapid Response Fund; to provide for the 10 uses of monies in the Insurance Verification System Fund; to authorize the transfer 11 of balances between funds; to create the New Orleans Public Safety Fund in the state 12 treasury; to provide for deposit, use, and investment of the money in the New 13 Orleans Public Safety Fund; to provide for the uses of monies in the Debt Recovery 14 Fund; and to provide for related matters. 15 Be it enacted by the Legislature of Louisiana: 16 Section 1. R.S. 32:868(B)(2)(b) is hereby amended and reenacted to read as follows: 17 §868. Funding of real-time system to verify motor vehicle insurance; Insurance 18 Verification System Fund; creation \* \* 19 20 B. There is hereby created in the state treasury the Insurance Verification 21 System Fund, hereinafter referred to as the "fund". Monies in the fund shall be 22 invested in the same manner as monies in the state general fund. Interest earned on 23 investment of monies in the fund shall be deposited in and credited to the fund. The 24 monies in this fund shall be used solely as provided for in this Section and only in

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1	the amounts appropriated by the legislature. Unexpended and unencumbered monies
2	in the fund shall remain in the fund. Monies in the fund shall be used in amounts
3	appropriated by the legislature as follows:
4	* * *
5	(2) For Fiscal Year 2015-2016 and each fiscal year thereafter, monies in the
6	fund shall be used as follows:
7	* * *
8	(b) The next Next, the amount needed to fund the increase in the costs of
9	salaries and related benefits associated with the pay plan adopted by the State Police
10	Commission, not to exceed forty-two million dollars per year, shall be dedicated to
11	the Department of Public Safety and Corrections, office of state police.
12	* * *
13	Section 2. Subpart Q-2 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the
14	Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.123, is hereby enacted
15	to read as follows:
15	
16	SUBPART Q-2. SICKLE CELL FUND
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16 17	SUBPART Q-2. SICKLE CELL FUND §100.123. Sickle Cell Fund
16 17 18	SUBPART Q-2. SICKLE CELL FUND §100.123. Sickle Cell Fund A. There is hereby established in the state treasury, as a special fund, the
16 17 18 19	SUBPART Q-2. SICKLE CELL FUND §100.123. Sickle Cell Fund A. There is hereby established in the state treasury, as a special fund, the Sickle Cell Fund, hereinafter referred to as the "fund".
16 17 18 19 20	SUBPART Q-2. SICKLE CELL FUND         §100.123. Sickle Cell Fund         A. There is hereby established in the state treasury, as a special fund, the         Sickle Cell Fund, hereinafter referred to as the "fund".         B. The source of monies deposited into the fund shall be any monies
<ol> <li>16</li> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> </ol>	SUBPART Q-2. SICKLE CELL FUND         §100.123. Sickle Cell Fund         A. There is hereby established in the state treasury, as a special fund, the         Sickle Cell Fund, hereinafter referred to as the "fund".         B. The source of monies deposited into the fund shall be any monies         appropriated annually by the legislature including donations, gifts, grants, or any
<ol> <li>16</li> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> </ol>	SUBPART Q-2. SICKLE CELL FUND         §100.123. Sickle Cell Fund         A. There is hereby established in the state treasury, as a special fund, the         Sickle Cell Fund, hereinafter referred to as the "fund".         B. The source of monies deposited into the fund shall be any monies         appropriated annually by the legislature including donations, gifts, grants, or any         other monies which may be provided by law. All unexpended and unencumbered
<ol> <li>16</li> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> </ol>	SUBPART Q-2. SICKLE CELL FUND         §100.123. Sickle Cell Fund         A. There is hereby established in the state treasury, as a special fund, the         Sickle Cell Fund, hereinafter referred to as the "fund".         B. The source of monies deposited into the fund shall be any monies         appropriated annually by the legislature including donations, gifts, grants, or any         other monies which may be provided by law. All unexpended and unencumbered         monies in the fund at the end of the fiscal year shall remain in the fund. The monies
<ol> <li>16</li> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> <li>24</li> </ol>	SUBPART Q-2. SICKLE CELL FUND §100.123. Sickle Cell Fund A. There is hereby established in the state treasury, as a special fund, the Sickle Cell Fund, hereinafter referred to as the "fund". B. The source of monies deposited into the fund shall be any monies appropriated annually by the legislature including donations, gifts, grants, or any other monies which may be provided by law. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the state treasurer in the same manner as monies in Subpart of the fund at the end of the fiscal year shall remain in the fund. The monies B. The fund shall be invested by the state treasurer in the same manner as monies in Subpart of the fund at the end of the fiscal year shall remain in the fund. The monies Subpart of the fund shall be invested by the state treasurer in the same manner as monies in Subpart of the fund shall be invested by the state treasurer in the same manner as monies in Subpart of the fund shall be invested by the state treasurer in the same manner as monies in Subpart of the fund shall be invested by the state treasurer in the same manner as monies in Subpart of the fund shall be invested by the state treasurer in the same manner as monies in Subpart of the fund shall be invested by the state treasurer in the same manner as monies in Subpart of the fund shall be invested by the state treasurer in the same manner as monies in Subpart of the fund shall be invested by the state treasurer in the same manner as monies in Subpart of the fund shall be invested by the state treasurer in the same manner as monies in Subpart of the fund shall be invested by the state treasurer in the same manner subpart of the fund shall be invested by the state treasure in the same manner subpart of the fund shall be invested by the state treasure in the same manner subpart of the fund shall be invested by the state treasure in the fund shall be invested by the state
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<ol> <li>16</li> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> <li>24</li> <li>25</li> <li>26</li> </ol>	SUBPART Q-2. SICKLE CELL FUND §100.123. Sickle Cell Fund A. There is hereby established in the state treasury, as a special fund, the Sickle Cell Fund, hereinafter referred to as the "fund". B. The source of monies deposited into the fund shall be any monies appropriated annually by the legislature including donations, gifts, grants, or any other monies which may be provided by law. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of monies shall be credited to the fund.
<ol> <li>16</li> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> <li>24</li> <li>25</li> <li>26</li> <li>27</li> </ol>	SUBPART Q-2. SICKLE CELL FUND §100.123. Sickle Cell Fund A. There is hereby established in the state treasury, as a special fund, the Sickle Cell Fund, hereinafter referred to as the "fund". B. The source of monies deposited into the fund shall be any monies appropriated annually by the legislature including donations, gifts, grants, or any other monies which may be provided by law. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of monies shall be credited to the fund. C. The monies in the fund shall be appropriated and used solely to pay costs

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1	§1402. New Orleans Public Safety Fund
2	A. There is hereby created in the state treasury the New Orleans Public
3	Safety Fund, hereinafter referred to as the "fund". The source of monies in the fund
4	shall be any monies appropriated annually by the legislature including federal funds,
5	donations, gifts, or grants, and any other monies which may be provided by law. All
6	unexpended and unencumbered monies in the fund at the end of the year shall remain
7	in the fund. Monies in the fund shall be invested by the treasurer in the same manner
8	as monies in the state general fund, and any interest earned on such investment shall
9	be deposited in and credited to the fund.
10	B. Monies in the fund shall be appropriated by the legislature to the office
11	of state police for public safety services, including patrol and law enforcement, in the
12	area of the city of New Orleans within the following boundaries: the Mississippi
13	River, the center line of Canal Street, the rear property line of the properties fronting
14	on the lake side of North Rampart Street, the rear property line of the properties
15	fronting on the downriver side of Esplanade Avenue to the Mississippi River.
16	Section 4. R.S. 47:1676(E)(3) is hereby enacted to read as follows:
17	§1676. Debt Recovery
18	* * *
19	Е.
20	* * *
21	(3) Notwithstanding the provisions of Paragraph (1) of this Subsection, funds
22	collected pursuant to the provisions of R.S. 32:8 and deposited into the fund shall be
23	first appropriated to the office of state police for implementation of the realignment
24	of the state police pay grid as authorized in Act 15 and Act 641 of the 2014 Regular
25	Session of the Legislature in an amount not to exceed eleven million dollars.
26	Second, the amount of forty-two million dollars shall be appropriated to the
27	Department of Transportation and Development for the purpose of funding advanced
28	construction of the off-system bridge construction and repair program and for the
29	purpose of augmenting state owned bridge maintenance, construction, and repair.
30	The provisions of this Paragraph shall be subject to the Act which originated as

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1	House Bill No. 638 of the 2015 Regular Session being enacted into law and
2	becoming effective.
3	* * *
4	Section 5. R.S. $51:2361(A)(2)$ is hereby amended and reenacted to read as follows:
5	§2361. Rapid Response Fund
6	Α.
7	* * *
8	(2) Beginning July 1, 2005, the state treasurer is directed to deposit into the
9	fund at the beginning of each fiscal year an amount sufficient to bring the
10	unencumbered balance in the fund to ten million dollars. The legislature may
11	appropriate additional monies to the fund notwithstanding the balance in the fund.
12	* * *
13	Section 6. Notwithstanding any provision of law to the contrary, the state treasurer
14	is hereby authorized and directed to transfer the unexpended and unencumbered fund
15	balance of the Telephone Company Property Assessment Relief Fund at the end of Fiscal
16	Year 2014-2015 to the Overcollections Fund.
17	Section 7.(A) Notwithstanding any provision of the law to the contrary, the state
18	treasurer is hereby authorized and directed to transfer the following amounts into the
19	Overcollections Fund from the funds specified below:
20	(1) Twenty-Five Million Five Hundred Seventy-Six Thousand Three Hundred
21	Eighty Dollars from the Insurance Verification System Fund.
22	(2) Eleven Million Eight Hundred Seventy-Four Thousand Seven Hundred Seventy
23	Dollars from the Riverboat Gaming Enforcement Fund.
24	(3) Three Million Five Hundred Forty Thousand Dollars from the Employment
25	Security Administration Account of the Employment Security Administration Fund.
26	(4) Four Million Two Hundred Thousand Dollars from the Penalty and Interest
27	Account of the Employment Security Administration Fund.
28	(B) Notwithstanding any provision of law to the contrary, the state treasurer is
29	hereby authorized and directed to transfer Twelve Million Dollars from the Self-Insurance
30	Fund to the Overcollections Fund.

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- 1 (C) Notwithstanding any provision of law to the contrary, the state treasurer is 2 hereby authorized and directed to transfer Eleven Million One Hundred Thousand Dollars 3 from the Department of Revenue to the Overcollections Fund.
- 4 (D) Notwithstanding any provision of law to the contrary, the Louisiana Office 5 Building Corporation or its successor is hereby authorized and directed to deposit into the 6 state treasury Five Hundred Thousand Dollars. The state treasurer is hereby authorized and 7 directed to transfer the funds to the Overcollections Fund.
- 8 (E) Notwithstanding any provision of law to the contrary, the Louisiana Public 9 Facilities Authority or its successor is hereby authorized and directed to deposit into the state 10 treasury Two Million Three Hundred Thousand Dollars. The state treasurer is hereby 11 authorized and directed to transfer the funds to the Overcollections Fund.
- Section 8.(A) Notwithstanding any provision of law to the contrary, the Louisiana
   Lottery Corporation or it successor is hereby authorized and directed to deposit into the state
   treasury the unrestricted or unencumbered fund assets of Five Million Nine Hundred
   Thousand Dollars. The state treasurer is hereby authorized and directed to transfer the funds
   to the Lottery Proceeds Fund.
- (B) Notwithstanding any provision of law to the contrary, the Louisiana Lottery
  Corporation or its successor is hereby authorized and directed to deposit into the state
  treasury unclaimed prize money of Twenty Million Dollars. The state treasurer is hereby
  authorized and directed to transfer the funds to the Lottery Proceeds Fund.
- Section 9. Notwithstanding any provision of law to the contrary, the state treasurer
  is hereby authorized and directed to transfer Forty-Four Million Six Hundred Twenty-Seven
  Thousand Eight Hundred Ninety-Two Dollars, to be comprised wholly of nonrecurring
  revenues out of the state general fund from the Fiscal Year 2013-2014 surplus, as recognized
  by the Revenue Estimating Conference, to the Budget Stabilization Fund.
- 26 Section 10. Notwithstanding any provision of law to the contrary, the state treasurer 27 is hereby authorized and directed to transfer the following amounts into the Utility and 28 Carrier Inspection and Supervision Fund from the funds specified below:
- 29 (1) Three Hundred Fifty Thousand Dollars from the Motor Carrier Regulation
  30 Fund.

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(2) Seventy-Five Thousand Dollars from the Telephonic Solicitation Relief Fund.

Section 11. Notwithstanding any provision of law to the contrary, the state treasurer
is hereby authorized and directed to transfer One Million Eight Hundred Thousand Dollars
into the state general fund from the Riverboat Gaming Enforcement Fund in the event that
House Bill No. 448 of the 2015 Regular Session of the Legislature is enacted into law.

Section 12. Notwithstanding any provision of law to the contrary, the state treasurer
is hereby authorized and directed to transfer Two Million Five Hundred Thousand Dollars
into the state general fund from the Louisiana Fire Marshal Fund.

Section 13. Notwithstanding any provision of law to the contrary, the state treasurer
is hereby authorized and directed to transfer Three Million Five Hundred Thousand Dollars
into the state general fund from the Video Draw Poker Device Fund.

Section 14. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer the amount of Two Hundred Thousand Dollars from the State General Fund (Direct) to the Louisiana Emergency Response Network Fund. Section 15. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer the following amounts into the state general

18 fund from the funds specified below:

19 (1) Seventeen Million Dollars from the Riverboat Gaming Enforcement Fund.

20 (2) Four Million Dollars from the Louisiana Fire Marshal Fund.

21 (3) Two Million Dollars from the Environmental Trust Fund.

(4) Two Million Five Hundred Thousand Dollars from the Hazardous Waste SiteCleanup Fund.

(5) Three Million Dollars from the Insurance Verification System Fund.

Section 16. Notwithstanding any provision of law to the contrary, the state treasurer
is hereby authorized and directed to transfer the amount of Two Million Five Hundred
Thousand Dollars from the Department of Justice Legal Support Fund to the New Orleans
Public Safety Fund.

Section 17. Sections 6, 7, 8, 12, 13, 17, and 18 of this Act shall become effective
upon signature of this Act by the governor or, if not signed by the governor, upon expiration

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- 1 of the time for bills to become law without signature by the governor, as provided by Article
- 2 III, Section 18 of the Constitution of Louisiana.
- 3 Section 18. Sections 1, 2, 3, 4, 5, 9, 10, 11, 14, 15, and 16 of this Act shall become
- 4 effective on July 1, 2015.

# SPEAKER OF THE HOUSE OF REPRESENTATIVES

# PRESIDENT OF THE SENATE

# GOVERNOR OF THE STATE OF LOUISIANA

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