

Regular Session, 2011

HOUSE BILL NO. 372

BY REPRESENTATIVES MCVEA AND MONICA

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

1 AN ACT

2 To enact R.S. 56:799, relative to revenues generated on the MC Davis Property; to create the  
3 MC Davis Conservation Fund in the state treasury as a fund within the Conservation  
4 Fund; to provide for deposits of monies into the fund; to provide for investment and  
5 uses of monies in the fund; 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. R.S. 56:799 is hereby enacted to read as follows:

9 §799. MC Davis Conservation Fund

10 A. There is hereby created and established within the Louisiana Wildlife and  
11 Fisheries Conservation Fund, a special fund designated as the MC Davis  
12 Conservation Fund, hereinafter referred to as the "fund", as mandated by Vendor in  
13 the MC Davis Property transfer to the Louisiana Department of Wildlife and  
14 Fisheries, which shall consist of management fees, certain revenues generated on and  
15 from the MC Davis Property and those monies donated or allocated for the  
16 protection, preservation, and stewardship of the forested wetlands in the Maurepas  
17 Swamp, Joyce, and Manchac Wildlife Management Areas. Monies in the fund shall  
18 be used solely for the implementation and administration of Subparts A, E, and F of  
19 this Part and R.S. 56:109 and for the preservation and management of the forested  
20 wetlands in the Maurepas Swamp, Joyce, and Manchac Wildlife Management Areas.

21 B. After allocation of money to the Bond Security and Redemption Fund as  
22 provided in Article VII, Section 9(B) of the Constitution of Louisiana, the treasurer  
23 shall deposit in and credit to the fund all of the following:

1           (1) All compensation received by the state for management and operation  
2           fees for the enhancement of the habitat conditions of the forested wetlands for  
3           wildlife and fishery resources and public users on the MC Davis Property.

4           (2) All compensation and fees charged by the state or the Louisiana Wildlife  
5           and Fisheries Commission for the use of the MC Davis Property.

6           (3) All mineral revenues received by the state and revenues derived from  
7           other surface use activities on the MC Davis Property, except for revenues derived  
8           from an integrated coastal protection project as defined in R.S. 49:214.1(10),  
9           including revenues from the sale of carbon credits, which shall be deposited into the  
10          Coastal Protection and Restoration Fund.

11          (4) All monies received by the state and derived from any sale of assets  
12          produced by the MC Davis Property, except for revenues derived from an integrated  
13          coastal protection project as defined in R.S. 49:214.1(10), including revenues from  
14          the sale of carbon credits, which shall be deposited into the Coastal Protection and  
15          Restoration Fund.

16          (5) All donations of private funds or public contributions made to the state,  
17          department, or commission for the preservation, administration, management, and  
18          development of the forested wetlands in the Maurepas Swamp, Joyce, and Manchac  
19          Wildlife Management Areas, including the MC Davis Property, or for the activities  
20          conducted thereon.

21          C. The monies in the fund shall be invested by the state treasurer in the same  
22          manner as the state general fund and the interest earned on the investment of these  
23          monies shall be credited to the fund, after compliance with the requirements of  
24          Article VII, Section 9(B) of the Constitution of Louisiana, relative to the Bond  
25          Security and Redemption Fund. All unexpended and unencumbered monies in the  
26          fund at the end of the fiscal year shall remain in the fund.

27          D. The monies in the fund shall be available only for the preservation,  
28          acquisition, administration, management, operation, enhancement, and development  
29          of the forested wetlands in the Maurepas Swamp, Joyce, and Manchac Wildlife

1           Management Areas, including the MC Davis Property, or for the activities conducted  
2           thereon.

3                   E. The monies in the fund shall be appropriated only for the purposes set  
4                   forth in Subsection D of this Section. The legislature shall make no appropriation  
5                   from the fund which is inconsistent with Subsection A of this Section.

6           Section 2. This Act shall become effective on July 1, 2011; if vetoed by the governor  
7           and subsequently approved by the legislature, this Act shall become effective on July 1,  
8           2011, or on the day following such approval by the legislature, whichever is later.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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

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

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