

2018 Regular Session

HOUSE BILL NO. 588

BY REPRESENTATIVE COUSSAN

FUNDS/FUNDING: Dedicates a portion of truck and trailer fees collected in Lafayette Parish

1 AN ACT

2 To amend and reenact R.S. 47:481 and R.S. 48:196(A)(introductory paragraph) and to enact
3 R.S. 48:198, relative to certain registration and license fees and taxes collected on
4 trucks and trailers; to provide for the collection, deposit, and appropriation of
5 registration and license fees and taxes collected in certain parishes; to create the
6 Lafayette Maintenance and Improvement Fund; to provide for the deposit, use, and
7 investment of monies in the fund; to provide for an effective date; and to provide for
8 related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 47:481 is hereby amended and reenacted to read as follows:

11 §481. Disposition of collections

12 Except as provided in R.S. 47:480, all fees and taxes provided for in this
13 Chapter, including the permit fees, shall be paid to the state treasurer on or before the
14 tenth day of each month following their collection and shall be credited to the
15 account of the Transportation Trust Fund, the State Highway Improvement Fund,
16 state highway fund No. 2, ~~and~~ the New Orleans Ferry Fund, and the Lafayette
17 Maintenance and Improvement Fund as provided by law.

18 Section 2. 48:196(A)(introductory paragraph) is hereby amended and reenacted and
19 R.S. 48:198 is hereby enacted to read as follows:

1 §196. State Highway Improvement Fund

2 A. There is hereby created, as a special fund in the state treasury, the State
3 Highway Improvement Fund, hereinafter referred to as the "fund." The source of
4 monies in this fund shall be registration and license fees and taxes collected by the
5 state pursuant to R.S. 47:462, and as provided in R.S. 47:481, in such amounts as
6 remain after payment of amounts due on bonds and related expenses as provided in
7 the documents pursuant to which the bonds were issued under the provisions of R.S.
8 48:196.1. Beginning July 1, 2007, and each fiscal year thereafter, after satisfaction
9 of the requirements of the provisions of R.S. 48:196.1 and compliance with the
10 requirements of Article VII, Section 9(B) of the Constitution of Louisiana, and after
11 making the allocation for state highway fund No. 2, ~~and the New Orleans Ferry~~
12 ~~Fund, and the Lafayette Maintenance and Improvement Fund,~~ the treasurer shall
13 deposit into the fund the following amounts:

14 * * *

15 §198. Lafayette Maintenance and Improvement Fund

16 A. There is hereby created, as a special fund in the state treasury, the
17 Lafayette Maintenance and Improvement Fund, hereinafter referred to as the "fund".
18 Beginning July 1, 2018, and each fiscal year thereafter, after compliance with the
19 requirements of Article VII, Section 9(B) of the Constitution of Louisiana, the
20 treasurer shall deposit into the fund the remaining monies derived from the collection
21 of registration and license fees and taxes collected by the state in Lafayette Parish
22 pursuant to R.S. 47:462, and as provided in R.S. 47:481, in the Lafayette
23 Maintenance and Improvement Fund.

24 B. The monies in the fund shall be subject to an annual appropriation by the
25 legislature and shall be used only as provided in Subsection C of this Section. The
26 monies in the fund shall be invested by the treasurer in the same manner as the
27 monies in the state general fund, and all interest earned shall be deposited and
28 credited to the fund. All unexpended and unencumbered monies remaining in the
29 fund at the end of the fiscal year shall remain to the credit of the fund.

1 C. Monies appropriated from the fund shall be used exclusively by the
2 Lafayette Consolidated Government for transportation projects.

3 Section 3. This Act shall become effective on July 1, 2018; if vetoed by the governor
4 and subsequently approved by the legislature, this Act shall become effective on July 1,
5 2018, or on the day following such approval by the legislature, whichever is later.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 588 Original

2018 Regular Session

Coussan

Abstract: Creates the Lafayette Maintenance and Improvement fund and allocates registration and license fees and taxes collected to the Fund.

Present law provides that all fees and taxes associated with vehicle registration are collected by the state treasurer monthly and distributed to the Transportation Trust Fund, the State Highway Improvement Fund, State Highway Fund No. 2, and the New Orleans Ferry Fund.

Proposed law retains present law and adds that the Lafayette Maintenance and Improvement Fund receive a monthly allocation of the fees and taxes associated with vehicle registration collected by the state treasurer.

Present law establishes the State Highway Improvement Fund as a special treasury fund. After satisfaction of the Bond Security and Redemption Fund requirements in the present constitution and the allocations in present law to State Highway Fund No. 2, and the New Orleans Ferry Fund, the treasurer is required to deposit registration and license fees and taxes collected by the state into the State Highway Improvement Fund.

Proposed law retains present law but adds an allocation to the Lafayette Maintenance and Improvement Fund prior to allocating registration and license fees and taxes into the State Highway Improvement Fund.

Proposed law establishes the Lafayette Maintenance and Improvement Fund as a special treasury fund and requires registration and license fees and taxes collected pursuant to present law in Lafayette Parish to be deposited into the fund. Proposed law further requires that monies in the fund be invested in the same manner as monies in the state general fund, that interest earned on investments be deposited into the fund, and that unexpended and unencumbered monies in the fund at the end of the fiscal year remain in the fund.

Proposed law requires monies appropriated from the Lafayette Maintenance Improvement Fund to be used by the Lafayette Consolidated Government for transportation projects.

Effective July 1, 2018.

(Amends R.S. 47:481 and R.S. 48:196(A)(intro. para.); Adds R.S. 47:198)