

Regular Session, 2012

HOUSE BILL NO. 847

BY REPRESENTATIVE CHAMPAGNE

FUNDS/FUNDING: Modifies funding and resource allocation of the Coastal Protection and Restoration Fund

1 AN ACT

2 To amend and reenact R.S. 49:214.5.4(G)(8) and (H), to enact R.S. 49:214.5.4(i), and to  
3 repeal R.S. 49:214.5.4(E)(4), relative to the Coastal Protection and Restoration Fund;  
4 to limit the use of deposits and allocations within the fund amount which may be  
5 appropriated for the administration and operation of certain entities; and to provide  
6 for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 49:214.5.4(G)(8) and (H) are hereby amended and reenacted and  
9 R.S. 49:214.5.4(i) is hereby enacted to read as follows:

10 §214.5.4. Funding and resource allocation

11 \* \* \*

12 G. The money in the Coastal Protection and Restoration Fund is subject to  
13 appropriations by the legislature for the purposes of integrated coastal protection.  
14 The money in the fund may be used only for those projects and programs which are  
15 consistent with the statement of intent, R.S. 49:214.1, and the annual plan as it  
16 pertains to the integrated coastal protection and may include but not be limited to the  
17 following purposes:

18 \* \* \*

19 (8) ~~The~~ Subject to the restrictions of Subsection H of this Section, the  
20 administration and operation of the Office of Coastal Protection and Restoration, the

1 Coastal Protection and Restoration Authority, the Governor's Advisory Commission  
2 on Coastal Protection, Restoration, and Conservation, and the Coastal Protection and  
3 Restoration Financing Corporation.

4 \* \* \*

5 H. The money in the Coastal Protection and Restoration Fund appropriated  
6 for the administration and operation of the Office of Coastal Protection and  
7 Restoration, the Coastal Protection and Restoration Authority, the Governor's  
8 Advisory Commission on Coastal Protection, Restoration, and Conservation, and the  
9 Coastal Protection and Restoration Financing Corporation, shall not exceed the  
10 following percentages of the total appropriations from the fund for the following  
11 fiscal years:

12 (1) For Fiscal Year 2013-2014, seventy-five percent of the total  
13 appropriations from the fund.

14 (2) For Fiscal Year 2014-2015, fifty percent of the total appropriations from  
15 the fund.

16 (3) For Fiscal Year 2015-16, twenty-five percent of the total appropriations  
17 from the fund.

18 (4) For Fiscal Year 2016-2017 and each fiscal year thereafter, none of the  
19 appropriations from the fund shall be appropriated for the administration and  
20 operation of the Office of Coastal Protection and Restoration, the Coastal Protection  
21 and Restoration Authority, the Governor's Advisory Commission on Coastal  
22 Protection, Restoration, and Conservation, and the Coastal Protection and  
23 Restoration Financing Corporation.

24 I. As used in this Section, the term "balance of the fund" shall mean those  
25 monies in the fund which have not been expended or obligated under the plan  
26 approved pursuant to R.S. 49:214.5.3, or otherwise obligated in accordance with law.  
27 Section 2. R.S. 49:214.5.4(E)(4), is hereby repealed in its entirety.

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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)]

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Champagne

HB No. 847

**Abstract:** Limits the amount of the Coastal Protection and Restoration Fund which may be used for certain administration costs.

Present law provides for the authorized uses of the money in the Coastal Protection and Restoration Fund (the fund). The money in the fund may be used only for certain projects and programs and may include administration and operation of the Office of Coastal Protection and Restoration, the Coastal Protection and Restoration Authority, the Governor's Advisory Commission on Coastal Protection, Restoration, and Conservation, and the Coastal Protection and Restoration Financing Corporation.

Proposed law limits the amount from the fund which may be appropriated for administration and operation of the programs listed in present law as follows:

- (1) For FY 2013-2014, 75% of the fund appropriation.
- (2) For FY 2014-2015, 50% of the fund appropriation.
- (3) For FY 2015-2016, 25% of the fund appropriation.
- (4) For FY 2016-2017 and each year thereafter, none of the fund appropriation.

Present law provides that, in each fiscal year, at least \$200,000 but no more than 7% of the federal revenues the state receives from Outer Continental Shelf oil and gas activity may be used for administrative costs or fees. Further exempts the following from present law:

- (1) Any revenues received by the state pursuant to Section 1337(g) of Title 43 of the United States Code, also known as "8(g)" funds.
- (2) Any securitization or other monetizing of all or any portion of the federal revenues received by the state generated from Outer Continental Shelf oil and gas activity.
- (3) Any monies received by the state for reimbursement of costs in response to the Deepwater Horizon oil spill.

Proposed law repeals present law.

(Amends R.S. 49:214.5.4(G)(8) and (H); Adds R.S. 49:214.5.4(I); Repeals R.S. 49:214.5.4(E)(4))