

ACT No. 497

2022 Regular Session

HOUSE BILL NO. 755

BY REPRESENTATIVES SCHEXNAYDER, BUTLER, HORTON, LACOMBE,
MCFARLAND, CHARLES OWEN, RISER, SCHAMERHORN, THOMPSON,
AND ZERINGUE

1 AN ACT

2 To amend and reenact R.S. 39:100.44.1(B)(4), (D), (E), (H)(3), and (J), and to enact R.S.
3 39:100.44.1(K) and Subpart Y of Part II-A of Chapter 1 of Subtitle I of Title 39 of
4 the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.192, relative
5 to the disbursement of state monies; to provide with respect to monies received from
6 the American Rescue Plan Act of 2021; to provide for creation of certain funds for
7 a program to assist political subdivisions in securing federal grants; to make changes
8 to the Louisiana Loggers Relief Program; to make changes to the Louisiana Save
9 Our Screens Program; to provide for an effective date; and to provide for related
10 matters.

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. R.S. 39:100.44.1(B)(4), (D), (E), (H)(3), and (J) are hereby amended and
13 reenacted to read as follows:

14 §100.44.1. Louisiana Main Street Recovery Program; Louisiana Rescue Plan Funds;
15 Loggers Relief; Save Our Screens

16 * * *

17 B. Any business receiving funding from a program within the Louisiana
18 Main Street Recovery Program pursuant to this Section shall meet the following
19 criteria:

20 * * *

1 (4)(a) For movie theaters, ~~experienced~~ Experienced a revenue loss of ten
2 percent or greater of gross revenue for the period of January 1, 2020, through
3 December 31, 2020, as compared to the gross revenue of the business during the
4 same period in 2019.

5 (b) For loggers, experienced a revenue loss of gross revenue for the period
6 of January 1, 2020, through December 31, 2020, as compared to the gross revenue
7 of the business during the same period in 2019.

8 * * *

9 D.(1) Priority shall be given to businesses that previously submitted
10 applications to the Louisiana Main Street Recovery Program as provided in R.S.
11 39:100.44 but whose applications were not considered due to exhaustion of monies
12 in the Louisiana Main Street Recovery Fund.

13 (2) Notwithstanding the provisions of Paragraph (1) of this Subsection,
14 priority shall be given to timber harvesting and timber handling businesses that
15 previously submitted applications to the Louisiana Main Street Recovery Program
16 as provided in R.S. 39:100.44 but whose applications were denied.

17 E.(1) The Louisiana Loggers Relief Program shall have priority for ten
18 million dollars of the money granted by the Louisiana Main Street Recovery
19 Program.

20 (2) Grants shall be distributed to eligible timber harvesting and timber
21 hauling businesses impacted by COVID-19. Any grant received pursuant to this
22 Subsection shall not exceed twenty-five thousand dollars per business. In addition
23 to the criteria provided in Subsection B of this Section, a timber harvesting or timber
24 hauling business shall meet all of the following criteria to be eligible to receive a
25 grant:

26 (1) ~~(a) Is assigned a North American Industry Classification System Code~~
27 ~~of 113310 or 484220.~~ classified as one of the following Internal Revenue Service
28 Principal Business Activity Codes:

29 (i) 113000, 113110, 113210, 113310, or 115310.

30 (ii) 484110, 484120, 484200, or 484220.

1 (2) ~~(b)~~ Is certified by the Louisiana Forestry Association as a master logger:
2 headquartered in Louisiana.

3 ~~(3)~~ (c) Is not a subsidiary of a business with more than fifty full-time
4 equivalent employees, is not part of a larger business enterprise with more than fifty
5 full-time equivalent employees, and is not owned by a business with more than fifty
6 full-time equivalent employees.

7 * * *

8 H.

9 * * *

10 (3) Any remaining balance in the fund on ~~June 30, 2022~~ June 30, 2023, shall
11 be transferred to the Louisiana Rescue Plan Fund.

12 * * *

13 J.(1) For the Louisiana Loggers Relief Program, no ~~No~~ grants shall be
14 awarded pursuant to this Section after ~~January 30, 2022.~~ December 31, 2022.

15 (2) For the Louisiana Save Our Screens Program, no grants shall be awarded
16 pursuant to Subsection F of this Section after January 30, 2022. In the event that
17 monies allocated in the Louisiana Main Street Recovery Rescue Plan Fund for the
18 Louisiana Save Our Screens Program are available after January 30, 2022,
19 supplemental grants shall be awarded on a pro-rata, per-screen basis to all movie
20 theater businesses that applied for a grant on or before January 30, 2022. For the
21 Louisiana Save Our Screens Program, no supplemental grants shall be awarded
22 pursuant to this Subsection after December 31, 2022.

23 Section 2. R.S. 39:100.44.1(K) is hereby enacted to read as follows:

24 §100.44.1. Louisiana Main Street Recovery Program; Louisiana Rescue Plan Funds;
25 Loggers Relief; Save Our Screens

26 * * *

27 K. Notwithstanding any other provision of this Section to the contrary, three
28 million dollars from the money granted to the Louisiana Loggers Relief Program
29 pursuant to Paragraph (E)(1) of this Section shall be deposited into the Louisiana
30 Agriculture Transportation Group Self-Insured Fund in furtherance of supply chain

1 resiliency and the remaining money allocated to the Louisiana Loggers Relief
 2 Program shall be granted pursuant to the requirements provided in Paragraph (E)(2)
 3 of this Section.

4 Section 3. Subpart Y of Part II-A of Chapter 1 of Subtitle I of Title 39 of the
 5 Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.192 is hereby enacted to read
 6 as follows:

7 SUBPART Y. POLITICAL SUBDIVISION FEDERAL GRANT ASSISTANCE FUND

8 §100.192. Political Subdivision Federal Grant Assistance Fund

9 A. There is hereby created in the state treasury, as a special fund, the Political
 10 Subdivision Federal Grant Assistance Fund, hereafter referred to in this Section as
 11 the "fund". After allocation of money to the Bond Security and Redemption Fund as
 12 provided in Article VII, Section 9(B) of the Constitution of Louisiana, the treasurer
 13 shall deposit in and credit to the fund all monies appropriated, transferred, or donated
 14 for the fund. Monies in the fund shall be invested in the same manner as state general
 15 fund monies and interest earned on investment of monies in the fund shall be
 16 credited to the fund. Unexpended and unencumbered monies in the fund at the end
 17 of the fiscal year shall remain in the fund.

18 B. Monies out of the fund shall be appropriated to the Division of
 19 Administration via the process to adjust an agency's appropriation as provided for
 20 in Section 2.A. of the Act that originated as House Bill No. 1 of the 2022 Regular
 21 Session of the Legislature.

22 C. The fund shall be used for the administration of a program to assist
 23 political subdivisions with competitive federal grant opportunities made pursuant to
 24 the Infrastructure Investment and Jobs Acts (P.L. 117-58).

25 D. The program's guidelines shall be subject to approval by the Joint
 26 Legislative Committee on the Budget.

27 Section 4.(A) Prior to June 30, 2022, the state treasurer is hereby authorized and
 28 directed to transfer four hundred ninety-seven thousand two hundred sixty-six dollars from
 29 the Louisiana Rescue Plan Fund into the Louisiana Main Street Recovery Rescue Plan Fund
 30 for the Louisiana Save Our Screens Program.

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 (B) Prior to June 30, 2022, the state treasurer is hereby authorized and directed to
2 transfer twenty-five million dollars from the Capital Outlay Savings Fund into the Political
3 Subdivision Federal Grant Assistance Fund.

4 Section 5. The provisions of Section 2 of this Act shall take effect and become
5 operative if and when the Act which originated as Senate Bill No. 437 of the 2022 Regular
6 Session of the Legislature is enacted and becomes effective.

7 Section 6. The provisions of Sections 1, 3, 4, 5, and 6 of this Act shall become
8 effective upon signature by the governor or, if not signed by the governor, upon expiration
9 of the time for bills to become law without signature by the governor, as provided by Article
10 III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently
11 approved by the legislature, the provisions of Sections 1, 3, 4, 5, and 6 of this Act shall
12 become effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____