

Regular Session, 2013

ACT No. 424

HOUSE BILL NO. 620

BY REPRESENTATIVES GEYMANN, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GAROFALO, GREENE, HARRIS, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, KATRINA JACKSON, JAMES, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PYLANT, REYNOLDS, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, TALBOT, THIERRY, AND THOMPSON AND SENATORS CORTEZ, GUILLORY, MILLS, AND PERRY

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

1 AN ACT

2 To amend and reenact R.S. 39:36(A)(3)(b) and 51(A) and to enact R.S. 24:603(20) and R.S.
3 39:36(A)(6), relative to budgetary controls and priorities; to require certain items be
4 included in the executive budget; to require the General Appropriation Bill include
5 separate recommendations for discretionary and nondiscretionary spending in certain
6 circumstances; to provide for the powers and functions of the legislative fiscal office;
7 to provide for effectiveness; to provide for definitions; and to provide for related
8 matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 24:603(20) is hereby enacted to read as follows:

11 §603. Duties and functions

12 Subject to the general direction and supervision of the Joint Legislative
13 Committee on the Budget, the Legislative Fiscal Office shall have the following
14 duties and functions:

15 * * *

16 (20) The Legislative Fiscal Office shall review the proposed executive
17 budget for the ensuing fiscal year and report to the Joint Legislative Committee on
18 the Budget whether the budget recommends appropriations out of the state general
19 fund and dedicated funds for health care as contained in Schedule 09, Department
20 of Health and Hospitals, and for higher education as contained in Schedule 19,
21 Higher Education and Louisiana State University Health Sciences Center Health

- 1 (bb) Cost of elections and ballot printing.
- 2 (cc) Nonpublic school textbooks and the Minimum Foundation Program.
- 3 (dd) Parish transportation.
- 4 (ee) Interim Emergency Board.
- 5 (ff) State revenue sharing.
- 6 (gg) Debt service for net state tax-supported debt.
- 7 (hh) Severance tax dedications to parishes.
- 8 (ii) Parish royalty fund dedications to parishes.
- 9 (jj) Highway Fund #2 dedications to Mississippi River Bridge Authority and
 10 Causeway Commission.
- 11 (kk) State supplemental pay.
- 12 (ii) Expenditures due to a court order:
- 13 (aa) Representation for mental health patients.
- 14 (bb) Medical care for some state prisoners.
- 15 (iii) Expenditures to avoid a court order:
- 16 (aa) Litigation involving community-based waiver options.
- 17 (bb) Elderly and disabled adult waiver litigation.
- 18 (cc) Instruction for Special School Districts #1 and #2-Juvenile Justice
 19 Settlement.
- 20 (iv) Debt service:
- 21 (aa) The Debt Management Program.
- 22 (bb) Debt service of state-owned buildings paid by the Office Facilities
 23 Corporation.
- 24 (cc) Rent in state-owned buildings-paid by state agencies to the Office
 25 Facilities Corporation.
- 26 (dd) Corrections debt service-Louisiana Correctional Facilities Corporation.
- 27 (ee) Higher education debt service and maintenance.
- 28 (v) Expenditures due to federal mandates:
- 29 (aa) Mandatory Medicaid services.
- 30 (bb) Federal Safe Drinking Water Act for inspections.

1 §51. General Appropriation Bill; other appropriation bills

2 A.(1) The governor shall cause a General Appropriation Bill for the ordinary
 3 operating expenses of government to be introduced which shall be in conformity
 4 with the recommendations for appropriations contained in the budget estimate as
 5 provided by Article VII, Section 11(B) of the Constitution of Louisiana. In the event
 6 that the Legislative Fiscal Office reports that the budget estimate as provided by
 7 Article VII, Section 11(A) of the Constitution of Louisiana provides for
 8 appropriations out of the state general fund and dedicated funds for the ensuing fiscal
 9 year for health care as contained in Schedule 09, Department of Health and
 10 Hospitals, and for higher education as contained in Schedule 19, Higher Education
 11 and Louisiana State University Health Sciences Center Health Care Services
 12 Division, in amounts less than the appropriations for either purpose as contained for
 13 the same schedules in the existing operating budget for the current fiscal year as of
 14 the day the executive budget is submitted to the Joint Legislative Committee on the
 15 Budget, the governor shall cause a General Appropriation Bill to be introduced as
 16 provided by Article VII, Section 11(B) of the Constitution of Louisiana which shall
 17 provide separate recommendations for discretionary and nondiscretionary
 18 expenditures and the means of financing such expenditures which are subject to
 19 appropriation.

20 (2) The General Appropriation Bill and the bill appropriating funds for
 21 ancillary expenses of state government shall each be submitted for introduction at
 22 ~~the same time required for~~ no later than fourteen days after submission of the

1 executive budget to the Joint Legislative Committee on the Budget as required by
2 R.S. 39:37.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____