2022 Regular Session

HOUSE BILL NO. 465

23

BY REPRESENTATIVE ZERINGUE

1	AN ACT
2	To provide for the establishment and reestablishment of agency ancillary funds, to be
3	specifically known as internal service funds, auxiliary accounts, or enterprise funds
4	for certain state institutions, officials, and agencies; to provide for appropriation of
5	funds for Fiscal Year 2022-2023; to provide for an effective date; and to regulate the
6	administration of said funds.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. There are hereby appropriated the amounts shown below, which shall be
9	payable out of the state general fund, to the extent of funds deposited, unless otherwise
10	specified, for the establishment and reestablishment of agency ancillary funds which shall
11	be specifically known as internal service funds, auxiliary accounts, or enterprise funds. The
12	monies in each fund shall be used for working capital in the conduct of business enterprises
13	rendering public service, auxiliary service, and interagency service.
14	In the conduct of each such business, receipts shall be deposited in the state treasury
15	and disbursements made by the state treasurer to the extent of the amount deposited to the
16	credit of each ancillary fund, for the current fiscal year. All funds appropriated herein shall
17	be expended in compliance with the public bid laws of the state.
18	Section 2.A. Except as otherwise provided by law or as herein otherwise provided,
19	any fund equity resulting from prior year operations shall be included as a resource of the
20	fund from which the ancillary fund is directly or indirectly derived.
21	B. Funds on deposit with the state treasury at the close of the fiscal year are
22	authorized to be transferred to each fund respectively, as equity for the next fiscal year.

All unexpended cash balances as of June 30, 2023, shall be remitted to the state

treasurer on or before August 14, 2023. If not reestablished in the subsequent year's Act, the agency shall liquidate all assets and return all advances no later than August 14, 2023.

C. The program descriptions contained in this Act are not part of the law and are not enacted into law by virtue of their inclusion into this Act.

Section 3. All money from federal, interagency transfers, statutory dedications, or fees and self-generated revenues shall be available for expenditure in the amounts herein appropriated.

Any increase in such revenues shall be available for allotment and expenditure by an agency on approval of an increase in the appropriation by the commissioner of administration and the Joint Legislative Committee on the Budget. Any increase in such revenues for an agency without an appropriation from the respective revenue source shall be incorporated into the agency's appropriation on approval of the commissioner of administration and the Joint Legislative Committee on the Budget.

Section 4.A. The figures in parentheses following the designation of a budget entity are the total authorized positions and authorized other charges positions for that entity. The number of employees approved for each agency, as a result of the passage of this Act, may be increased by the commissioner of administration when sufficient documentation is presented and the request is deemed valid. However, any request which exceeds five positions shall be approved by the commissioner of administration and the Joint Legislative Committee on the Budget.

B. The budget request of any agency with an appropriation level of thirty million dollars or more shall include within its existing table of organization positions which perform the function of internal auditing, including the position of a chief audit executive. The chief audit executive shall be responsible for ensuring that the internal audit function adheres to the Institute of Internal Auditors, International Standards for the Professional Practice of Internal Auditing. The chief audit executive shall maintain organizational independence in accordance with these standards and shall have direct and unrestricted access to the commission, board, secretary, or equivalent head of the agency. The chief audit executive shall certify to the commission, board, secretary, or equivalent head of the agency that the internal audit function conforms to the Institute of Internal Auditors, International Standards for the Professional Practice of Internal Auditing.

Section 5. All key and supporting performance objectives and indicators for the departments, agencies, programs, and budget units contained in the Governor's Executive Budget Supporting Document shall be adjusted by the commissioner of administration to reflect the funds appropriated therein. The commissioner of administration shall report on these adjustments to the Joint Legislative Committee on the Budget each year by August fifteenth.

Section 6. The following definition is provided for the terms of this Act: "Working capital" shall be considered the excess of current assets over current liabilities on an accrual basis.

Section 7. Should any section, subsection, clause, sentence, phrase, or part of the Act for any reason be held, deemed, or construed to be unconstitutional or invalid, such decisions shall not affect the remaining provisions of the Act, and the legislature hereby declares that it would have passed the Act, and each section, subsection, clause, sentence, phrase, or part thereof, irrespective of the fact that one or more of the sections, subsections, clauses, sentences, phrases, or parts thereof, is declared unconstitutional or invalid. To this end, the provisions of this Act are hereby declared severable.

Section 8. Internal Service Funds. These funds account for the financing of goods or services provided by one department or agency to other departments or agencies of the governmental unit, or to other governmental units, on a cost-reimbursement basis. Excess cash funds, excluding cash funds arising from working capital advances, shall be invested by the state treasurer with the interest proceeds therefrom credited to each account and shall not be transferred to the state general fund.

Section 9. In conjunction with the continuing assessment of the existing staff, assets, contracts, and facilities of each department, agency, program, or budget unit's information technology resources and procurement resources, upon completion of this assessment and to the extent optimization of these resources will result in the projected cost savings through staff reductions, realization of operational efficiencies, cost avoidance, and elimination of asset duplication, the commissioner of administration is authorized to transfer the functions, positions, assets, and funds from any other department, agency, program, or budget units related to these optimizations to a different department. The provisions of this Section shall not apply to the Department of Culture, Recreation and Tourism, or any agency contained in Schedule 04, Elected Officials, of the General Appropriation Act.

1	SCHEDULE 21					
2	ANCILLARY APPROPRIATIONS					
3	21-800 OFFICE OF GROUP BENEFITS					
4 5	EXPENDITURES: State Group Benefits -	FY 22 EOB	FY 23 REC			
6 7	Authorized Positions Expenditures	(42) \$ 1,809,133,191	(56) \$ 1,809,705,404			
8 9 10	Program Description: Provides for the administrance and group life insurance for current participating groups.					
11	TOTAL EXPENDITURES	<u>\$1,809,133,191</u>	<u>\$1,809,705,404</u>			
12 13 14 15	MEANS OF FINANCE: State General Fund by: Interagency Transfers Fees & Self-generated Revenues TOTAL MEANS OF FINANCING	\$ 598,733 \$ 1,808,534,458 \$ 1,809,133,191	\$ 598,733 \$ 1,809,106,671 \$ 1,809,705,404			
17	21-804 OFFICE OF RISK MANAGEMENT					
18 19 20 21	EXPENDITURES: Risk Management - Authorized Positions Expenditures	FY 22 EOB (41) \$ 358,342,481	FY 23 REC (41) \$ 324,218,483			
22 23 24 25 26 27 28 29 30	Program Description: Provides for the overall entire office, support services, policy analysis, mainsurance program; provides funding for the paying property, comprehensive general liability, personal physical damage, bonds, crime, aviation, were miscellaneous tort claims; provides funding for professional legal defense of claims made again reimbursement of the Division of Risk Litigation is costs incurred for professional legal defense of claims.	nagement direction ment of losses on mel injury, automobile later marine boiler and the payment of const the State; provident the Office of the Ali	of the state's self- edical, malpractice, iability, automobile ed machinery and ontracts issued for les funding for the ttorney General for			
31	TOTAL EXPENDITURES	<u>\$ 358,342,481</u>	<u>\$ 324,218,483</u>			
32 33 34 35 36 37	MEANS OF FINANCE: State General Fund by: Interagency Transfers Fees & Self-generated Revenues Statutory Dedications: Future Medical Care Fund	\$ 265,682,662 \$ 90,659,819 \$ 2,000,000	\$ 275,551,395 \$ 46,667,088 \$ 2,000,000			
38	TOTAL MEANS OF FINANCING	\$ 358,342,481	\$ 324,218,483			
39	21-806 LOUISIANA PROPERTY ASSISTANO	CE				
40 41 42 43	EXPENDITURES: Louisiana Property Assistance - Authorized Positions Expenditures	FY 22 EOB (37) \$ 7,747,236	FY 23 REC (37) \$ 8,692,368			
44 45	Program Description: Provides for the accounthrough the development and implementation of so					
46	TOTAL EXPENDITURES	<u>\$ 7,747,236</u>	<u>\$ 8,692,368</u>			

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1	MEANS OF FINANCE:				
	State General Fund by:				
2 3	Interagency Transfers	\$	1,615,846	\$	1,615,846
4	Fees & Self-generated Revenues	\$	6,131,390	\$	7,076,522
•	Toos to soil generated he condes	Ψ	0,121,270	Ψ	7,070,022
5	TOTAL MEANS OF FINANCING	<u>\$</u>	7,747,236	<u>\$</u>	8,692,368
6	21-807 LOUISIANA FEDERAL PROPERTY	Y ASSI	STANCE AGI	ENCY	7
7	EXPENDITURES:		FY 22 EOB		FY 23 REC
8	Federal Property Assistance -				
9	Authorized Positions		(9)		(9)
10	Expenditures	\$	3,415,050	\$	3,441,308
11 12 13	Program Description: Seeks to assure the far property allocated to Louisiana by the General Se donees.		*		0 0
14	TOTAL EXPENDITURES	<u>\$</u>	3,415,050	<u>\$</u>	3,441,308
15	MEANS OF FINANCE:				
16	State General Fund by:				
17	Interagency Transfers	\$	484,342	\$	1,084,342
18	Fees & Self-generated Revenues	\$	2,930,708	\$	2,356,966
19	TOTAL MEANS OF FINANCING	<u>\$</u>	3,415,050	\$	3,441,308
20	21-811 PRISON ENTERPRISES				
21	EVDENDITI IDEC.		EV 22 EOD		EV 22 DEC
21	EXPENDITURES:		<u>FY 22 EOB</u>		FY 23 REC
22	Prison Enterprises -		(72)		(72)
23	Authorized Positions	¢.	(72)	Φ	(72)
24	Expenditures	\$	33,763,220	\$	34,484,007
25	Program Description: Utilizes the resources	of the	Danartment of	Dubli	ic Safaty and
26	Corrections in the production of food, fiber, and				
27	order to lower the cost of incarceration; provide				
28	and agencies of parishes, municipalities, and othe	-			_
29	opportunities for offenders. Prison Enterprises				
30	agriculture operations.	3 Conai	icis boin inaus	иу ор	eranons ana
30	agriculture operations.				
31	TOTAL EXPENDITURES	<u>\$</u>	33,763,220	\$	34,484,007
32	MEANS OF FINANCE:				
33	State General Fund by:				
34	Interagency Transfers	\$	24,933,479	\$	25,447,628
35	Fees & Self-generated Revenues	\$	8,829,741	\$	9,036,379
36	TOTAL MEANS OF FINANCING	<u>\$</u>	33,763,220	<u>\$</u>	34,484,007
37	21-815 OFFICE OF TECHNOLOGY SERVE	ICES			
38	EXPENDITURES:		FY 22 EOB		FY 23 REC
39	Technology Services -		1122200		11 20 KEC
40	Authorized Positions		(828)		(828)
41	Authorized Other Charges Positions		(9)		(9)
42	Expenditures	\$	525,667,324	\$	670,082,509
-	r	<u>*</u>	- , · , ·		,
43	Program Description: The mission of the Of	fice of	Technology Se	ervices	s (OTS) is to
44	110gram Description, The mission of the of	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			, (OID) is io
44	establish competitive, cost-effective technology sy		٠.		

1 2 3	services. OTS shall charge respective user agence services provided including the cost of the operation consistent manner, in full compliance with State of	on of	the office in a		
4	TOTAL EXPENDITURES	<u>\$</u>	525,667,324	<u>\$</u>	670,082,509
5 6 7	MEANS OF FINANCE: State General Fund by: Interagency Transfers	\$	524,148,851	\$	668,564,036
8 9 10	The allocations listed below are provided for inforced to limit the expenditures or means of Services.			-	
11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	Executive Department Department of Transportation and Development Department of Public Safety and Corrections- Corn Department of Public Safety and Corrections- Public Department of Public Safety and Corrections- You Louisiana Department of Health Department of Children and Family Services Department of Revenue Louisiana Workforce Commission Department of Education Remaining State Agencies Total Interagency Transfers Fees & Self-generated Revenues Production Support Services to local and other governmental entities	lic Sa	afety Services	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	50,528,314 32,108,983 11,477,406 53,964,933 9,237,870 263,663,085 94,155,277 29,770,915 27,830,125 34,973,882 60,853,246 668,564,036 1,518,473
26 27	Telecommunications Services to local and other governmental entities			\$	403,408
28 29 30	IT Support Services to local and other governmental entities Total Fees & Self-generated Revenues			\$ <u>\$</u>	859,187 1,518,473
31	TOTAL MEANS OF FINANCING	\$	525,667,324	<u>\$</u>	670,082,509
32	BY EXPENDITURE CATEGORY:				
33 34 35 36 37	Personal Services Operating Expenses Professional Services Other Charges Acquisitions and Major Repairs TOTAL BY EXPENDITURE CATEGORY	7		\$ \$ \$ \$	101,336,565 204,966,990 302,124,033 52,083,104 9,571,817 670,082,509
39 40 41 42 43 44 45	Payable out of State General Fund by Interagency Transfers from the Department of Education to the Technology Services Program for the purchase of IT equipment and software as authorized through Emergency Assistance for Non-Public Schools	ı		<u>\$</u>	
46	21-816 DIVISION OF ADMINISTRATIVE LA	W		Φ	24,000,000
47 48 49 50	EXPENDITURES: Administration - Authorized Positions Expenditures	\$	(58) 8,643,902	<u>\$</u>	FY 23 REC (58) 9,829,286

1 2 3	Program Description: Provides a neutral forum certain state agencies, with respect for the dign rights.				
4	TOTAL EXPENDITURES	\$	8,643,902	<u>\$</u>	9,829,286
5 6	MEANS OF FINANCE: State General Fund by:	Ф	0.615.005	Ф	0.000.200
7 8	Interagency Transfers Fees & Self-generated Revenues	\$ \$	8,615,005 28,897	\$ \$	9,800,389 28,897
9	TOTAL MEANS OF FINANCING	\$	8,643,902	\$	9,829,286
10	21-820 OFFICE OF STATE PROCUREMEN	T			
11	EXPENDITURES:	<u>F</u>	Y 22 EOB		FY 23 REC
12 13	Office of State Procurement - Authorized Positions		(00)		(00)
13	Expenditures	<u>\$</u>	(99) 12,255,821	\$	(99) 12,873,418
15 16 17	Program Description : The mission of the Office effective services that satisfy the needs of approach Louisiana through the management of products a	oved gove	ernmental ur	-	
18	TOTAL EXPENDITURES	<u>\$</u> 1	12,255,821	<u>\$</u>	12,873,418
19 20	MEANS OF FINANCE: State General Fund by:				
21	Interagency Transfers	\$	5,675,334	\$	4,920,576
22	Fees & Self-generated Revenues	\$	6,580,487	\$	7,952,842
23	TOTAL MEANS OF FINANCING	<u>\$</u>	12,255,821	<u>\$</u>	12,873,418
24	21-829 OFFICE OF AIRCRAFT SERVICES				
25	EXPENDITURES:	F	Y 22 EOB		FY 23 REC
26	Flight Maintenance -		_		
27	Authorized Positions		(3)		(4)
28	Expenditures	\$	2,303,789	\$	2,324,065
29 30 31 32 33 34	Program Description: The mission of the Office overall maintenance and provide all needed and economic operation of the State's various aircraft flight safety, maintains high safety standards while and provides high quality, efficient, and economic operated aircraft.	l required . Flight M minimizin	d support for laintenance (g aircraft do	r safe, Opera wntim	proper, and tions ensures ae for repairs,
35	TOTAL EXPENDITURES	<u>\$</u>	2,303,789	<u>\$</u>	2,324,065
36 37 38	MEANS OF FINANCE: State General Fund by: Interagency Transfers	\$	2,124,574	\$	2,144,850
39	Fees & Self-generated Revenues	\$ \$	179,215	\$ \$	179,215
40	TOTAL MEANS OF FINANCING	\$	2,303,789	\$	2,324,065
41	21-860 ENVIRONMENTAL STATE REVOL	VING LO	OAN FUNDS	S	
42	EXPENDITURES:	1.7	V 11 FAD		EV 12 DEC
42	Environmental State Revolving Loan Funds		Y 22 EOB 25,350,000	\$	FY 23 REC 125,350,000

Program Description: Helps individual citizens and local governments participate in environmental programs by assisting municipalities to finance and construct wastewater treatment works. The Clean Water State Revolving Fund is used by the Department of Environmental Quality to assist recipients of Environmental Protection Agency and construction grants in providing project inspection, construction management, and overall program management services, required for the completion of the Environmental Protection Agency program, as outlined in the management grant. Regional meetings are held in the state's eight planning districts with one-on-one follow-up meetings to make municipalities more aware of the program's benefits and requirements. The Brownfields Cleanup Revolving Loan Fund strives to uphold Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) Section 104(k) to protect the health and welfare of the citizens of the state, as well as to enhance the environment of the state by administering the Brownfields Cleanup Revolving Loan Fund.

10 11 12	Compensation, and Liability Act (CERCLA) Section of the citizens of the state, as well as to en	on 104 hance	(k) to protect the the environme	heal	th and welfare
13	administering the Brownfields Cleanup Revolvin	g Loan	i Fund.		
14	TOTAL EXPENDITURES	\$	125,350,000	\$	125,350,000
15	MEANS OF FINANCE:				
16	State General Fund by:				
17	Statutory Dedications:				
18	Clean Water State Revolving Fund	\$	125,000,000	\$	125,000,000
19	Brownfields Cleanup Revolving	Ф	250,000	Ф	250,000
20	Loan Fund	<u>\$</u>	350,000	\$	350,000
21	TOTAL MEANS OF FINANCING	<u>\$</u>	125,350,000	<u>\$</u>	125,350,000
22	Payable out of the State General Fund by				
23	Statutory Dedications out of the Matching Funds				
24	Fund to the Environmental State Revolving Loan	ı			
25	Funds Program to use as state match for the				
26	Clean Water State Revolving Fund allocations for				
27	in the federal Infrastructure Investment and Jobs	Act,			
28	in the event that House Bill No. 406 of the 2022	. 1		¢.	4.257.700
29	Regular Session of the Legislature is enacted into	o iaw		\$	4,256,600
30	Payable out of Federal Funds				
31	to the Environmental State				
32	Revolving Loan Funds Program				
33	for municipalities to improve storm				
34	water management to address sewer			Φ.	1.160.000
35	overflows and reduce pollution			\$	1,169,000
36	21-861 DRINKING WATER REVOLVING I	OAN	FUND		
37	EXPENDITURES:		FY 22 EOB		FY 23 REC
38	Drinking Water Revolving Loan Fund	\$	47,988,458	\$	47,988,458
39	Program Description: Assist public water sys	tems in	n financing need	ded d	rinking water
40	infrastructure improvements (e.g. treatment plan				
41	facilities, new wells). The Drinking Water Revolv				
42	form of low-interest loans and technical assistan		•		
43	assist them with complying with state and federal				
44	their customers are provided with safe drinking w	vater th	iereby protectin	g the	public health.
45	TOTAL EXPENDITURES	<u>\$</u>	47,988,458	<u>\$</u>	47,988,458
46	MEANS OF FINANCE:				
47	State General Fund by:				
48	Statutory Dedication:				
49	Drinking Water Revolving Loan Fund	\$	47,988,458	\$	47,988,458
			4 - 000 1		

47,988,458

47,988,458

TOTAL MEANS OF FINANCING

	HB NO. 465		<u>E</u>	NROLLED
1 2 3 4 5 6 7 8	Dedications out of the M Drinking Water Revolvin use as state match for the Loan Fund allocations fo Infrastructure Investment	t and Jobs Act, in the event of the 2022 Regular Session	\$	2,693,000
9	Section 10. This Act	shall become effective on July 1, 2022.		
		SPEAKER OF THE HOUSE OF REPRESI	ENTAT	IVES
		PRESIDENT OF THE SENATE		
		GOVERNOR OF THE STATE OF LOUIS	IANA	

APPROVED: