

2016 Second Extraordinary Session

HOUSE BILL NO. 69

BY REPRESENTATIVE HENRY

APPROPRIATIONS/SUPPLEML: Makes supplemental appropriations for Fiscal Year 2016-2017 (Item #1)

1 AN ACT

2 To appropriate funds and to make certain reductions from certain sources to be allocated to
3 designated agencies and purposes in specific amounts and for the making of
4 supplemental appropriations and reductions for said agencies and purposes for Fiscal
5 Year 2016-2017; to provide for an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. The following sums are hereby appropriated or the appropriations are
8 hereby reduced from the sources specified and in the amounts specified for the purpose of
9 making supplemental appropriations and reductions for Fiscal Year 2016-2017. Reductions
10 are denoted in parentheses. Appropriations contained in this Section are designated as
11 supplementary budget recommendations from the sources of revenue specified and shall
12 become effective in the event the official forecast for Fiscal Year 2016-2017 is revised at the
13 meeting of the Revenue Estimating Conference to incorporate additional revenue as a result
14 of enactment of instruments of the 2016 Second Extraordinary Session of the Legislature.
15 In the event additional revenue is insufficient to fully fund the appropriations contained in
16 this Section from a specific source of revenue, the appropriations out that source of revenue
17 shall be reduced on a prorata basis based upon the amount by which the additional revenues
18 from the specific source are insufficient to fully fund the appropriations.

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ELECTED OFFICIALS

DEPARTMENT OF JUSTICE

04-141 OFFICE OF THE ATTORNEY GENERAL

Provided, however, that the commissioner of administration is authorized and directed to adjust the expenditures for this agency as contained in the Act that originated as HB 1 of the of the 2016 Regular Session of the Legislature by reducing the expenditures out of the Litigation Program by (\$1,000,000) and increasing the expenditures out of the Administrative Program by \$1,000,000.

The Attorney General is permitted to use the \$7,000,000 received from the Coastal Protection and Restoration Authority and/or the DWH Court Order regarding Attorney Fees and Costs to fund appropriations to the Office of the Attorney General out of the State General Fund by Fees and Self-Generated Revenues and the State General Fund by Statutory Dedications out of the Department of Justice Legal Support Fund.

DEPARTMENT OF CULTURE, RECREATION AND TOURISM

06-264 OFFICE OF STATE PARKS

Payable out of the State General Fund (Direct) to the Parks and Recreation Program \$ 2,000,000

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS

CORRECTIONS SERVICES

08-407 WINN CORRECTIONAL CENTER

Payable out of the State General Fund (Direct) to the Purchase of Correctional Services Program \$ 4,500,000

08-408 ALLEN CORRECTIONAL CENTER

Payable out of the State General Fund (Direct) to the Purchase of Correctional Services Program \$ 4,500,000

YOUTH SERVICES

08-403 OFFICE OF JUVENILE JUSTICE

Payable out of the State General Fund (Direct) to the Southeast Region for Bridge City Center for Youth \$ 1,000,000

Payable out of the State General Fund (Direct) to the North Region for Swanson Center for Youth \$ 1,000,000

Payable out of the State General Fund (Direct) to the Office of Juvenile Justice to fund probation and parole services in the Southeast Region, North Region, and Central/Southwest Region and for central office functions \$ 2,000,000

1 **DEPARTMENT OF HEALTH AND HOSPITALS**

2 **09-306 MEDICAL VENDOR PAYMENTS**

3 EXPENDITURES:
4 Medical Vendor Payment \$ 599,099,099

5 TOTAL EXPENDITURES \$ 599,099,099

6 MEANS OF FINANCE:

7 State General Fund by:
8 Statutory Dedications:
9 Medical Assistance Trust Fund \$ 226,100,000
10 Federal Funds \$ 372,999,099

11 TOTAL MEANS OF FINANCING \$ 599,099,099

12 Provided, however, that of the funds appropriated from State General Fund (Direct) to this
13 agency as contained in the Act that originated as HB 1 of the 2016 Regular Session of the
14 Legislature an additional \$50,511,446 shall be allocated for payments to the public private
15 partnership hospitals. Provided, further, that of the funds appropriated from Federal Funds
16 to this agency as contained in the Act that originated as HB 1 of the 2016 Regular Session
17 of the Legislature an additional \$83,346,242 shall be allocated for payments to the public
18 private partnership hospitals.

19 The commissioner of administration is hereby authorized and directed to adjust the means
20 of financing in this agency as contained in the Act that originated as HB 1 of the 2016
21 Regular Session of the Legislature by reducing the appropriation out of the State General
22 Fund (Direct) by (\$111,988,554) and the appropriation out of Federal Funds by (\$
23 184,748,473).

24 **09-340 OFFICE FOR CITIZENS WITH DEVELOPMENTAL DISABILITIES**

25 Provided, however, that from the monies appropriated to the Community-Based Program in
26 the Act which originated as HB 1 of the 2016 Regular Session, the amount of \$250,000 shall
27 be allocated to the Arc Caddo-Bossier for the Goldman School.

28 **DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

29 **10-360 OFFICE OF CHILDREN AND FAMILY SERVICES**

30 Payable out of the State General Fund (Direct)
31 to the Prevention and Intervention Services Program \$ 4,455,709

32 Payable out of the State General Fund (Direct)
33 to the Community and Family Services Program \$ 666,985

34 Payable out of the State General Fund (Direct)
35 to the Field Services Program \$ 1,877,306

36 **HIGHER EDUCATION**

37 **19-671 BOARD OF REGENTS**

38 Payable out of the State General Fund (Direct)
39 to the Board of Regents for the Office of
40 Student Financial Assistance for the Taylor
41 Opportunity Program for Students (TOPS) \$ 67,000,000

1 Provided however, notwithstanding any provision of law to the contrary, the monies
2 appropriated herein shall be used to fully fund the TOPS awards for the fall semester prior
3 to allocation of any of this appropriation to TOPS awards for the spring semester.

4 Payable out of the State General Fund (Direct)
5 to the Board of Regents for public institutions
6 of higher education \$ 30,000,000

7 Provided, however, the \$30,000,000 in State General Fund (Direct) provided for institutions
8 of higher education contained in this Act shall be distributed in accordance with a plan
9 developed and approved by the Board of Regents and implemented by the Division of
10 Administration.

11 **19-600 LOUISIANA STATE UNIVERSITY BOARD OF SUPERVISORS**

12 Payable out of the State General Fund (Direct) to
13 the Louisiana State University Health Sciences Center -
14 Shreveport for operating costs \$ 12,000,000

15 Payable out of the State General Fund (Direct) to
16 the Louisiana State University Health Sciences Center -
17 New Orleans for legacy costs \$ 3,000,000

18 **DEPARTMENT OF EDUCATION**

19 **19-681 SUBGRANTEE ASSISTANCE**

20 Payable out of the State General Fund (Direct)
21 to the Student-Centered Goals Program for the
22 Student Scholarships for Educational Excellence
23 Program \$ 3,000,000

24 The commissioner of administration is hereby authorized and directed to adjust the means
25 of financing in this agency as contained in the Act that originated as HB 1 of the 2016
26 Regular Session of the Legislature by reducing the appropriation out of the State General
27 Fund (Direct) by (\$500,000).

28 **19-695 MINIMUM FOUNDATION PROGRAM**

29 Payable out of the State General Fund (Direct)
30 to the Minimum Foundation Program to increase
31 funding for city, parish, special schools, lab schools
32 and charter schools, and the Recovery School District,
33 which shall be allocated in the same manner as provided
34 in the Fiscal Year 2014-2015 MFP Formula in order to
35 sustain the certificated classroom teacher pay raise
36 provided for by appropriation in Fiscal Year 2013-2014 \$ 12,688,554

37 **19-697 NONPUBLIC EDUCATIONAL ASSISTANCE**

38 Payable out of the State General Fund (Direct)
39 to the Required Services Program \$ 5,253,323

40 Payable out of the State General Fund (Direct)
41 to the School Lunch Salary Supplement Program \$ 5,746,677

1 **19-699 SPECIAL SCHOOL DISTRICT**

2 Payable out of the State General Fund (Direct)
3 to the Instruction Program for the provision of
4 special education and related services for students
5 at River Oaks Hospital in New Orleans and Brentwood
6 Hospital in Shreveport \$ 500,000

7 **JUDICIAL EXPENSE**

8 **23-949 LOUISIANA JUDICIARY**

9 Payable out of the State General Fund (Direct)
10 to the Louisiana Judiciary \$ 2,000,000

11 Provided, however, that of the funds appropriated from State General Fund (Direct) to the
12 Louisiana Judiciary in this Act and in the Act that originated as House Bill 616 of the 2016
13 Regular Session of the Legislature, \$3,045,170 shall be allocated for Court Appointed
14 Special Advocates (CASA).

15 Section 2. The following sums are hereby appropriated or the appropriations are hereby
16 reduced from the sources specified and in the amounts specified for the purpose of making
17 supplemental appropriations and reductions for Fiscal Year 2016-2017. Reductions are
18 denoted in parentheses.

19 **EXECUTIVE DEPARTMENT**

20 **01-133 OFFICE OF ELDERLY AFFAIRS**

21 Payable out of the State General Fund (Direct)
22 to the Title VII/Ombudsman Program for
23 consulting services \$ 15,000

24 Payable out of the State General Fund (Direct)
25 to the Administrative Program to restore funding
26 for student labor and board member reimbursement \$ 93,358

27 Provided, however, that the commissioner of administration is authorized and directed to
28 adjust the means of finance for the Senior Center Program as contained in the Act that
29 originated as HB 1 of the 2016 Regular Session of the Legislature by reducing the
30 appropriation out of the State General Fund (Direct) by (\$108,358).

31 **ELECTED OFFICIALS**

32 **DEPARTMENT OF AGRICULTURE AND FORESTRY**

33 **04-160 DEPARTMENT OF AGRICULTURE AND FORESTRY**

34 Payable out of the State General Fund by
35 Statutory Dedications out of the Feed and
36 Fertilizer Fund to the Agricultural and Environmental
37 Sciences Program for inspection and testing of feed and
38 fertilizer in the event additional monies in the fund
39 are recognized by the Revenue Estimating Conference \$ 249,865

1 Payable out of the State General Fund by
 2 Statutory Dedications out of the Pesticide Fund to
 3 the Agricultural and Environmental Sciences
 4 Program for inspection and testing of pesticides
 5 in the event additional monies in the fund are recognized
 6 by the Revenue Estimating Conference \$ 412,291

7 **DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS**
 8 **YOUTH SERVICES**

9 **08-403 OFFICE OF JUVENILE JUSTICE**

10 Payable out of the State General Fund (Direct)
 11 to the Administration Program to correctly
 12 align expenditures \$ 5,732,447

13 Payable out of the State General Fund (Direct)
 14 to the North Region to correctly align expenditures \$ 2,137,303

15 Payable out of the State General Fund (Direct)
 16 to the Southeast Region to correctly
 17 align expenditures \$ 3,113,072

18 Provided, however, that the commissioner of administration is authorized and directed to
 19 adjust the means of finance for the Central/Southwest Region of this agency as contained in
 20 the Act that originated as HB 1 of the 2016 Regular Session of the Legislature by reducing
 21 the appropriation out of the State General Fund (Direct) by (\$10,682,979).

22 Provided, however, that the commissioner of administration is authorized and directed to
 23 adjust the means of finance for the Contract Services Program of this agency as contained
 24 in the Act that originated as HB 1 of the 2016 Regular Session of the Legislature by reducing
 25 the appropriation out of the State General Fund (Direct) by (\$299,843).

26 **DEPARTMENT OF HEALTH AND HOSPITALS**

27 **09-305 MEDICAL VENDOR ADMINISTRATION**

28 Payable out of the State General Fund by
 29 Fees & Self-generated Revenues to the
 30 Medical Vendor Administration Program for
 31 Medicaid Eligibility Capacity consisting of
 32 outstationed workers, grants, and Baton Rouge
 33 Area Foundation bona fide donations in the event
 34 the additional monies are recognized by the Revenue
 35 Estimating Conference \$ 3,750,000

36 **09-326 OFFICE OF PUBLIC HEALTH**

37 Payable out of the State General Fund by
 38 Fees & Self-generated Revenues to the
 39 Public Health Services Program from increased
 40 Bayou Health Plan collections in the event
 41 the additional monies are recognized by the Revenue
 42 Estimating Conference \$ 3,000,000

43 Provided, however, that the commissioner of administration is authorized and directed to
 44 adjust the means of finance for this agency as contained in the Act that originated as HB 1
 45 of the 2016 Regular Session of the Legislature by reducing the appropriation out of the State

1 General Fund by Interagency Transfers by (\$ 3,000,000) tied to Medicaid collections in the
2 event in the additional monies from Fees and Self-generated Revenues are recognized by the
3 Revenue Estimating Conference.

4 **DEPARTMENT OF NATURAL RESOURCES**

5 **11-432 OFFICE OF CONSERVATION**

6	EXPENDITURES:	
7	Oil and Gas Regulatory - Authorized Positions (7)	
8	For pipeline safety inspections per	
9	Act 435 of the 2016 Regular Session	\$ 1,010,000
10	TOTAL EXPENDITURES	<u>\$ 1,010,000</u>

11	MEANS OF FINANCE:	
12	State General Fund by:	
13	Statutory Dedications:	
14	Oil and Gas Regulatory Fund	\$ 520,000
15	Federal Funds	<u>\$ 490,000</u>
16	TOTAL MEANS OF FINANCING	<u>\$ 1,010,000</u>

17 **HIGHER EDUCATION**

18 **19-615 SOUTHERN UNIVERSITY BOARD OF SUPERVISORS**

19	Payable out of the State General Fund by	
20	Fees & Self-generated Revenues to Southern	
21	University - New Orleans for funding	
22	generated by the LaGrad Act tuition increase	\$ 1,634,195

23 Section 3. The following sums are hereby appropriated or the appropriations are
24 hereby reduced from the sources specified and in the amounts specified for the purpose of
25 making supplemental appropriations and reductions for Fiscal Year 2016-2017. Reductions
26 are denoted in parentheses. Appropriations contained in this Section are designated as
27 supplementary budget recommendations from the sources of revenue specified and shall
28 become effective in the event the official forecast for Fiscal Year 2016-2017 is revised at the
29 meeting of the Revenue Estimating Conference to incorporate additional revenue as a result
30 of enactment of instruments of the 2016 Second Extraordinary Session of the Legislature in
31 excess of the amount required to fund the items contained in Section 1 of this Act. To the
32 extent that additional funds are available for appropriation, the additional revenues shall be
33 used to fund the supplementary budget recommendations in the order listed in this Section.

1 **HIGHER EDUCATION**

2 **19-671 BOARD OF REGENTS**

3 Payable out of the State General Fund (Direct)
4 to the Board of Regents for public institutions
5 of higher education \$ 25,112,890

6 Provided, however, the \$25,112,890 in State General Fund (Direct) provided for institutions
7 of higher education contained in this Act shall be distributed in accordance with a plan
8 developed and approved by the Board of Regents and implemented by the Division of
9 Administration.

10 **19-600 LOUISIANA STATE UNIVERSITY BOARD OF SUPERVISORS**

11 Payable out of the State General Fund (Direct) to
12 the Louisiana State University Health Sciences Center -
13 Shreveport for operating expenses \$ 18,905,706

14 **19-671 BOARD OF REGENTS**

15 Payable out of the State General Fund (Direct)
16 to the Board of Regents for the Office of
17 Student Financial Assistance for the Taylor
18 Opportunity Program for Students (TOPS) \$ 59,000,000

19 **OTHER REQUIREMENTS**

20 **20-451 LOCAL HOUSING OF STATE ADULT OFFENDERS**

21 Payable out of the State General Fund (Direct)
22 to the Local Housing of Adult Offenders Program
23 to prevent a \$2 reduction in per diem rates to
24 sheriffs \$ 1,850,388

25 Payable out of the State General Fund (Direct)
26 to the Transitional Work Program to prevent a
27 \$2 reduction of per diem rates for operations of
28 Transitional Work Programs \$ 7,518,062

29 Payable out of the State General Fund (Direct)
30 to the Local Reentry Services Program to
31 restore funding to prevent closing all local reentry centers \$ 5,956,550

32 **DEPARTMENT OF EDUCATION**

33 **19-695 MINIMUM FOUNDATION PROGRAM**

34 Payable out of the State General Fund (Direct)
35 to the Minimum Foundation Program to
36 increase funding for city, parish, special schools, lab schools
37 and charter schools, and the Recovery School District,
38 which shall be allocated in the same manner as provided
39 in the FY 2014-2015 MFP Formula, for a certificated classroom
40 teacher pay raise, related employer retirement contributions
41 and other expenditures in order to sustain the certificated
42 classroom teacher pay raise provided for by appropriation in
43 Fiscal Year 2013-2014 \$ 10,000,000

1 **JUDICIAL EXPENSE**

2 **23-949 LOUISIANA JUDICIARY**

3 Payable out of the State General Fund (Direct)
4 to the Louisiana Judiciary \$ 4,000,000

5 Provided, however, that in the event the \$4,000,000 appropriation contained in this Section
6 to the Louisiana Judiciary is funded, of the funds appropriated from State General Fund
7 (Direct) to the Louisiana Judiciary in this Act and in the Act that originated as House Bill
8 616 of the 2016 Regular Session of the Legislature, \$12,609,755 shall be allocated for Drug
9 Courts.

10 **DEPARTMENT OF EDUCATION**

11 **19-681 SUBGRANTEE ASSISTANCE**

12 Payable out of the State General Fund (Direct)
13 to the Student-Centered Goals Program for the
14 Student Scholarships for Educational Excellence
15 Program \$ 6,000,000

16 **DEPARTMENT OF HEALTH AND HOSPITALS**

17 **09-306 MEDICAL VENDOR PAYMENTS**

18 EXPENDITURES:
19 Payments to Private Providers Program \$ 31,796,502

20 TOTAL EXPENDITURES \$ 31,796,502

21 MEANS OF FINANCE:
22 State General Fund (Direct) \$ 12,000,000
23 Federal Funds \$ 19,796,502

24 TOTAL MEANS OF FINANCING \$ 31,796,502

25 Section 4. This Act shall become effective on July 1, 2016.

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 69 Engrossed 2016 Second Extraordinary Session Henry

Appropriates supplemental funding, and provides for means of financing substitutions and other budgetary adjustments for the operation of various departments for Fiscal Year 2016-2017. Provides for net increases (decreases) as follows: State General Fund (Direct) by \$50,700,000, Interagency Transfers by (\$3,000,000); Fees & Self-Generated Revenues by \$8,384,195; Statutory Dedications by \$227,282,156; and Federal Funds by \$188,740,626.

Appropriates additional funds of \$150,343,596 of State General Fund (Direct) and \$19,796,502 in Federal Funds in priority order subject to the recognition of additional revenue by the Revenue Estimating Conference.

Effective July 1, 2016.

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Appropriations to the original bill:

1. Increase (decrease) appropriations as follows: State General Fund (Direct) by (\$9,000,000); Interagency Transfers by (\$3,000,000) Fees and Self-Generated Revenues by \$8,384,195; Statutory Dedications by \$1,182,156; and Federal Funds by \$490,000.
2. Makes appropriations of \$150,343,596 of State General Fund (Direct) and \$19,796,502 in Federal Funds subject to the recognition of additional revenue by the Revenue Estimating Conference.