

June 30, 2008

Mr. Alfred W. Speer
Clerk of the House of Representatives
State Capitol
Baton Rouge, LA 70802

Mr. Glenn Koepp
Secretary of the Senate
State Capitol
Baton Rouge, LA 70802

Re: House Bill No. 1287 by Representative Fannin
Supplemental Appropriations Bill for FY 2007-2008

Dear Gentlemen:

As authorized by Article III, Section 18(B), and more particularly, Article IV, Section 5(G)(1) of the Constitution of Louisiana, I have exercised my right to veto twenty-five items or provisions of the Supplemental Appropriations Bill for Fiscal Year 2007-2008.

VETO MESSAGE NO. 1:

Page 4, Lines 40-44

This amendment provides \$750,000 State General Fund to the Business Development Program for the LSU System Research and Technology Foundation on behalf of TransGenRx, Inc., for a clean room and related equipment. This is a Non-Governmental Organization (NGO) which did not meet the criteria established in my letter of April 30, 2008.

VETO MESSAGE NO. 2:

Page 5, Lines 5-7

This amendment provides \$500,000 State General Fund to GNO Bioscience Economic Development District. Although this is a very worthwhile initiative, this organization is eligible to apply for matching grant funds from the Louisiana Department of Economic Development or funding from local sources.

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VETO MESSAGE NO. 3:

Page 5, Lines 8-12

This amendment provides \$396,500 State General Fund to the Business Development Program for the Maritime Institute for Emergency Monitoring and Response (MIEMAR) for the Gulf Coast Conference. This is a Non-Governmental Organization (NGO) which did not meet the criteria established in my letter of April 30, 2008.

VETO MESSAGE NO. 4:

Page 8, Lines 6-9

This amendment provides \$80,000 in State General Fund (Direct) to the Department of Health and Hospitals, Office of the Secretary, Governor's Council on Physical Fitness and Sports for an expansion of services the Council provides. The source of funding is from FY 2007-2008 one-time revenue. The funding of this expansion from a non-recurring revenue source would necessitate an infusion of recurring dollars in the ensuing years in order for the Council to continue providing the new services. This expansion is not included in the budget for FY 2008-2009, and therefore if not vetoed, a recurring program would be funded with non-recurring revenue. Therefore, I am vetoing this appropriation.

VETO MESSAGE NO. 5:

Page 11, Lines 27-36

This amendment provides \$750,000 payable out of State General Fund to the Louisiana Community and Technical Colleges Board of Supervisors for a workforce facility condition assessment and a service market data study and location analysis. The success of this legislative session in the area of workforce development will lead us to levels of coordination in workforce training that Louisiana has never seen before. Additional time will be needed to allow for better coordination between the Workforce Commission, the Department of Economic Development, the Community and Technical Colleges and other agencies to ultimately maximize the delivery of workforce training and services throughout the state. For the reasons stated above, it is premature to implement a study. Therefore, I am vetoing this appropriation.

VETO MESSAGE NO. 6:

Page 12, lines 16-20:

This amendment provides \$2,500,000 in State General Fund to the Classroom Technology Program in the Department of Education for the continuation of the Turn On To Learning initiative which provides laptop computers to 6th, 7th, and 8th grade students. The pilot program for 6th graders, which is funded in the current year, has no data regarding outcomes, including student performance. Therefore, an expansion of this magnitude should be delayed until the effectiveness of this program activity is demonstrated. Therefore, I am vetoing this item.

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VETO MESSAGE NO. 7:

Page 13, Lines 16-19

This amendment provides \$600,000 State General Fund by Statutory Dedications out of the Greater New Orleans Sports Foundation Fund to the Greater New Orleans Sports Foundation. This amendment is a duplication of funding which is already in the bill.

VETO MESSAGE NO. 8:

Page 14, Lines 36-37

This amendment provides \$50,000 State General Fund to the city of Kenner for unspecified infrastructure improvements. Further, this item is local in nature and should be borne by the local governing authority.

VETO MESSAGE NO. 9:

Page 14, Lines 41-43

This amendment provides \$500,000 State General Fund for the New Orleans Multicultural Tourism Network. This is a Non-Governmental Organization (NGO) which did not meet the criteria established in my letter of April 30, 2008. Further, the New Orleans Convention and Visitors Bureau (NOCVB), the regional tourism entity, is provided funding to help expedite this industry's recovery efforts. This entity should seek funding through the NOCVB.

VETO MESSAGE NO. 10:

Page 14, Lines 44-46

This amendment provides \$500,000 State General Fund for the Louisiana Statewide Educational Facilities Authority to be created within the Department of Education, domiciled in East Baton Rouge Parish. If this authority is created, it duplicates the purpose of the State Board of Elementary and Secondary Education (BESE). Further, it is the responsibility of the local government to finance the repair, renovation and construction of public school facilities within their parishes by using local sales and property taxes as well as the allocated MFP dollars.

VETO MESSAGE NO. 11:

Page 15, Lines 4-5

This amendment provides \$10,000 State General Fund for the Livingston Parish Council on Aging. Councils on Aging are funded through the Office of Elderly Affairs based on a statutory formula.

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VETO MESSAGE NO. 12:

Page 15, Lines 10-13

This amendment provides \$1,000,000 State General Fund to the French Quarter – Marigny Historic Area Management District for tourism development pursuant to R.S. 25:796-799. There is funding within the Office of Culture, Recreation and Tourism for tourism development.

VETO MESSAGE NO. 13:

Page 15, Lines 14-16

This amendment provides \$12,000 State General Fund to the Faubourg Saint John Neighborhood Association for playground resurfacing. This is a Non-Governmental Organization (NGO) which did not meet the criteria established in my letter of April 30, 2008.

VETO MESSAGE NO. 14:

Page 15, Lines 17-18

This amendment provides \$500,000 State General Fund to the Red River Film Society. This is a Non-Governmental Organization (NGO) which did not meet the criteria established in my letter of April 30, 2008.

VETO MESSAGE NO. 15:

Page 15, Lines 22-24

This amendment provides \$10,000 State General Fund to the Livingston Parish Council for the Livingston Activity Center. This item is local in nature and there is no explanation for the use of this appropriation.

VETO MESSAGE NO. 16:

Page 15, Lines 25-27

This amendment provides \$25,000 State General Fund to the city of Denham Springs for park improvements. This item is local in nature and should be borne by the local governing authority.

VETO MESSAGE NO. 17:

Page 15, Lines 31-33

This amendment provides \$10,000 State General Fund to the Livingston Parish Recreation District 2 for Live Oak Recreation. This item is local in nature and should be borne by the local governing authority.

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VETO MESSAGE NO. 18:

Page 15, Lines 34-35

This amendment provides \$200,000 State General Fund for the Louisiana Center Against Poverty, Inc. This is a Non-Governmental Organization (NGO) which did not meet the criteria established in my letter of April 30, 2008.

VETO MESSAGE NO. 19:

Page 15, Lines 36-37

This amendment provides \$300,000 State General Fund to the Gulf South Research Institute. This is a Non-Governmental Organization (NGO) which did not meet the criteria established in my letter of April 30, 2008.

VETO MESSAGE NO. 20:

Page 15, Lines 38-39

This amendment provides \$100,000 State General Fund to the Louisiana Habitat for Humanity. This is a Non-Governmental Organization (NGO) which did not meet the criteria established in my letter of April 30, 2008.

VETO MESSAGE NO. 21:

Page 19, Lines 30-37

This amendment provides \$500,000 State General Fund to the DRYADES YMCA for reconstruction of Dryades YMCA for Phase II (Natatorium and Wellness Facility). This is a Non-Governmental Organization (NGO) which did not meet the criteria established in my letter of April 30, 2008.

VETO MESSAGE NO 22:

Page 71, Lines 18-31

Page 72, Lines 1-4

This amendment provides that in the event that the leveraging of new market tax credits and related resources cannot be accomplished in a timely and cost effective manner on any community primary health care center expansion project approved in House Bill 1287, the monies in the appropriation allocated to these projects authorized by the project financial manager to be expended on a grant basis. Act 203 of the 2007 Regular Legislative Session of the Louisiana Legislature appropriated \$41,500,000 for the planning, acquisition, construction, expansion and renovation of community primary health care centers. The 2007 Louisiana Legislature clearly intended these funds be leveraged by new market tax credits in order to further the contribution of state funds for the development of new primary health care centers and appropriated these funds on that basis. The Louisiana Primary Care Association, through an existing cooperative endeavor agreement with the Division of Administration, fully committed to this provision prior to accepting and releasing some

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of these funds to community health center projects. Future community health center expansion projects should be held to the same standards as set forth in Act 203 and the existing cooperative endeavor agreement. For these reasons, I am vetoing this language.

VETO MESSAGE NO. 23:

Page 72, Lines 8-13

This amendment provides \$500,000 State General Fund Nonrecurring Revenues for the Port of Iberia (Infrastructure Improvements on Expansion). The source of this funding is the Port Construction and Development Priority Program contained in Act 7 of the 2008 Second Extraordinary Session. This would circumvent the Port Priority Program; therefore, I am vetoing this appropriation.

VETO MESSAGE NO. 24

Page 72, Lines 14-19

This amendment provides \$177,000 State General Fund Nonrecurring Revenues for New Iberia (Frontage Road Improvements). The source of this funding is the Port Construction and Development Priority Program contained in Act 7 of the 2008 Second Extraordinary Session. This would circumvent the Port Priority Program; therefore, I am vetoing this appropriation.

VETO MESSAGE 25:

Page 72, Lines 20-29

This is a language amendment providing funding from the Port Construction and Development Priority Program contained in Act 7 of the 2008 Second Extraordinary Session. This would circumvent the Port Priority Program; therefore, I am vetoing this appropriation.

Enclosed is a copy of the pages of House Bill No. 1287 reflecting the vetoed items referenced herein.

Very truly yours,

Bobby Jindal
Governor

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