

First Extraordinary Session, 2005

HOUSE BILL NO. 156

BY REPRESENTATIVE ALARIO

APPROPRIATIONS/SUPPLEML: Supplemental appropriations and reductions in appropriations for Fiscal Year 2005-2006 (Item #30)

1 AN ACT

2 To appropriate funds and to make and otherwise provide for certain reductions in
3 appropriations from certain sources to be allocated to designated agencies and
4 purposes in specific amounts for the making of supplemental appropriations and
5 reductions for said agencies and purposes for the 2005-2006 Fiscal Year; and to
6 provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1.A. The commissioner of administration is authorized and directed to
9 reduce the State General Fund (Direct) appropriations contained in Act 16 of the 2005
10 Regular Session of the Legislature for the following agencies in the following amounts:

11 (1) **Executive Department**

12 01-100 Executive Office - Louisiana Indigent Defense Assistance Board by
13 \$1,048,294.

14 01-101 Office of Indian Affairs - Administrative Program by \$4,243.

15 01-103 Mental Health Advocacy - Administrative Program by \$81,677 and
16 one (1) position.

17 01-107 Division of Administration - Executive Administration Program by
18 \$3,047,381 and eleven (11) positions.

19 01-112 Military Affairs - Military Affairs Program by \$4,052,950 and twenty
20 (20) positions.

21 01-113 Workforce Commission - Administrative Program by \$70,009.

22 01-114 Office of Women's Policy - Administrative Program by \$284,279.

23 01-126 Board of Tax Appeals - Administrative Program by \$21,215.

- 1 01-129 Louisiana Commission on Law Enforcement and the Administration
2 of Criminal Justice - State Program by \$232,303.
- 3 01-133 Office of Elderly Affairs - Parish Council on Aging Program by
4 \$415,075; Senior Centers Program by \$850,000; and Title III, V, VII,
5 and USDA Program by \$500,000.
- 6 **(2) Veterans Department**
- 7 03-130 Department of Veterans Affairs - Administrative Program by \$3,493.
- 8 03-130 Department of Veterans Affairs - Claims Program by \$124,329 and
9 six (6) positions.
- 10 03-130 Department of Veterans Affairs - Contact Assistance Program by
11 \$195,370 and nine (9) positions.
- 12 03-131 Louisiana War Veterans Home by \$70,644.
- 13 03-132 Northeast Louisiana War Veterans Home by \$48,864 and five (5)
14 positions.
- 15 03-134 Southwest Louisiana War Veterans Home by \$52,973 and four (4)
16 positions.
- 17 **(3) Elected Officials**
- 18 04-139 Secretary of State - Administrative Program by \$232,594 and five (5)
19 positions; Elections Program by \$426,640 and one (1) position;
20 Museums and Other Operations Program by \$479,683 and four (4)
21 positions; Archives and Records Program by \$203,441; and
22 Commercial Program by \$216,695.
- 23 04-141 Office of the Attorney General by \$1,054,376 and forty-two (42)
24 positions.
- 25 04-146 Office of Lieutenant Governor - Administrative Program by
26 \$123,710.
- 27 04-147 State Treasurer - Office of Treasury by \$74,806.
- 28 04-160 Department of Agriculture and Forestry by \$2,206,090 and forty-four
29 (44) positions.
- 30 **(4) Department of Economic Development**
- 31 05-252 Office of Business Development - Business Development Program
32 by \$2,764,391 and five (5) positions.
- 33 **(5) Department of Culture, Recreation and Tourism**
- 34 06- Department of Culture, Recreation and Tourism by \$3,364,745.
- 35 **(6) Department of Public Safety and Corrections**
- 36 08- Corrections Services by \$2,200,729.

(7) Department of Health and Hospitals

09-306 Medical Vendor Payments - Private Providers Program by \$95,699,640.

09-306 Medical Vendor Payments - Public Providers Program by \$1,834,250.

09-306 Medical Vendor Payments - Uncompensated Care Costs Program by \$7,243,165.

09-326 Office of Public Health by \$804,000 and one (1) position.

09-330 Office of Mental Health - State Office by \$195,639 and six (6) positions.

09-333 Office of Mental Health Area A by \$3,058,528 and thirty-five (35) positions.

(8) Department of Social Services

10-355 Office of Family Support - Client Payments Program by \$4,745,093.

10-355 Office of Family Support - Client Services Program by \$4,517,220.

10-370 Office of Community Services - Child Welfare Services Program by \$3,094,522.

10-374 Louisiana Rehabilitation Services - Vocational Rehabilitation Services Program by \$2,727,642.

(9) Department of Natural Resources

11-431 Office of the Secretary - Executive Program by \$20,986 and one (1) position; Management and Finance Program by \$192,527 and two (2) positions; Technology Assessment Program by \$41,693 and one (1) position; and Atchafalaya Basin Program by \$477,231 and four (4) position.

11-432 Office of Conservation - Oil and Gas Regulatory Program by \$109,634 and two (2) positions, and Public Safety Program by \$121,616 and two (2) positions.

(10) Department of Revenue

12-440 Office of Revenue - Tax Collection Program by \$6,036,299 and two hundred eighty-five (285) positions.

12-441 Louisiana Tax Commission by \$212,008 and five (5) positions.

(11) Department of Environmental Quality

13-851 Office of Environmental Compliance - Environmental Compliance Program by \$39,285.

13-852 Office of Environmental Services - Environmental Services Program by \$39,285.

13-853 Office of Environmental Assessment - Environmental Assessment Program by \$39,285.

1 13-855 Office of Management and Finance - Support Services Program by
2 \$376,632.

3 **(12) Department of Civil Service**

4 17-562 Ethics Administration - Administration Program by \$122,389.

5 17-563 State Police Commission - Administration Program by \$32,239.

6 **(13) Higher Education**

7 19-671 Board of Regents by \$2,476,511.

8 19-674 Louisiana Universities Marine Consortium by \$215,185.

9 19-600 Louisiana State University Board of Supervisors by \$37,691,304.

10 19-615 Southern University Board of Supervisors by \$5,521,504.

11 19-620 University of Louisiana Board of Supervisors by \$21,779,889.

12 19-649 Louisiana Community and Technical College Board of Supervisors
13 by \$11,270,828.

14 **(14) Special Schools and Commissions**

15 19-661 Louisiana Office of Student Financial Assistance - TOPS Tuition
16 Program by \$10,247,894.

17 19-663 Council for Development of French in Louisiana by \$83,295 and five
18 (5) positions.

19 19-672 Louisiana Systemic Initiatives Program by \$220,850 and eight (8)
20 positions.

21 19-673 New Orleans Center for Creative Arts by \$2,147,595 and sixty-seven
22 (67) positions.

23 **(15) Department of Education**

24 19-678 State Activities - Office of Student and School Performance by
25 \$1,033,672 and Office of Quality Educators by \$426,000.

26 19-681 Subgrantee Assistance - Disadvantaged or Disabled Student Support
27 Program by \$1,277,111; Quality Educators Program by \$695,371;
28 School Accountability and Improvement Program \$5,970,657; and
29 Adult Education by \$89,946.

30 19-695 Minimum Foundation Program by \$40,000,000.

31 19-697 Nonpublic Educational Assistance - Required Services by \$802,431
32 and Transportation Program by \$560,889.

33 19-699 Special School Districts - Instructional Program by \$530,549 and
34 eight (8) positions.

35 **(16) Other Requirements**

36 20-451 Sheriffs' Housing of State Inmates by \$10,000,000.

1 20-906 District Attorneys and Assistant District Attorneys by \$669,385.

2 **(17) Non-appropriated Requirements**

3 22-921 Revenue Sharing by \$4,500,000.

4 Section 1.B. The commissioner of administration is authorized and directed to
5 reduce the State General Fund by Fees and Self-generated Revenue appropriations contained
6 in Act 16 of the 2005 Regular Session of the Legislature for the following agencies in the
7 following amounts:

8 **(1) Elected Officials**

9 04-165 Commissioner of Insurance - Marketing Program by \$1,902,005.

10 **(2) Department of Public Safety and Corrections**

11 08- Public Safety Services by \$8,091,957.

12 **(3) Department of Health and Hospitals**

13 09-333 Office of Mental Health Area A by \$698,389.

14 Section 1.C. The commissioner of administration is authorized and directed to
15 reduce the Federal Funds appropriations contained in Act 16 of the 2005 Regular Session
16 of the Legislature for the following agencies in the following amounts:

17 **(1) Department of Health and Hospitals**

18 09-306 Medical Vendor Payments - Private Providers Program by
19 \$224,366,045.

20 09-306 Medical Vendor Payments - Public Providers Program by
21 \$4,300,365.

22 09-306 Medical Vendor Payments - Uncompensated Care Costs Program by
23 \$16,732,885.

24 **(2) Department of Social Services**

25 10-355 Office of Family Support - Client Payments Program by \$11,635,161.

26 10-355 Office of Family Support - Client Services Program by \$7,697,076.

27 10-370 Office of Community Services - Child Welfare Services Program by
28 \$872,086.

29 10-374 Louisiana Rehabilitation Services - Vocational Rehabilitation
30 Services Program by \$10,078,188.

31 Section 1.D. The commissioner of administration is authorized and directed to
32 reduce the State General Fund by Interagency Transfers appropriations contained in Act 16

1 of the 2005 Regular Session of the Legislature for the following agencies in the following
2 amounts:

3 **(1) Department of Health and Hospitals**

4 09-311 New Orleans Home and Rehabilitation Center by \$2,006,689 and
5 sixty-three (63) positions.

6 09-340 Office for Citizens with Developmental Disabilities by \$4,127,926
7 and eighty-four (84) positions.

8 Section 1.E. The commissioner of administration is authorized and directed to
9 reduce the State General Fund by Statutory Dedications appropriations contained in Act 16
10 of the 2005 Regular Session of the Legislature for the following agencies in the following
11 amounts:

12 **(1) Elected Officials**

13 04-141 Office of the Attorney General out of the Riverboat Gaming
14 Enforcement Fund by \$106,932.

15 04-147 State Treasurer - Office of Treasury out of the Louisiana Quality
16 Education Support Fund by \$544,415.

17 **(2) Department of Transportation and Development**

18 07- Department of Transportation and Development out of the
19 Transportation Trust Fund-Regular by \$14,452,159.

20 **(3) Department of Public Safety and Corrections**

21 08- Public Safety Services out of the Transportation Trust Fund-Regular
22 by \$1,742,232.

23 08- Public Safety Services out of the Louisiana State Police Salary Fund
24 by \$310,002.

25 **(4) Department of Health and Hospitals**

26 09-306 Medical Vendor Payments - Private Providers Program out of the
27 Health Excellence Fund by \$350,000.

28 09-306 Medical Vendor Payments - Private Providers Program out of the
29 Louisiana Fund by \$129,179.

30 **(5) Department of Natural Resources**

31 11-435 Department of Natural Resources - Office of Coastal Restoration and
32 Management out of the Wetland Conservation and Restoration Fund
33 by \$2,196,603.

34 **(6) Department of Environmental Quality**

35 13-851 Office of Environmental Compliance out of the Environmental Trust
36 Fund by \$150,000.

1 by reducing the appropriation out of the State General Fund (Direct)
2 for the Legal Services Corporation by \$392,560.

3 **(3) Higher Education**

4 19-600 Louisiana State University Board of Supervisors - System Schools
5 The balances for line item appropriations for this agency contained
6 in Act 16 of the 2005 Regular Session of the Legislature which are
7 subject to Section 18(B) of that Act totaling \$2,324,344, which are
8 unexpended and unencumbered and not required to satisfy any
9 outstanding unsettled claims, provided that the commissioner is
10 authorized to make such adjustments as are necessary to satisfy such
11 unsettled claims, shall be null, void, and of no effect on the effective
12 date of this Act.

13 19-615 Southern University Board of Supervisors - System Schools
14 The balances for line item appropriations for this agency contained
15 in Act 16 of the 2005 Regular Session of the Legislature which are
16 subject to Section 18(B) of that Act totaling \$100,000, which are
17 unexpended and unencumbered and not required to satisfy any
18 outstanding unsettled claims, provided that the commissioner is
19 authorized to make such adjustments as are necessary to satisfy such
20 unsettled claims, shall be null, void, and of no effect on the effective
21 date of this Act.

22 **(4) Other Requirements**

23 20-950 Residual carryforward balance from payments on judgments against
24 the state for Fiscal Year 2004-2005 by \$3,858,461.

25 20-XXX Rural Development Fund - State General Fund (Direct) appropriation
26 by \$4,063,716.

27 Section 2.B. The commissioner of administration is authorized and directed to
28 reduce the State General Fund by Statutory Dedications appropriations contained in Act 16
29 of the 2005 Regular Session of the Legislature for the following agencies in the following
30 amounts:

31 **(1) Elected Officials**

32 04-147 State Treasurer out of the Incentive Fund by \$3,800,000.

33 **(2) Higher Education**

34 19-600 Louisiana State University Board of Supervisors - System Schools
35 The balances for line item appropriations for this agency contained
36 in Act 16 of the 2005 Regular Session of the Legislature which are
37 subject to Section 18(B) of that Act, out of the Fireman's Training
38 Fund by \$275,000, which are unexpended and unencumbered and not
39 required to satisfy any outstanding unsettled claims, provided that the
40 commissioner is authorized to make such adjustments as are
41 necessary to satisfy such unsettled claims, shall be null, void, and of
42 no effect on the effective date of this Act.

43 19-615 Southern University Board of Supervisors - System Schools
44 The balances for line item appropriations for this agency contained
45 in Act 16 of the 2005 Regular Session of the Legislature which are

1 subject to Section 18(B) of that Act, out of the Southern University
2 Agricultural Program Fund by \$712,500, which are unexpended and
3 unencumbered and not required to satisfy any outstanding unsettled
4 claims, provided that the commissioner is authorized to make such
5 adjustments as are necessary to satisfy such unsettled claims, shall be
6 null, void, and of no effect on the effective date of this Act.

7 Section 2.C. The balances for line item appropriations contained in Act 16 of the
8 2005 Regular Session of the Legislature for entities which are subject to Section 18(B) of
9 that Act, for the following agencies which are unexpended and unencumbered and not
10 required to satisfy any outstanding unsettled claims, provided that the commissioner is
11 authorized to make such adjustments as are necessary to satisfy such unsettled claims, shall
12 be null, void, and of no effect on the effective date of this Act:

13 **(1) Executive Department**

14 01-133 Elderly Affairs by \$1,364,500.

15 **(2) Elected Officials**

16 04-146 Office of the Lieutenant Governor by \$23,750.

17 **(3) Department of Economic Development**

18 05-252 Office of Business Development by \$3,637,031.

19 **(4) Department of Culture, Recreation and Tourism**

20 06-264 Office of State Parks by \$175,000.

21 06-265 Office of Cultural Development by \$236,250.

22 06-267 Office of Tourism by \$524,750.

23 **(5) Department of Transportation and Development**

24 07-273 Administration by \$403,750.

25 07-276 Engineering and Operations by \$323,000.

26 **(6) Department of Public Safety and Corrections**

27 08-420 Office of Motor Vehicles by \$14,995.

28 **(7) Department of Health and Hospitals**

29 09-307 Office of the Secretary by \$340,000.

30 09-326 Office of Public Health by \$500,000.

31 09-330 Office of Mental Health by \$75,000.

32 **(8) Department of Social Services**

33 10-370 Office of Community Services by \$75,000.

1 **(9) Department of Natural Resources**

2 11-431 Office of the Secretary by \$14,000.

3 **(10) Department of Labor**

4 14-474 Office of Workforce Development by \$131,250.

5 **(11) Department of Wildlife and Fisheries**

6 16-514 Office of Fisheries by \$142,500.

7 **(12) Higher Education**

8 19-671 Board of Regents by \$889,375.

9 19-649 Louisiana Community and Technical College Board of Supervisors -
10 System Schools by \$314,000.

11 **(13) Other Requirements**

12 20-930 Higher Education - Debt Service and Maintenance by \$150,000.

13 20-945 State Aid to Local Government Entities by \$15,845,272.

14 Section 3. The commissioner of administration is hereby authorized and directed to
15 adjust the means of finance for 01-112 Department of Military Affairs contained in Act 16
16 of the 2005 Regular Session of the Legislature by transferring \$550,000 in appropriations
17 from the State General Fund (Direct) from the Military Affairs Program to the Office of
18 Emergency Preparedness Program.

19 Section 4. The limitation of the expenditure of funds by the various agencies in the
20 executive branch of government (the "spending freeze") contained in Executive Order No.
21 KBB 2005-38 and the reduction of expenditures contained in Executive Order No. KBB
22 2005-82 made pursuant to the provisions of Article IV, Section 5(G)(2) of the Constitution
23 of Louisiana and Section 10 of Act 16 of the 2005 Regular Session of the Legislature are
24 hereby ratified and confirmed.

25 Section 5. This Act shall become effective upon signature by the governor or, if not
26 signed by the governor, upon expiration of the time for bills to become law without signature
27 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
28 vetoed by the governor and subsequently approved by the legislature, this Act shall become
29 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument.

Alario

HB No. 156

Abstract: Supplemental appropriations and reductions to appropriations for Fiscal Year 2005-2006.

Appropriates supplemental funding and provides for certain reductions for the ordinary operating expenses of state government for Fiscal Year 2005-2006.

Effective upon signature of governor or lapse of time for gubernatorial action.