

First Extraordinary Session, 2005

HOUSE BILL NO. 156

BY REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, AND SALTER  
AND SENATORS HEITMEIER, HINES, AND MOUNT

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 \$99,835.

14 01-107 Division of Administration - Executive Administration Program by  
15 \$290,219.

16 01-112 Military Affairs - Military Affairs Program by \$500,000.

17 01-114 Office of Women's Policy - Administrative Program by \$27,073.

18 01-129 Louisiana Commission on Law Enforcement and the Administration  
19 of Criminal Justice - State Program by \$232,303.

20 **(2) Elected Officials**

21 04-139 Secretary of State - Elections Program by \$227,771.

22 04-146 Office of Lieutenant Governor - Administrative Program by \$11,782.

- 1           04-147   State Treasurer - Office of Treasury by \$7,124.
- 2           04-160   Department of Agriculture and Forestry by \$210,098.
- 3           **(3) Department of Culture, Recreation and Tourism**
- 4           06-       Department of Culture, Recreation and Tourism by \$320,444.
- 5           **(4) Department of Public Safety and Corrections**
- 6           08-       Corrections Services by \$2,200,729 and sixty-two (62) positions.
- 7           **(5) Department of Health and Hospitals**
- 8           09-306   Medical Vendor Payments - Private Providers Program by  
9                           \$25,000,000.
- 10          09-306   Medical Vendor Payments - Private Providers Program by \$350,000.
- 11          09-306   Medical Vendor Payments - Private Providers Program by \$129,179.
- 12          09-306   Medical Vendor Payments - Uncompensated Care Costs Program by  
13                           \$7,243,165, provided, however such reduction shall not be applicable  
14                           to payments to rural hospital providers.
- 15          09-326   Office of Public Health - Personal Health Services Program by  
16                           \$750,000.
- 17          **(6) Department of Social Services**
- 18          10-355   Office of Family Support - Client Services Program by \$882,102.
- 19          10-370   Office of Community Services - Child Welfare Services Program by  
20                           \$294,709.
- 21          10-374   Louisiana Rehabilitation Services - Vocational Rehabilitation  
22                           Services Program by \$2,177,521.
- 23          **(7) Department of Natural Resources**
- 24          11-431   Office of the Secretary - Management and Finance Program by  
25                           \$26,942 and Atchafalaya Basin Program by \$42,812.
- 26          11-432   Office of Conservation by \$22,052.
- 27          **(8) Department of Environmental Quality**
- 28          13-855   Office of Management and Finance - Support Services Program by  
29                           \$35,869.
- 30          **(9) Special Schools and Commissions**
- 31          19-661   Louisiana Office of Student Financial Assistance - TOPS Tuition  
32                           Program by \$350,000.
- 33          19-673   New Orleans Center for Creative Arts by \$500,000.

1           **(10) Department of Education**

2                   19-681   Subgrantee Assistance by \$1,000,000.

3                   19-695   Minimum Foundation Program by \$40,000,000.

4                   19-697   Nonpublic Educational Assistance - Required Services by \$802,431  
5   and Transportation Program by \$560,889.

6           **(11) Other Requirements**

7                   20-451   Sheriffs' Housing of State Inmates by \$10,000,000.

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

12           **(1) Elected Officials**

13                   04-165   Commissioner of Insurance - Marketing Program by \$1,902,005.

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   \$58,612,040.

20                   09-306   Medical Vendor Payments - Uncompensated Care Costs Program by  
21   \$16,732,885, provided, however such reduction shall not be  
22   applicable to payments to rural hospital providers.

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

24                   10-355   Office of Family Support - Client Services Program by \$2,163,830.

25                   10-370   Office of Community Services - Child Welfare Services Program by  
26   \$126,304.

27                   10-374   Louisiana Rehabilitation Services - Vocational Rehabilitation  
28   Services Program by \$8,045,582.

29           Section 1.D. The commissioner of administration is authorized and directed to  
30 reduce the State General Fund by Statutory Dedications appropriations contained in Act 16  
31 of the 2005 Regular Session of the Legislature for the following agencies in the following  
32 amounts:

1                   **Elected Officials**

2                   04-147 State Treasurer - Office of Treasury out of the Louisiana Quality  
3                   Education Support Fund by \$544,415.

4                   Section 2.A. The commissioner of administration is authorized and directed to  
5 reduce the State General Fund (Direct) appropriations contained in Act 16 of the 2005  
6 Regular Session of the Legislature for the following agencies of the state and for public and  
7 quasi-public entities or agencies other than the state, whether subject to or exempted from  
8 Section 18(B) of that Act, which are either unexpended or unencumbered or are not required  
9 to satisfy any outstanding unsettled claims in the following amounts, provided that the  
10 commissioner is authorized to satisfy such unsettled claims from such amounts and is further  
11 authorized to reduce the amount of any reduction as provided in this Section in order to  
12 accomplish such settlement:

13                   **(1) Executive Department**

14                   01-100 Executive Office - Urban Affairs by \$6,798,660.

15                   **(2) Elected Officials**

16                   04-141 Office of the Attorney General  
17                   Provided, however, that the commissioner of administration is hereby  
18                   authorized and directed to adjust the means of finance for this agency  
19                   as contained in Act 16 of the 2005 Regular Session of the Legislature  
20                   by reducing the appropriation out of the State General Fund (Direct)  
21                   for the Legal Services Corporation by \$392,560.

22                   **(3) 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 of the state and for  
30 public and quasi-public entities or agencies other than the state, whether subject to or  
31 exempted from Section 18(B) of that Act, which are either unexpended or unencumbered or  
32 are not required to satisfy any outstanding unsettled claims in the following amounts,  
33 provided that the commissioner is authorized to satisfy such unsettled claims from such

1 amounts and is further authorized to reduce the amount of any reduction as provided in this  
2 Section in order to accomplish such settlement:

3 **(1) Elected Officials**

4 04-147 State Treasurer out of the Incentive Fund by \$3,800,000.

5 **(2) Higher Education**

6 19-600 Louisiana State University Board of Supervisors out of the Fireman's  
7 Training Fund by \$275,000.

8 19-615 Southern University Board of Supervisors out of the Southern  
9 University Agricultural Program Fund by \$712,500.

10 19-649 Louisiana Community and Technical College Board of  
11 Supervisors out of the Higher Education Initiatives Fund by  
12 \$200,000.

13 Section 2.C. The balances for line item appropriations contained in Act 16 of the  
14 2005 Regular Session of the Legislature for the state and for public and quasi-public entities  
15 or agencies other than the state, whether subject to or exempted from Section 18(B) of that  
16 Act, which are either unexpended or unencumbered or are not required to satisfy any  
17 outstanding unsettled claims shall be null, void, and of no effect on the effective date of this  
18 Act, provided that the commissioner is authorized to satisfy such unsettled claims from such  
19 amounts:

20 **(1) Executive Department**

21 01-133 Elderly Affairs - \$1,364,500.

22 **(2) Elected Officials**

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

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

25 05-252 Office of Business Development - \$3,637,031.

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

27 06-264 Office of State Parks - \$175,000.

28 06-265 Office of Cultural Development - \$236,250.

29 06-267 Office of Tourism - \$524,750.

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

31 07-273 Administration - \$403,750.

32 07-276 Engineering and Operations - \$323,000.

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

2                   08-420 Office of Motor Vehicles - \$14,995.

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

4                   09-307 Office of the Secretary - \$340,000.

5                   09-326 Office of Public Health - \$500,000.

6                   09-330 Office of Mental Health - \$75,000.

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

8                   10-370 Office of Community Services - \$75,000.

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

10                  11-431 Office of the Secretary - \$14,000.

11           **(10) Department of Labor**

12                  14-474 Office of Workforce Development - \$131,250.

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

14                  16-514 Office of Fisheries - \$142,500.

15           **(12) Higher Education**

16                  19-600 Louisiana State University Board of Supervisors - \$2,324,344.

17                  19-615 Southern University Board of Supervisors - \$100,000.

18                  19-671 Board of Regents - \$889,375.

19                  19-649 Louisiana Community and Technical College Board of Supervisors -  
20                                   \$114,000.

21           **(13) Other Requirements**

22                  20-930 Higher Education - Debt Service and Maintenance - \$150,000.

23                  20-945 State Aid to Local Government Entities - \$15,845,272.

24           Section 3.A. The commissioner of administration is hereby authorized and directed  
25 to adjust the means of finance for 01-112 Department of Military Affairs contained in Act  
26 16 of the 2005 Regular Session of the Legislature by transferring \$550,000 in appropriations  
27 from the State General Fund (Direct) from the Military Affairs Program to the Office of  
28 Emergency Preparedness Program. The Table of Organization for the Office of Emergency  
29 Preparedness Program is increased by thirty (30) positions.

30           Section 3.B. The commissioner of administration is hereby authorized and directed  
31 to adjust the means of finance for 09-306 Medical Vendor Payments - Private Providers

1 Program contained in Act 16 of the 2005 Regular Session of the Legislature by increasing  
2 the appropriation from State General Fund by Statutory Dedications out of the Health  
3 Excellence Fund by \$350,000 and increasing the appropriations from State General Fund by  
4 Statutory Dedications out of the Louisiana Fund by \$129,179.

5 Section 3.C. The commissioner of administration is hereby authorized and directed  
6 to adjust the means of finance for 19-661 Louisiana Office of Student Financial Assistance  
7 contained in Act 16 of the 2005 Regular Session of the Legislature by increasing the  
8 appropriation from State General Fund by Statutory Dedications out of the TOPS Fund by  
9 \$350,000.

10 Section 4.A. The sum of One Hundred Eighty-nine Million Three Hundred Thirty-  
11 nine Thousand and No/100 (\$189,339,000.00) Dollars is hereby appropriated from  
12 nonrecurring revenues out of the General Fund of the state of Louisiana for Fiscal Year  
13 2004-2005 and designated by the Revenue Estimating Conference for deposit in and credit  
14 to the Budget Stabilization Fund. Provided, that the state treasurer is authorized and directed  
15 to promptly classify and deposit into the Budget Stabilization Fund or State General Fund  
16 all revenues which are received as a result of the production of or exploration for minerals,  
17 including severance taxes, royalty payments, bonus payments, or rentals as such revenues  
18 are specified in Article VII, Section 10.3 of the Constitution of Louisiana.

19 Section 4.B. The sum of Seven Million Two Hundred Thousand and No/100  
20 (\$7,200,000.00) Dollars is hereby appropriated from the State General Fund from Fees and  
21 Self-generated Revenues from prior year collections of license fees collected from the  
22 International Registration Plan pursuant to R.S. 47:511 for deposit in and credit to the  
23 Budget Stabilization Fund.

24 Section 5. The sum of One Million Two Hundred Forty-seven Thousand Three  
25 Hundred Nineteen and No/100 (\$1,247,319.00) Dollars is hereby appropriated from the State  
26 General Fund by Interagency Transfers, be it more or less estimated, to 20-XXX FUNDS  
27 for deposit into the Rural Development Fund. Provided, however the amount of such  
28 appropriation shall be limited to the extent that the Federal Emergency Management Agency  
29 reimburses the Office of Emergency Preparedness for costs incurred by the Office of Rural  
30 Development.

1           Notwithstanding any provision of law to the contrary, the commissioner of  
2 administration is hereby authorized and directed to reduce the State General Fund (Direct)  
3 appropriated to the Rural Development Fund by \$1,247,319, be it more or less estimated, to  
4 the extent the Federal Emergency Management Agency reimburses Office of Emergency  
5 Preparedness for costs incurred by the Office of Rural Development.

6           Section 6. The limitation of the expenditure of funds by the various agencies in the  
7 executive branch of government (the "spending freeze") contained in Executive Order No.  
8 KBB 2005-38 and the reduction of expenditures contained in Executive Order No. KBB  
9 2005-82 made pursuant to the provisions of Article IV, Section 5(G)(2) of the Constitution  
10 of Louisiana and Section 10 of Act 16 of the 2005 Regular Session of the Legislature are  
11 hereby ratified and confirmed.

12           Section 7. Notwithstanding any provision of law to the contrary, the state treasurer  
13 is hereby authorized and directed to transfer to the State General Fund (Direct) the amounts  
14 of any reduction in State General Fund by Fees and Self-generated Revenues, Statutory  
15 Dedications, or Interagency Transfers reduced as provided in this Act and by Executive  
16 Orders KBB 2005-38 and 2005-82.

17           Section 8. The legislature hereby recognizes the intention of the House of  
18 Representatives thereof as represented by the Honorable Joe R. Salter, Speaker, to reduce  
19 its expenditures during Fiscal Year 2005-2006 so as to produce a savings to the state of  
20 Louisiana of one million dollars.

21           Section 9. The legislature hereby recognizes the intention of the Judicial Branch as  
22 represented by the Honorable Catherine D. Kimball, Justice of the Supreme Court, to reduce  
23 the expenses of the judiciary during Fiscal Year 2005-2006 so as to produce a savings to the  
24 state of Louisiana of one million nine hundred thousand dollars.

25           Section 10. 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.