
DIGEST

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Moreno

HB No. 546

Abstract: Authorizes the transfer or lease of the New Orleans Adolescent Hospital to Children's Hospital, New Orleans and removes requirement of certain conditions in a lease agreement between the parties.

Present law authorizes the LSU Board of Supervisors and LSU HSC to transfer certain state property in Orleans Parish, known as the New Orleans Adolescent Hospital (NOAH), to the division of administration. Present law authorizes the commissioner of administration to lease the same state property in Orleans Parish to the Children's Hospital, New Orleans.

Proposed law adds the authorization to transfer the property to Children's Hospital, New Orleans.

Present law requires that any lease entered into by the commissioner under present law contain the following provisions:

- (1) The property shall be administered, managed, and operated as a facility for health care, mental health care, or health care or mental health care education.
- (2) The portion of the property shall be administered, managed, and operated so as to provide mental health care including inpatient and outpatient services consistent with those services formally provided by the NOAH prior to 2010. Such services may be provided by a third party and as more particularly provided for in the lease agreement.

Proposed law repeals the requirement that the property be administered, managed, and operated so as to provide mental health care, including inpatient and outpatient services consistent with those services formally provided by the NOAH prior to 2010.

Present law provides that if the property is not administered, managed, and operated as provided in the conditions provided for in present law, the lease shall terminate and control of such property shall immediately revert to and vest in the state.

Proposed law provides that the conditions do not apply to an agreement that conveys, transfers, assigns, or delivers all the state's interest in the NOAH property.

Present law requires the lease to Children's Hospital to be executed by Feb. 1, 2013, or after Children's Hospital refuses to enter a lease, whichever is sooner, the division of administration may offer to lease the property to the highest bidder. Proposed law repeals present law.

Present law provides that if the property is not leased after being offered to the highest bidder by Aug. 1, 2013, or six months if Children's Hospital refuses to enter a lease, whichever is sooner, the property shall revert to the LSU Board of Supervisors and LSU HSC. Proposed law repeals present law.

Provides that present law shall be the exclusive authority and procedure to transfer the property in present law. Proposed law retains present law.

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

(Amends §3, 4, and 5(A)(intro. para.) of Act No. 867 of the 2012 R.S.; Repeals §§5(A)(2) and 6 of Act No. 867 of the 2012 R.S.)