

1 from the recommendations in the executive budget based on the official forecast as provided
2 in Article VII, Section 11(A) of the Constitution of Louisiana and under the provisions of
3 this Chapter. Any such submission shall include a description of the proposed uses and
4 programmatic impacts of the enhanced revenues."; and

5 WHEREAS, the Executive Budget for Fiscal Year 2012-2013 includes a
6 supplementary recommendation of \$207 million from the Louisiana Medical Assistance
7 Trust Fund "contingent upon the legislative approval of transfer of fund balances delineated
8 in the funds bill to the Louisiana Medical Assistance Trust Fund" and a supplementary
9 recommendation of \$41.1 million from the Overcollections Fund "contingent upon the
10 legislative approval of transfer of funds balances delineated in the funds bill to the
11 Overcollections Fund"; and

12 WHEREAS, the supplementary budget recommendation of \$207 million from the
13 Louisiana Medical Assistance Trust Fund was incorporated within the total nonfederal
14 appropriations of \$2.2 billion for medical vendor payments in the Department of Health and
15 Hospitals; and

16 WHEREAS, the \$825 million appropriation for the LSU Health Care Services
17 Division included \$574 million of interagency transfers from medical vendor payments and
18 \$41 million from the Overcollections Fund; and

19 WHEREAS, Section 3.A. of the General Appropriation Act of the 2012 Regular
20 Session of the Legislature of Louisiana authorizes the governor to transfer functions of
21 departments, agencies, programs, or budget units for the purpose of economizing the
22 operations of state government by executive order, but provides that each transfer must be
23 approved by the commissioner of administration and the Joint Legislative Committee on the
24 Budget and that such transfers shall not violate the provisions of Title 36, Organization of
25 the Executive Branch of State Government; and

26 WHEREAS, the Executive Budget for Fiscal Year 2012-2013 provided for a merger
27 of the Office of Elderly Affairs within the Executive Department into the Office of Aging
28 and Adult Services in the Department of Health and Hospitals while R.S. 36:4(B)(6)
29 provides that the office of elderly affairs shall be in the office of the governor within the
30 executive department.

1 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
2 urge and request the governor to submit an executive budget and cause to be submitted a
3 General Appropriation Bill which clearly differentiates expenditures which are reliant upon
4 other legislative actions.

5 BE IT FURTHER RESOLVED that the Legislature of Louisiana does hereby urge
6 and request the governor to itemize and project separately those expenditures which are
7 contingent upon the transfer of fund balances delineated in a funds bill from the other
8 recommendations in the executive budget and General Appropriation Bill.

9 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
10 commissioner of administration.

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)]

Carmody

HCR No. 34

Urges the governor to submit an executive budget and cause to be submitted a General Appropriation Bill which clearly differentiates expenditures which are reliant upon other legislative actions.

Requests that the governor itemize and project separately those expenditures which are contingent upon the transfer of fund balances delineated in a funds bill from the other recommendations in the executive budget and General Appropriation Bill.