

ACT No. 2

2018 Third Extraordinary Session

HOUSE BILL NO. 1

BY REPRESENTATIVES HENRY, BAGNERIS, BERTHELOT, BILLIOT, BOUIE,
TERRY BROWN, CARPENTER, STEVE CARTER, CHANEY, GISCLAIR,
HALL, JACKSON, JEFFERSON, JONES, LEBAS, MARCELLE, NORTON, AND
WHITE

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AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2018-2019; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Section 19.A of Act No. 2 of the 2018 Second Extraordinary of the Legislature is hereby amended and reenacted to read as follows:

* * *

Section 19.A. Appropriations contained in this ~~Section~~ Subsection of this Act shall become effective upon the enactment of action taken to raise revenues in the 2018 Second and Third Extraordinary ~~Session~~ Sessions of the Legislature, and incorporated into the Fiscal Year 2018-2019 official forecast of the Revenue Estimating Conference. To the extent sufficient revenues are not enacted in the 2018 Second and Third Extraordinary ~~Session~~ Sessions of the Legislature to fully fund each appropriation contained herein, the revenues recognized shall be distributed on a pro rata basis.

1 **SCHEDULE 01**

2 **EXECUTIVE DEPARTMENT**

3 Payable out of the State General Fund (Direct)
 4 to the Executive Department for restoration of
 5 funding \$ 25,175,091

6 Provided, however, that of the amount appropriated above to the Executive Department, the
 7 Department of Military Affairs and the Office of Elderly Affairs shall be fully restored first
 8 prior to any other budget unit within the Executive Department.

9 **01-107 DIVISION OF ADMINISTRATION**

10 Payable out of State General Fund (Direct)
 11 to the Executive Administration Program for
 12 operational expenditures and the
 13 LaGOV enterprise resource project \$ 4,557,000

14 **01-133 OFFICE OF ELDERLY AFFAIRS**

15 Payable out of the State General Fund by
 16 Statutory Dedications out of the Overcollections
 17 Fund to the Senior Center Program to supplement the
 18 senior center funding formula from funds deposited
 19 into the Overcollections Fund \$ 1,521,928

20 Provided, however, that of the funds appropriated herein and in Section 18 of Act No. 2 of
 21 the 2018 Second Extraordinary Session of the Legislature to the Senior Centers Program, the
 22 funding amount distributed to each parish council on aging for senior centers shall be equal
 23 to the amount distributed in Fiscal Year 2017-2018.

24 **SCHEDULE 03**

25 **DEPARTMENT OF VETERANS AFFAIRS**

26 Payable out of the State General Fund (Direct)
 27 to the Department of Veterans Affairs for
 28 restoration of funding \$ 1,203,093

29 **SCHEDULE 04**

30 **ELECTED OFFICIALS**

31 **DEPARTMENT OF STATE**

32 **04-139 SECRETARY OF STATE**

33 Payable out of the State General Fund (Direct)
 34 to the Department of State for
 35 restoration of funding \$ 5,820,422

36 **DEPARTMENT OF JUSTICE**

37 **04-141 OFFICE OF THE ATTORNEY GENERAL**

38 Payable out of the State General Fund (Direct)
 39 to the Department of Justice for
 40 restoration of funding \$ 3,303,876

1	08-400 CORRECTIONS - ADMINISTRATION	
2	Payable out of the State General Fund (Direct)	
3	to the Administration Program for a CSO	
4	pay raise	\$ 5,400,000
5	08-407 WINN CORRECTIONAL CENTER	
6	Payable out of the State General Fund (Direct)	
7	to the Purchase of Correctional Services Program	
8	for restoration of funding	\$ 2,740,000
9	08-408 ALLEN CORRECTIONAL CENTER	
10	Payable out of the State General Fund (Direct)	
11	to the Purchase of Correctional Services Program	
12	for replacement acquisitions and major repairs	\$ 1,022,000
13	YOUTH SERVICES	
14	Payable out of the State General Fund (Direct)	
15	to the Department of Public Safety and	
16	Corrections - Youth Services for	
17	restoration of funding	\$ 20,215,118
18	08-403 OFFICE OF JUVENILE JUSTICE	
19	EXPENDITURES:	
20	North Region Program	
21	Authorized Positions	(28)
22	Discretionary Expenditures	\$ 2,443,830
23	Central/Southwest Region Program	
24	Authorized Positions	(43)
25	Discretionary Expenditures	\$ 4,202,900
26	Southeast Region Program	
27	Authorized Positions	(43)
28	Discretionary Expenditures	\$ 4,087,150
29	Contract Services Program	
30	Discretionary Expenditures	\$ <u>16,120</u>
31	TOTAL EXPENDITURES	\$ <u>10,750,000</u>
32	MEANS OF FINANCE	
33	State General Fund (Direct)	\$ <u>10,750,000</u>
34	TOTAL MEANS OF FINANCING	\$ <u>10,750,000</u>
35	Payable out of the State General Fund (Direct)	
36	to the Office of Juvenile Justice for operating	
37	expenses	\$ 4,000,000

1 **SCHEDULE 10**

2 **DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

3 Payable out of the State General Fund (Direct)
 4 to the Department of Children and Family
 5 Services for restoration of funding \$ 34,712,518

6 **10-360 OFFICE OF CHILDREN AND FAMILY SERVICES**

7 Payable out of the State General Fund (Direct)
 8 to the Division of Child Welfare for the purposes
 9 of Act No. 649 of the 2018 Regular Session
 10 of the Legislature \$ 1,000,000

11 **SCHEDULE 11**

12 **DEPARTMENT OF NATURAL RESOURCES**

13 Payable out of the State General Fund (Direct)
 14 to the Department of Natural Resources
 15 for restoration of funding \$ 1,437,123

16 **SCHEDULE 14**

17 **LOUISIANA WORKFORCE COMMISSION**

18 Payable out of the State General Fund (Direct)
 19 to the Louisiana Workforce Commission for
 20 restoration of funding \$ 1,644,730

21 **14-474 WORKFORCE SUPPORT AND TRAINING**

22 **EXPENDITURES:**

23 Office of Workforce Development Program
 24 for Louisiana Rehabilitation Services activities \$ 4,694,836

25 **TOTAL EXPENDITURES** \$ 4,694,836

26 **MEANS OF FINANCE:**

27 State General Fund (Direct) \$ 1,000,000
 28 Federal Funds \$ 3,694,836

29 **TOTAL MEANS OF FINANCING** \$ 4,694,836

30 **SCHEDULE 17**

31 **DEPARTMENT OF CIVIL SERVICE**

32 Payable out of the State General Fund (Direct)
 33 to the Department of Civil Service for
 34 restoration of funding \$ 1,113,291

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SCHEDULE 19

HIGHER EDUCATION

Payable out of the State General Fund (Direct
to Higher Education for restoration of funding \$ 70,379,221

19-671 BOARD OF REGENTS

Payable out of State General Fund (Direct
to the Board of Regents for public institutions
of higher education \$ 25,680,922

Payable out of the State General Fund (Direct
to the Office of Student Financial Assistance
Program for the Taylor Opportunity Program
for Students (TOPS) \$ 88,368,592

Payable out of the State General Fund (Direct
to the Office of Student Financial Assistance
Program for the Go Grant Program \$ 1,000,000

19-615 SOUTHERN UNIVERSITY BOARD OF SUPERVISORS

Payable out of the State General Fund (Direct
to the Southern University Board of Supervisors
to facilitate and complete accreditation \$ 3,200,000

19-620 UNIVERSITY OF LOUISIANA BOARD OF SUPERVISORS

Payable out of the State General Fund (Direct
to the University of Louisiana Board of Supervisors
for allocation to Grambling State University \$ 1,500,000

SPECIAL SCHOOLS AND COMMISSIONS

Payable out of the State General Fund (Direct
to Special Schools and Commissions for
restoration of funding \$ 8,977,829

19-653 LOUISIANA SCHOOLS FOR THE DEAF AND VISUALLY IMPAIRED

Payable out of the State General Fund (Direct
to the Louisiana Schools for the Deaf and
Visually Impaired for the Administration and
Shared Services Program for Acquisitions
and Repairs \$ 1,040,000

19-657 JIMMY D. LONG, SR. LOUISIANA SCHOOL FOR MATH, SCIENCE, AND THE ARTS

Payable out of the State General Fund (Direct
to the Jimmy D. Long, Sr. Louisiana School for
Math, Science, and the Arts for one vacant
position and for building maintenance \$ 190,000

1 19-658 THRIVE ACADEMY

2 Payable out of the State General Fund (Direct)
 3 to Thrive Academy for expenses related to
 4 an additional grade level \$ 860,000

5 19-662 LOUISIANA EDUCATIONAL TELEVISION AUTHORITY

6 Payable out of the State General Fund (Direct)
 7 to the Louisiana Educational Television Authority
 8 for hardware repairs and maintenance
 9 of broadcasting equipment \$ 270,000

10 19-666 BOARD OF ELEMENTARY AND SECONDARY EDUCATION

11 Payable out of the State General Fund (Direct)
 12 to the Board of Elementary and Secondary
 13 Education for expenses related to one
 14 vacant position \$ 50,000

15 19-673 NEW ORLEANS CENTER FOR THE CREATIVE ARTS

16 Payable out of the State General Fund (Direct)
 17 to the New Orleans Center for the Creative Arts
 18 for operating services and building maintenance \$ 290,000

19 DEPARTMENT OF EDUCATION

20 Payable out of the State General Fund (Direct)
 21 to the Department of Education for restoration
 22 of funding \$ 24,607,322

23 19-681 SUBGRANTEE ASSISTANCE

24 Payable out of the State General Fund (Direct)
 25 to Student - Centered Goals Program for the
 26 Student Scholarships For Educational
 27 Excellence Program \$ 2,100,000

28 19-697 NONPUBLIC EDUCATIONAL ASSISTANCE

29 Payable out of the State General Fund (Direct)
 30 to the Required Services Program \$ 7,589,213

31 Payable out of the State General Fund (Direct)
 32 to the School Lunch Salary Supplement Program \$ 7,002,614

33 SCHEDULE 20

34 OTHER REQUIREMENTS

35 Payable out of the State General Fund (Direct)
 36 to Other Requirements for restoration of funding \$ 21,226,615

37 20-451 LOCAL HOUSING OF STATE ADULT OFFENDERS

38 Payable out of the State General Fund (Direct)
 39 to the Local Housing of Adult Offenders
 40 Program for parole holds \$ 10,000,000

1 Payable out of the State General Fund (Direct)
 2 to the Transitional Work Program \$ 4,976,775

3 Payable out of the State General Fund (Direct)
 4 to the Local Housing of Adult Offenders Program \$ 18,629,928

5 **20-906 DISTRICT ATTORNEYS AND ASSISTANT DISTRICT ATTORNEYS**

6 Payable out of the State General Fund (Direct)
 7 to the District Attorneys and Assistant District
 8 Attorneys Program for salary payments for
 9 assistant district attorneys and crime victim
 10 coordinators as provided for in statute \$ 25,809,713

11 **20-966 SUPPLEMENTAL PAYMENTS TO LAW ENFORCEMENT PERSONNEL**

12 Payable out of the State General Fund (Direct)
 13 to the Constables and Justices of the Peace
 14 Supplemental Payments Program for additional
 15 compensation as provided for in statute \$ 980,000

16 B.(1) Notwithstanding any provision of law to the contrary, this Subsection (B) shall
 17 be effective only in the event any official forecast for Fiscal Year 2018-2019 is increased by
 18 the Revenue Estimating Conference after July 1, 2018, but no later than December 31, 2018,
 19 greater than that necessary to first fully fund each appropriation contained in the
 20 appropriation bills enacted by the legislature in the 2018 Regular Session and the 2018
 21 Second and Third Extraordinary Sessions, and including Subsection (A) of this Section.

22 (2)(a) If the increase in the official forecast as provided in Subsection (B)(1) is
 23 sufficient to fully fund the appropriations in this Subsection (B), each appropriation in this
 24 Subsection (B) may be fully funded. The commissioner of administration shall submit a
 25 plan for approval and implementation to the Joint Legislative Committee on the Budget. The
 26 Joint Legislative Committee on the Budget may approve the plan as submitted by the
 27 commissioner of administration or as modified by the committee.

28 (b) If the increase in the official forecast as provided in Subsection (B)(1) is not
 29 sufficient to fully fund the appropriations in this Subsection (B), such increases in revenues
 30 shall be distributed to the appropriations contained in this Subsection (B) based on a plan by
 31 the commissioner of administration and approved by the Joint Legislative Committee on the
 32 Budget. The commissioner of administration shall submit a plan for approval and
 33 implementation to the Joint Legislative Committee on the Budget based on a pro rata or

1 prioritized basis. The Joint Legislative Committee on the Budget may approve the plan as
 2 submitted by the commissioner of administration or as modified by the committee.

3 (c) In no event shall the Joint Legislative Committee on the Budget approve a plan
 4 that exceeds any of the appropriations contained in this Subsection (B).

5 **SCHEDULE 01**

6 **EXECUTIVE DEPARTMENT**

7 Payable out of State General Fund (Direct)
 8 to the Executive Department for restoration
 9 of funding \$ 2,000,000

10 Provided, however, that of the amount appropriated above to the Executive Department, the
 11 Department of Military Affairs and the Office of Elderly Affairs shall be fully restored first
 12 prior to any other budget unit within the Executive Department.

13 **01-100 EXECUTIVE OFFICE**

14 Payable out of State General Fund (Direct)
 15 to the Executive Office for restoration of
 16 funding \$ 343,000

17 **SCHEDULE 04**

18 **ELECTED OFFICIALS**

19 **DEPARTMENT OF STATE**

20 **04-139 SECRETARY OF STATE**

21 Payable out of the State General Fund (Direct)
 22 to the Department of State for
 23 restoration of funding \$ 130,206

24 Payable out of the State General Fund (Direct)
 25 to the Secretary of State for the Elections Program
 26 to restore step increases for Registrars of Voters \$ 480,000

27 **DEPARTMENT OF JUSTICE**

28 **04-141 OFFICE OF THE ATTORNEY GENERAL**

29 Payable out of the State General Fund (Direct)
 30 to the Office of the Attorney General to
 31 restore a five-percent reduction to expenses \$ 869,649

32 **DEPARTMENT OF AGRICULTURE AND FORESTRY**

33 **04-160 AGRICULTURE AND FORESTRY**

34 Payable out of the State General Fund (Direct)
 35 to the Department of Agriculture and Forestry
 36 for restoration of funding \$ 600,000

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SCHEDULE 05

DEPARTMENT OF ECONOMIC DEVELOPMENT

Payable out of the State General Fund (Direct)
to the Department of Economic Development
for restoration of funding \$ 500,000

SCHEDULE 08

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS

CORRECTIONS SERVICES

08-400 CORRECTIONS - ADMINISTRATION

Payable out of the State General Fund (Direct)
to the Administration Program for personal services
and acquisitions and major repairs \$ 12,290,000

Payable out of the State General Fund (Direct)
to the Administration Program for a CSO pay raise \$ 4,000,000

YOUTH SERVICES

08-403 OFFICE OF JUVENILE JUSTICE

Payable out of the State General Fund (Direct)
to the Office of Juvenile Justice for the Raise
the Age Initiative, for major repairs at state centers
for youth, and for operating expenses
of the Acadiana Center for Youth \$ 10,800,000

SCHEDULE 11

DEPARTMENT OF NATURAL RESOURCES

Payable out of the State General Fund (Direct)
to the Department of Natural Resources for
restoration of funding \$ 500,000

11-432 OFFICE OF CONSERVATION

Payable out of the State General Fund (Direct)
to the Oil and Gas Regulatory Program for the
Legacy Site Remediation Program, including
two (2) positions \$ 280,000

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SCHEDULE 20

OTHER REQUIREMENTS

20-451 LOCAL HOUSING OF STATE ADULT OFFENDERS

Payable out of the State General Fund (Direct)
to the Local Housing of State Adult Offenders Program \$ 10,506,197

* * *

Section 2. Section 19.B of Act No. 2 of the 2018 Second Extraordinary Session of the Legislature is hereby repealed in its entirety. The appropriations contained in Section 19.B of Act No. 2 of the 2018 Second Extraordinary Session of the Legislature are null and void and of no effect and the state treasurer is ordered to refuse to honor any warrant drawn on such appropriations.

Section 3. This Act shall become effective on July 1, 2018; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2018, or on the day following such approval by the legislature, whichever is later.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____