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**SENATE COMMITTEE AMENDMENTS**

2022 Regular Session

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 260 by  
Senator Hewitt

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1 AMENDMENT NO. 1

2 On page 1, line 2, delete "28:826(A) and (C)(1), and to repeal R.S. 28: 826(C)(3)," and insert  
3 "28:826"

4 AMENDMENT NO. 2

5 On page 1, line 8, delete "28:826(A) and (C)(1) are" and insert "28:826 is"

6 AMENDMENT NO. 3

7 On page 1, delete lines 14 through 17, on page 2, delete lines 1 through 8, and insert the  
8 following:

9 "B.(1) Notwithstanding any other provision of law to the contrary, after  
10 compliance with the requirements of Article VII, Section 9(B) of the Constitution of  
11 Louisiana relative to the Bond Security and Redemption Fund, and after a sufficient  
12 amount is allocated from that fund to pay all of the obligations secured by the full  
13 faith and credit of the state which become due and payable within any fiscal year, the  
14 treasurer shall ~~pay~~ **deposit into the fund** an amount equal to the amount collected  
15 by the state attributable to the sale or lease of all or part of any movable and  
16 immovable property previously operated by the office for citizens with  
17 developmental disabilities within the Louisiana Department of Health, ~~and~~ the  
18 proceeds of the fee assessed pursuant to the provisions of R.S. 40:1046(H)(8)(a), ~~and~~  
19 **the proceeds of the taxes levied pursuant to R.S. 47:9105(A) and (B).**

20 **(2)(a) The state treasurer shall establish separate accounts within the**  
21 **fund.**

22 **(b) The state treasurer shall deposit monies attributable to the collections**  
23 **by the state for the sale or lease of all or part of any movable and immovable**  
24 **property previously operated by the office for citizens with developmental**  
25 **disabilities within the Louisiana Department of Health into a separate account**  
26 **within the fund.**

27 **(c) The state treasurer shall deposit one-half of the monies attributable**  
28 **to the proceeds of the fee assessed pursuant to the provisions of R.S.**  
29 **40:1046(H)(8)(a) into a separate account within the fund.**

30 **(d) The state treasurer shall deposit one-half of the monies attributable**  
31 **to the proceeds of the fee assessed pursuant to the provisions of R.S.**  
32 **40:1046(H)(8)(a) and the proceeds of the taxes levied pursuant to R.S.**  
33 **47:9105(A) and (B) into a separate account within the fund.**

34 ~~(2)(3)~~ **(3) Monies appropriated from the fund shall be used solely as provided by**  
35 **Subsection Subsections C and D of this Section and only in the amounts**  
36 **appropriated by the legislature. All unexpended and unencumbered monies in**  
37 **remaining in the separate accounts of the fund at the end of the fiscal year shall**  
38 **remain in the separate accounts of the fund. The monies in the fund shall be**  
39 **invested by the state treasurer in the same manner as monies in the state general**  
40 **fund, and interest earned on the investment of these monies shall be credited to the**  
41 **fund following compliance with the requirements of Article VII, Section 9(B)**  
42 **relative to the Bond Security and Redemption Fund and allocated to each separate**  
43 **account on a pro-rata basis.**

44 ~~C.(1) Subject to annual appropriation by the legislature, the monies in the~~  
45 ~~Community and Family Support System Fund~~ **The legislature shall appropriate**  
46 **monies from the separate accounts of the fund as follows:**

47 **(a) The account containing the monies attributable to the collections by**  
48 **the state for the sale or lease of all or part of any movable and immovable**

1 **property previously operated by the office for citizens with developmental**  
2 **disabilities within the Louisiana Department of Health** shall be used solely to  
3 improve the capacity of the state to meet the varying and complex needs of  
4 individuals with developmental disabilities, with emphasis on increasing the number  
5 of recipients of waiver services ~~and no less than fifty percent of the proceeds of the~~  
6 ~~fee assessed pursuant to the provisions of R.S. 40:1046(H)(8)(a) deposited into the~~  
7 ~~fund shall be used to provide funding for the Early Steps intervention program for~~  
8 ~~infants and toddlers with disabilities and their families as established in R.S. 28:461~~  
9 ~~et seq.~~

10 **(b) The account containing the monies attributable to one-half of the**  
11 **proceeds of the fee assessed pursuant to the provisions of R.S. 40:1046(H)(8)(a)**  
12 **shall be used solely to provide funding for the Early Steps intervention program**  
13 **for infants and toddlers with disabilities and their families as established in R.S.**  
14 **28:461 et seq.**

15 **(c) The account containing the monies attributable to one-half of the**  
16 **proceeds of the fee assessed pursuant to the provisions of R.S. 40:1046(H)(8)(a)**  
17 **and the proceeds of the taxes levied pursuant to R.S. 47:9105(A) and (B) shall**  
18 **be used solely to support and enhance developmental disabilities services within**  
19 **the Medicaid program or the Office for Citizens with Developmental**  
20 **Disabilities, or its successor.**

21 (2) The monies in the fund shall not be used to displace, replace, or supplant  
22 appropriations from the state general fund for the state and Medicaid community-  
23 based developmental services below the amount of state general fund appropriations  
24 for the 2006-2007 Fiscal Year.

25 (3) ~~D.~~ For the purposes of this Section "waiver services" means Medicaid  
26 services provided under the New Opportunities Waiver, the Children's Choice  
27 Waiver, or any other Medicaid home and community-based waiver for persons with  
28 developmental disabilities as promulgated by rule by the Louisiana Department of  
29 Health."  
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31 AMENDMENT NO. 4

32 On page 2, line 9, change "Section 3." to "Section 2."