

Regular Session, 2013

HOUSE BILL NO. 677

BY REPRESENTATIVE FANNIN

APPROPRIATIONS/SUPPLEML: Makes supplemental appropriations for Fiscal Year 2012-2013

1 AN ACT

2 To appropriate funds and to make certain reductions in appropriations from certain sources
3 to be allocated to designated agencies and purposes in specific amounts for the
4 making of supplemental appropriations and reductions for said agencies and
5 purposes for Fiscal Year 2012-2013; to provide for an effective date; and to provide
6 for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. The commissioner of administration is hereby authorized and directed to
9 reduce the State General Fund (Direct) appropriations and the number of authorized
10 positions contained in Act No. 13 of the 2012 Regular Session of the Legislature for the
11 following agencies in the specified amounts as a result of Executive Order No. BJ 2012-25 -
12 Expenditure Freeze issued on December 14, 2012. Reductions are denoted in parentheses.

13 **(1) Executive Department**

14 01-102 Office of Inspector General, Administrative Program by (\$35,490)

15 01-126 Board of Tax Appeals, Administrative Program by (\$336)

16 **(2) Department of Culture, Recreation and Tourism**

17 06-264 Office of State Parks, Parks and Recreation Program by (\$3,067,866)

18 **(3) Department of Public Safety and Corrections - Corrections Services**

19 08-400 Corrections Administration, Office of Management and Finance Program by

20 (\$30,981), including (4) positions

1 08-401 C. Paul Phelps Correctional Center, Incarceration Program by (\$2,803,780),
2 including (164) positions

3 **(4) Department of Public Safety and Corrections - Youth Services**

4 08-403 Office of Juvenile Justice:

5 Administration Program by (\$372,458)

6 Swanson Center for Youth Program by (\$275,000)

7 Jetson Center for Youth Program by (\$10,000)

8 Bridge City Center for Youth Program by (\$10,000)

9 Field Services Program by (\$295,000)

10 **(5) Department of Civil Service**

11 17-563 State Police Commission, Administrative Program by (\$22,724)

12 **(6) Department of Education**

13 19-699 Special School Districts, Instruction Program by (\$559,985)

14 **(7) Other Requirements**

15 20-452 Local Housing of Juvenile Offenders by (\$340,733)

16 20-931 LED-Debt Service and State Commitments by (\$17,893,132)

17 20-XXX Funds, Administrative Program by (\$11,912,124)

18 Section 2. The following sums are hereby appropriated from the sources specified for
19 the purpose of making supplemental appropriations for Fiscal Year 2012-2013.

20 **EXECUTIVE DEPARTMENT**

21 **01-100 EXECUTIVE OFFICE**

22 Payable out of the State General Fund by
23 Interagency Transfers to Administrative Program
24 for the Governor's Office of Disability Affairs
25 for a contract with Louisiana Guardianship Services \$ 50,318

26 Payable out of the State General Fund by
27 Interagency Transfers to the Administrative
28 Program for the Louisiana Drug Policy Board for
29 travel costs associated with the implementation of
30 the Strategic Prevention Enhancement Grant and the
31 State Epidimiological Outcomes Workgroups Project \$ 4,000

32 **01-107 DIVISION OF ADMINISTRATION**

33 Payable out of the State General Fund by Fees
34 and Self-generated Revenues to the Community
35 Development Block Grant Program for disaster
36 recovery expenses \$ 10,838,195

1 **01-111 GOVERNOR'S OFFICE OF HOMELAND SECURITY AND EMERGENCY**
2 **PREPAREDNESS**

3 The commissioner of administration is hereby authorized and directed to adjust the means
4 of finance for the Administrative Program as contained in Act No. 13 of the 2012 Regular
5 Session by reducing the appropriation out of the State General Fund by Statutory
6 Dedications out of the Louisiana Interoperability Communications Fund by (\$291,726) in
7 accordance with Executive Order BJ 2012-24 Executive Branch - Expenditure Reduction
8 issued on December 14, 2012.

9 Payable out of the State General Fund by Fees
10 and Self-generated Revenues to the Administrative
11 Program to receive reimbursement for services provided
12 to New York, New Jersey, Connecticut, and
13 Pennsylvania in response to Hurricane Sandy under
14 the Emergency Management Assistance Compact (EMAC) \$ 1,031,958

15 **01-124 LOUISIANA STADIUM AND EXPOSITION DISTRICT**

16 Payable out of the State General Fund by Fees
17 and Self-generated Revenues to the Administrative
18 Program for Super Bowl incentive to be paid to the Saints \$ 5,000,000

19 Payable out of the State General Fund by Statutory
20 Dedications out of the New Orleans Sports Franchise
21 Fund to the Administrative Program for contractual team
22 obligations \$ 550,000

23 Payable out of the State General Fund by Statutory
24 Dedications out of the Louisiana Stadium and
25 Exposition District License Plate Fund to the Administrative
26 Program for debt service \$ 150,000

27 **ELECTED OFFICIALS**

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

29 EXPENDITURES:
30 Criminal Law and Medicaid Fraud Program for operating
31 expenses of the Medicaid Fraud Control Unit \$ 548,356

32 TOTAL EXPENDITURES \$ 548,356

33 MEANS OF FINANCE:
34 State General Fund by;
35 Statutory Dedications:
36 Medical Assistance Program Fraud Detection Fund \$ 137,089
37 Federal Funds \$ 411,267

38 TOTAL MEANS OF FINANCING \$ 548,356

39 Provided however, that the appropriation from the Sex Offender Registry Technology Fund
40 contained in Act No. 13 of the 2012 Regular Session for this agency shall be more or less
41 estimated to comply with Code of Criminal Procedure Article 895.1(F)(3)(d).

42 Payable out of the State General Fund by
43 Interagency Transfers to the Civil Law
44 Program for expenses related to the
45 Deepwater Horizon Event \$ 6,329,399

1 **04-139 SECRETARY OF STATE**

2 Payable out of the State General Fund by Fees
3 and Self-generated Revenues to the Elections Program \$ 1,000,000

4 **DEPARTMENT OF ECONOMIC DEVELOPMENT**

5 **05-252 OFFICE OF BUSINESS DEVELOPMENT**

6 Payable out of the State General Fund by Interagency
7 Transfers to the Business Development Program for
8 operating expenses associated with the Office of
9 International Commerce Activity \$ 800,000

10 **DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS**

11 **CORRECTIONS SERVICES**

12 **08-400 CORRECTIONS ADMINISTRATION**

13 Payable out of the State General Fund (Direct)
14 to the Adult Services Program to achieve savings
15 from the consolidation of pre-classification functions,
16 including 21 positions \$ 633,698

17 **08-401 C. PAUL PHELPS CORRECTIONAL CENTER**

18 The commissioner of administration is hereby authorized and directed to adjust the means
19 of finance and the number of authorized positions for the Incarceration Program as contained
20 in Act No. 13 of the 2012 Regular Session to achieve savings from the centralization of pre-
21 classification functions by reducing the appropriation out of the State General Fund (Direct)
22 by (\$250,198) and by (8) positions.

23 **08-402 LOUISIANA STATE PENITENTIARY**

24 The commissioner of administration is hereby authorized and directed to adjust the means
25 of finance and the number of authorized positions for the Incarceration Program as contained
26 in Act No. 13 of the 2012 Regular Session to achieve savings from the centralization of pre-
27 classification functions by reducing the appropriation out of the State General Fund (Direct)
28 by (\$125,100) and by (4) positions.

29 **08-405 AVOYELLES CORRECTIONAL CENTER**

30 The commissioner of administration is hereby authorized and directed to adjust the means
31 of finance and the number of authorized positions for the Incarceration Program as contained
32 in Act No. 13 of the 2012 Regular Session to achieve savings from the centralization of pre-
33 classification functions by reducing the appropriation out of the State General Fund (Direct)
34 by (\$95,689) and by (3) positions.

35 **08-409 DIXON CORRECTIONAL CENTER**

36 Payable out of the State General Fund (Direct)
37 to the Incarceration Program for an increase
38 in operating capacity \$ 704,500

39 The commissioner of administration is hereby authorized and directed to adjust the means
40 of finance for the Incarceration Program as contained in Act No. 13 of the 2012 Regular
41 Session to achieve savings from the centralization of pre-classification functions by reducing
42 the appropriation out of the State General Fund (Direct) by (\$466).

1 **08-413 ELAYN HUNT CORRECTIONAL CENTER**

2 The commissioner of administration is hereby authorized and directed to adjust the means
3 of finance and the number of authorized positions for the Incarceration Program as contained
4 in Act No. 13 of the 2012 Regular Session to achieve savings from the centralization of pre-
5 classification functions by reducing the appropriation out of the State General Fund (Direct)
6 by (\$63,482) and by (2) positions.

7 **08-414 DAVID WADE CORRECTIONAL CENTER**

8 Payable out of the State General Fund (Direct)
9 to the Incarceration Program for an increase
10 in operating capacity \$ 478,000

11 The commissioner of administration is hereby authorized and directed to adjust the means
12 of finance and the number of authorized positions for the Incarceration Program as contained
13 in Act No. 13 of the 2012 Regular Session to achieve savings from the centralization of pre-
14 classification functions by reducing the appropriation out of the State General Fund (Direct)
15 by (\$98,297) and by (4) positions.

16 **08-416 B.B. "SIXTY" RAYBURN CORRECTIONAL CENTER**

17 Payable out of the State General Fund (Direct)
18 to the Incarceration Program for an increase
19 in operating capacity \$ 344,000

20 The commissioner of administration is hereby authorized and directed to adjust the means
21 of finance and the number of authorized positions for the Incarceration Program as contained
22 in Act No. 13 of the 2012 Regular Session to achieve savings from the centralization of pre-
23 classification functions by reducing the appropriation out of the State General Fund (Direct)
24 by (\$466).

25 **DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

26 **10-360 OFFICE OF CHILDREN AND FAMILY SERVICES**

27 Payable out of the State General Fund by
28 Interagency Transfers to the Field Services Program
29 for Child Welfare administrative activities \$ 1,923,991

30 The commissioner of administration is hereby authorized and directed to adjust the means
31 of finance for the Field Services Program as contained in Act No. 13 of the 2012 Regular
32 Session by reducing the appropriation out of Federal Funds by (\$1,923,991).

33 The commissioner of administration is hereby authorized and directed to adjust the means
34 of finance for the Field Services Program as contained in Act No. 13 of the 2012 Regular
35 Session by reducing the appropriation out of Federal Funds by (\$4,141,624) in accordance
36 with Executive Order BJ 2012-24 Executive Branch - Expenditure Reduction issued on
37 December 14, 2012.

38 **DEPARTMENT OF WILDLIFE AND FISHERIES**

39 **16-512 OFFICE OF THE SECRETARY**

40 Payable out of the State General Fund by Fees and
41 Self-generated Revenues to the Enforcement
42 Program related to a Port Security Grant \$ 274,024

1 The commissioner of administration is hereby authorized and directed to adjust the means
2 of finance for the Enforcement Program as contained in Act No. 13 of the 2012 Regular
3 Session for a Port Security Grant by reducing the appropriation out of Federal Funds by
4 (\$274,024).

5 Payable out of the State General Fund by Interagency
6 Transfers to the Enforcement Program
7 for expenditures incurred related to Hurricane
8 Isaac disaster recovery efforts \$ 114,605

9 Payable out of the State General Fund by Interagency
10 Transfers to the Enforcement Program
11 for expenditures incurred related to Hurricane
12 Isaac disaster recovery efforts \$ 713,191

13 Payable out of the State General Fund by Interagency
14 Transfers to the Enforcement Program
15 for expenditures related to the use of enforcement's
16 aircraft by agencies within the department, the Department
17 of Natural Resources, and the Department of Agriculture \$ 110,000

18 **DEPARTMENT OF EDUCATION**

19 **19-655 LOUISIANA SPECIAL EDUCATION CENTER**

20 Payable out of the State General Fund by
21 Interagency Transfers to the LSEC Education Program
22 to receive additional funds from the federal
23 Assistive Technology Grant to purchase equipment
24 and supplies for the training of local special
25 education teachers \$ 116,000

26 Payable out of the State General Fund by
27 Interagency Transfers to the LSEC Education Program
28 for the demolition and construction of a residential building,
29 replacement of the Transition Education Center, and
30 a vehicular cover and storage unit \$ 1,847,724

31 **19-666 BOARD OF ELEMENTARY AND SECONDARY EDUCATION**

32 Payable out of the State General Fund by Fees and
33 Self-generated Revenues to the Administration
34 Program to receive Risk Management payments for
35 buildings owned by BESE \$ 18,879

36 **19-678 STATE ACTIVITIES**

37 Payable out of the State General Fund (Direct)
38 to the Student-Centered Goal Offices Program for
39 administrative costs associated with Private
40 Pre-Kindergarten \$ 295,700

41 Payable out of the State General Fund (Direct)
42 to the Executive Office Program to
43 realign expenditures \$ 160,000

44 Payable out of the State General Fund (Direct)
45 to the Student-Centered Goal Offices Program to
46 realign expenditures \$ 506,679

1 The commissioner of administration is hereby authorized and directed to adjust the means
2 of finance for the Departmental Support Program as contained in Act No. 13 of the 2012
3 Regular Session by reducing the appropriation out of State General Fund (Direct) by
4 (\$666,679) to realign expenditures.

5 Payable out of the State General Fund by Interagency
6 Transfers to the Student-Centered Goals Offices
7 Program to receive TANF funds from the Department
8 of Children and Family Services for LA-4 expenses \$ 1,393,690

9 **19-681 SUBGRANTEE ASSISTANCE**

10 The commissioner of administration is hereby authorized and directed to adjust the means
11 of finance for the Student-Centered Goals Program as contained in Act No. 13 of the 2012
12 Regular Session by reducing the appropriation out of State General Fund (Direct) by
13 (\$295,700).

14 Payable out of the State General Fund by Interagency
15 Transfers to the Student-Centered Goals Program to
16 receive TANF funds from the Department of
17 Children and Family Services for LA-4 expenses \$ 3,262,223

18 **19-695 MINIMUM FOUNDATION PROGRAM**

19 Payable out of the State General Fund by Statutory
20 Dedications out of the Lottery Proceeds Fund to the
21 Minimum Foundation Program \$ 3,430,859

22 The commissioner of administration is hereby authorized and directed to adjust the means
23 of finance for the Minimum Foundation Program as contained in Act No. 13 of the 2012
24 Regular Session by reducing the appropriation out of State General Fund by Statutory
25 Dedications out of the Support Education in Louisiana First (SELF) Fund by (\$3,430,859).

26 **19-699 SPECIAL SCHOOL DISTRICT**

27 Payable out of the State General Fund by Interagency
28 Transfers to the Instructional Program due to IDEA
29 federal funds to be received by the Department of
30 Education, State Activities \$ 1,000,000

31 **OTHER REQUIREMENTS**

32 **20-451 LOCAL HOUSING OF STATE ADULT OFFENDERS**

33 The commissioner of administration is hereby authorized and directed to adjust the means
34 of finance for the Local Housing of State Adult Offenders Program as contained in Act No.
35 13 of the 2012 Regular Session by reducing the appropriation out of State General Fund
36 (Direct) by (\$1,526,500) to provide for an increase in operating capacities at Dixon
37 Correctional Institute, David Wade Correctional Center, and Rayburn Correctional Center.

38 **ANCILLARY APPROPRIATIONS**

39 **21-804 OFFICE OF RISK MANAGEMENT**

40 The commissioner of administration is hereby authorized and directed to adjust the means
41 of finance for the Administrative Program as contained in Act No. 43 of the 2012 Regular
42 Session by reducing the appropriation out of State General Fund by Interagency Transfers
43 by (\$3,176,947) to realign expenditures based upon agency projections.

1 The commissioner of administration is hereby authorized and directed to adjust the means
2 of finance for the Contract Litigation Program as contained in Act No. 43 of the 2012
3 Regular Session by reducing the appropriation out of State General Fund by Interagency
4 Transfers by (\$704,585) to realign expenditures based upon agency projections.

5 Payable out of the State General Fund by
6 Interagency Transfers to the Claims Losses and
7 Related Payments Program to realign expenditures
8 based upon agency projections \$ 3,881,532

9 Payable out of the State General Fund by
10 Interagency Transfers to the Claims Losses and
11 Related Payments Program to increase budget authority
12 due to expenditures associated with Hurricane Isaac
13 self-insured claims \$ 4,298,566

14 **21-806 LOUISIANA PROPERTY ASSISTANCE AGENCY**

15 Payable out of the State General Fund by Fees
16 and Self-Generated Revenues to the Louisiana
17 Property Assistance Program to reimburse state
18 agencies for property sales \$ 700,000

19 Section 3. Section 8 of Act No. 23 of the 2012 Regular Session of the Legislature is
20 hereby amended and reenacted to read as follows:

21 On page 174, line 23, delete "Contracts" and insert the following:

22 "The Louisiana Stadium and Exposition District may apply up to \$10,000,000 of
23 these appropriations to reimburse the New Orleans Hornets NBA, LLC for costs
24 incurred in constructing a new training facility as a private work as contemplated by
25 the Amended and Restated Arena Use Agreement dated July 1, 2012; but, otherwise,
26 contracts"

27 Section 4. This Act shall become effective upon signature by the governor or, if not
28 signed by the governor, upon expiration of the time for bills to become law without signature
29 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
30 vetoed by the governor and subsequently approved by the legislature, this Act shall become
31 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. 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)]

Fannin

HB No. 677

Appropriates supplemental funding and provides for other budgetary adjustments for the 2012-2013 Fiscal Year.

Provides for a (\$37,629,609) reduction in State General Fund (Direct) in accordance with the governor's expenditure freeze, Executive Order BJ 2012-15.

Provides for other net increases (decreases) as follows: Interagency Transfers by \$21,909,389; Self-Generated Revenues by \$18,863,056; and Federal Funds by (\$5,928,372).

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

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Appropriations to the original bill.

1. Deleted State General Fund (Direct) appropriations of \$120,025,511 (including \$25,900,000 of nonrecurring revenue). Provided for other net increases (decreases) as follows: Interagency Transfers by \$10,217,114; Self-Generated Revenues by \$1,031,958; and Federal Funds by (\$1,923,991).
2. Added a provision amending language in Act No. 23 of the 2012 R.S. (the Capital Outlay Act).