

Regular Session, 2014

HOUSE BILL NO. 1094

BY REPRESENTATIVE FANNIN

APPROPRIATIONS/SUPPLEML: Provides for supplemental appropriations

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; to provide for effective dates; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. The following sums are hereby appropriated from the sources specified
8 for the purpose of making supplemental appropriations for Fiscal Year 2013-2014.

9 EXPENDITURES:

10 Payments to the state treasurer to be used solely and
11 exclusively for the purpose of retiring or for the
12 defeasance of state general obligation bonds, with
13 principal maturing July 1, 2014 through and
14 including June 30, 2015 and the interest and other
15 requirements associated therewith, in advance or in
16 addition to the existing amortization requirements of
17 the state, through redemption, purchase or repayment,
18 pursuant to a plan adopted by the State Bond Commission
19 and to be effected no later than June 30, 2014 \$ 210,000,000

20 TOTAL EXPENDITURES \$ 210,000,000

21 MEANS OF FINANCE:

22 State General Fund from the FY 2012-2013 surplus
23 certified by the commissioner of administration at the
24 January 24, 2014, meeting of the Joint Legislative
25 Committee on the Budget
26 and recognized by the Revenue Estimating Conference \$ 152,843,566

27 State General Fund from surpluses from prior
28 fiscal years \$ 20,154,310
29 State General Fund (Direct) \$ 5,438,153

1	State General Fund by:	
2	Fees & Self-generated Revenues from the	
3	Office of the Attorney General comprised of	
4	revenues from the National Mortgage Settlement	
5	Agreement	\$ 4,563,971
6	Statutory Dedications:	
7	Overcollections Fund from nonrecurring sources	<u>\$ 27,000,000</u>
8	TOTAL MEANS OF FINANCING	<u>\$ 210,000,000</u>

9 **RETIREMENT SYSTEMS**

10 In accordance with Constitution Article VII, Section 10(D)(2)(b)(ii), funding to the
 11 Louisiana State Employees' Retirement System and the Teachers' Retirement System of
 12 Louisiana for application to the balance of the unfunded accrued liability of such systems
 13 existing as of June 30, 1988, in proportion to the balance of such unfunded accrued liability
 14 of each such system as of June 30, 2013.

15 **18-585 LOUISIANA STATE EMPLOYEES' RETIREMENT SYSTEM -**
 16 **CONTRIBUTIONS**

17	EXPENDITURES:	
18	To the Louisiana State Employees' Retirement System	<u>\$ 2,465,608</u>
19	TOTAL EXPENDITURES	<u>\$ 2,465,608</u>

20	MEANS OF FINANCE:	
21	State General Fund (Direct) from the FY 2012-2013 surplus	
22	certified by the commissioner of administration at the	
23	January 24, 2014, meeting of the Joint Legislative	
24	Committee on the Budget and recognized by the	
25	Revenue Estimating Conference	<u>\$ 2,465,608</u>
26	TOTAL MEANS OF FINANCING	<u>\$ 2,465,608</u>

27 **18-586 TEACHERS' RETIREMENT SYSTEM-CONTRIBUTIONS**

28	EXPENDITURES:	
29	To the Teachers' Retirement System of Louisiana	<u>\$ 5,578,791</u>
30	TOTAL EXPENDITURES	<u>\$ 5,578,791</u>

31	MEANS OF FINANCE:	
32	State General Fund (Direct) from the FY 2012-2013 surplus	
33	certified by the commissioner of administration at the	
34	January 24, 2014, meeting of the Joint Legislative	
35	Committee on the Budget and recognized by the	
36	Revenue Estimating Conference	<u>\$ 5,578,791</u>
37	TOTAL MEANS OF FINANCING	<u>\$ 5,578,791</u>

38

39 Section 2. The following sums are hereby appropriated from the sources specified for
 40 the purpose of making supplemental appropriations for Fiscal Year 2013-2014.

1 **EXECUTIVE DEPARTMENT**

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

4 Payable out of Federal Funds to the Administrative
5 Program to provide reimbursement to state and local
6 governments and certain non-profits for expenses
7 eligible under the Stafford Act Public Assistance
8 and Hazard Mitigation programs incurred as a
9 result of Hurricanes Katrina, Rita, Gustav,
10 Ike, and Isaac \$ 68,500,000

11 **01-126 BOARD OF TAX APPEALS**

12 Payable out of the State General Fund by Fees and
13 Self-Generated Revenues to the Administrative
14 Program for expenses associated with new board
15 member travel, supplies, and operating expenses \$ 19,632

16 **DEPARTMENT OF HEALTH AND HOSPITALS**

17 **09-306 MEDICAL VENDOR PAYMENTS**

18 Payable out of the State General Fund by
19 Statutory Dedications out of the 2013
20 Amnesty Collections Fund to the Private
21 Providers Program \$ 61,285,414

22 The commissioner of administration is hereby authorized and directed to adjust the means
23 of finance for the Private Providers Program as contained in Act No. 14 of the 2013 Regular
24 Session of the Legislature by reducing the appropriation out of the State General Fund
25 (Direct) by \$61,285,414.

26 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

27 **13-850 OFFICE OF THE SECRETARY**

28 Payable out of the State General Fund by
29 Statutory Dedication out of the Environmental
30 Trust Fund to the Administrative Program for the
31 purchase of vehicles \$ 63,865

32 **13-851 OFFICE OF ENVIRONMENTAL COMPLIANCE**

33 Payable out of the State General Fund by
34 Statutory Dedication out of the Environmental
35 Trust Fund to the Environmental Compliance
36 Program for the purchase of vehicles \$ 246,543

37 **HIGHER EDUCATION**

38 **19-661 OFFICE OF STUDENT FINANCIAL ASSISTANCE**

39 Payable out of the State General Fund (Direct)
40 to the TOPS Program for TOPS awards \$ 10,626,252

1 The commissioner of administration is hereby authorized and directed to adjust the means
2 of finance for the TOPS Program as contained in Act No. 14 of the 2013 Regular Session
3 of the Legislature by reducing the appropriation out of the State General Fund by Statutory
4 Dedications out of the TOPS Fund by \$3,531,925.

5 **19-649 LOUISIANA COMMUNITY AND TECHNICAL COLLEGES BOARD OF**
6 **SUPERVISORS**

7 Payable out of the State General Fund by
8 Fees and Self-generated Revenues to the Louisiana
9 Community and Technical Colleges Board of
10 Supervisors for Baton Rouge Community College
11 due to the LaGRAD Act and increases in enrollment \$ 1,500,000

12 Payable out of the State General Fund by
13 Fees and Self-generated Revenues to the Louisiana
14 Community and Technical Colleges Board of
15 Supervisors for Nunez Community College due to the
16 LaGRAD Act and increases in enrollment \$ 250,000

17 Payable out of the State General Fund by
18 Fees and Self-generated Revenues to the Louisiana
19 Community and Technical College Board of
20 Supervisors for Bossier Parish Community College
21 due to the LaGRAD Act and increases in enrollment \$ 400,000

22 Payable out of the State General Fund by
23 Fees and Self-generated Revenues to the Louisiana
24 Community and Technical Colleges Board of
25 Supervisors for South Louisiana Community College
26 due to the LaGRAD Act and increases in enrollment \$ 1,336,000

27 Payable out of the State General Fund by
28 Fees and Self-generated Revenues to the Louisiana
29 Community and Technical Colleges Board of
30 Supervisors for Louisiana Technical College due to
31 the LaGRAD Act and increases in enrollment \$ 550,000

32 Payable out of the State General Fund by
33 Fees and Self-generated Revenues to the Louisiana
34 Community and Technical Colleges Board of
35 Supervisors for SOWELA Technical Community
36 College due to the LaGRAD Act and increases
37 in enrollment \$ 300,000

38 **DEPARTMENT OF EDUCATION**

39 **19-681 SUBGRANTEE ASSISTANCE**

40 The commissioner of administration is hereby authorized and directed to adjust the means
41 of finance for the Student Centered Goals Program as contained in Act No. 14 of the 2013
42 Regular Session of the Legislature by reducing the appropriation out of the State General
43 Fund (Direct) by \$7,629,307.

44 **19-695 MINIMUM FOUNDATION PROGRAM**

45 Payable out of the State General Fund (Direct)
46 to the Minimum Foundation Program \$ 55,683,741

1 **OTHER REQUIREMENTS**

2 **20-451 LOCAL HOUSING OF STATE ADULT OFFENDERS**

3 Payable out of the State General Fund (Direct)
4 to the Local Housing of State Adult Offenders
5 Program \$ 8,626,873

6 Payable out of the State General Fund (Direct)
7 to the Transitional Work Program \$ 127,214

8 **20-452 LOCAL HOUSING OF STATE JUVENILE OFFENDERS**

9 The commissioner of administration is hereby authorized and directed to adjust the means
10 of finance for the Local Housing of Juvenile Offenders Program as contained in Act No. 14
11 of the 2013 Regular Session of the Legislature by reducing the appropriation out of the State
12 General Fund (Direct) by \$1,000,000.

13 **20-950 JUDGMENTS**

14 Payable out of the State General Fund (Direct)
15 for additional funding for the satisfaction and payment
16 of consent judgments, stipulated judgments, and other judgments
17 against the state as provided in **20-950 JUDGMENTS** in
18 Act No. 14 of the 2013 Regular Session of the Legislature \$ 83,686

19 **20-966 SUPPLEMENTAL PAYMENTS TO LAW ENFORCEMENT PERSONNEL**

20 The commissioner of administration is hereby authorized and directed to adjust the means
21 of finance for the Municipal Police Supplemental Payments as contained in Act No. 14 of
22 the 2013 Regular Session of the Legislature by reducing the appropriation out of the State
23 General Fund (Direct) by \$2,000,000.

24 The commissioner of administration is hereby authorized and directed to adjust the means
25 of finance for the Firefighters' Supplemental Payments as contained in Act No. 14 of the
26 2013 Regular Session of the Legislature by reducing the appropriation out of the State
27 General Fund (Direct) by \$450,000.

28 The commissioner of administration is hereby authorized and directed to adjust the means
29 of finance for the Constables and Justices of the Peace Supplemental Payments as contained
30 in Act No. 14 of the 2013 Regular Session of the Legislature by reducing the appropriation
31 out of the State General Fund (Direct) by \$30,000.

32 The commissioner of administration is hereby authorized and directed to adjust the means
33 of finance for the Deputy Sheriffs' Supplemental Payments as contained in Act No. 14 of the
34 2013 Regular Session of the Legislature by reducing the appropriation out of the State
35 General Fund (Direct) by \$1,000,000.

36 **ANCILLARY APPROPRIATIONS**

37 **21-804 OFFICE OF RISK MANAGEMENT**

38 Payable out of the State General Fund by
39 Interagency Transfers to the Claims Losses
40 and Related Payments Program for
41 claims payments \$ 1,962,134

42 The commissioner of administration is hereby authorized and directed to adjust the means
43 of finance for the Administrative Program as contained in Act No. 44 of the 2013 Regular
44 Session of the Legislature by reducing the appropriation out of the State General Fund by
45 Interagency Transfers by (\$1,280,001).

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. 44 of the 2013
3 Regular Session of the Legislature by reducing the appropriation out of the State General
4 Fund by Interagency Transfers by (\$682,133).

5 Section 3. The commissioner of administration is hereby authorized and directed to
6 adjust the appropriations to the agencies contained in Act No. 14 of the 2014 Regular
7 Session of the Legislature as a result of the expenditure freezes contained in Executive Order
8 No. BJ 14-4 Executive Branch–Expenditure Freeze issued on April 4, 2014, to achieve a
9 savings of State General Fund (Direct) of \$5,438,153.

10 Section 4. Notwithstanding any provision of law to the contrary, any appropriation
11 contained in Other Requirements, Schedule 20-901 Sales Tax Dedication or Schedule 20-
12 945 State Aid to Local Governmental Entities, in Act No. 14 of the 2013 Regular Session
13 of the Legislature which appropriation has a valid cooperative endeavor agreement on June
14 30, 2014, shall be deemed a bona fide obligation through December 31, 2014, and all other
15 provisions of the cooperative endeavor agreements, including but not limited to the reporting
16 requirements shall be performed as agreed.

17 Section 5. The appropriations and allocations contained in this Section shall be in
18 addition to and supplemental to all of the appropriations made in the Act which originated
19 as House Bill No. 1 of the 2014 Regular Session of the Legislature, and the appropriations
20 and allocations made in this Section shall be deemed to be incorporated into, made a part of,
21 and expended in accordance with and in all respects shall be subject to all of the conditions,
22 stipulations, and provisions of Sections 1 through 18 of the Act which originated as House
23 Bill No. 1 of the 2014 Regular Session of the Legislature. In accordance with the provisions
24 of R.S. 39:57.1, the commissioner of administration shall notify each budget unit receiving
25 an allocation or appropriation in this Section as to the nature and amount of allocation or
26 appropriation contained herein no later than two weeks after the effective date of this Act.

27 **RETIREMENT SYSTEMS**

28 In accordance with Constitution Article VII, Section 10(D)(2)(b)(ii), funding to the
29 Louisiana State Employees' Retirement System and the Teachers' Retirement System of
30 Louisiana for application to the balance of the unfunded accrued liability of such systems
31 existing as of June 30, 1988, in proportion to the balance of such unfunded accrued liability
32 of each such system as of June 30, 2013.

1 **18-585 LOUISIANA STATE EMPLOYEES' RETIREMENT SYSTEM -**
2 **CONTRIBUTIONS**

3 EXPENDITURES:
4 To the Louisiana State Employees' Retirement System \$ 1,839,000

5 TOTAL EXPENDITURES \$ 1,839,000

6 MEANS OF FINANCE:
7 State General Fund by:
8 Statutory Dedications:
9 Overcollections Fund from nonrecurring sources \$ 1,839,000

10 TOTAL MEANS OF FINANCING \$ 1,839,000

11 **18-586 TEACHERS' RETIREMENT SYSTEM-CONTRIBUTIONS**

12 EXPENDITURES:
13 To the Teachers' Retirement System of Louisiana \$ 4,161,000

14 TOTAL EXPENDITURES \$ 4,161,000

15 MEANS OF FINANCE:
16 State General Fund by:
17 Statutory Dedications:
18 Overcollections Fund from nonrecurring sources \$ 4,161,000

19 TOTAL MEANS OF FINANCING \$ 4,161,000

20 Section 6. Sections 1, 2, 3, 4, 6, and 7 of this Act shall become effective upon signature
21 by the governor or, if not signed by the governor, upon expiration of the time for bills to
22 become law without signature by the governor, as provided by Article III, Section 18 of the
23 Constitution of Louisiana. If vetoed by the governor and subsequently approved by the
24 legislature, Sections 1, 2, 3, 4, 6, and 7 of this Act shall become effective on the day
25 following such approval.

26 Section 7. Section 5 of this Act shall become effective on July 1, 2014; if vetoed by the
27 governor and subsequently approved by the legislature, Section 5 of this Act shall become
28 effective on July 1, 2014, or on the day following such approval by the legislature,
29 whichever is later.

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)]

Appropriates supplemental funding, and provides for means of financing substitutions and other budgetary adjustments for FY 2013-2014. Provides for net increases (decreases) in appropriations as follows: State General Fund (Direct) by \$1,753,045; Interagency Transfers

no net change; Fees & Self-generated Revenues by \$8,919,603; Statutory Dedications by \$58,063,897; and Federal Funds by \$68,500,000.

Additionally appropriates \$181,042,275 out of the State General Fund from the FY 2012-2013 surplus and prior year surpluses from nonrecurring sources and \$27,000,000 out of Statutory Dedications from nonrecurring sources in FY 2013-2014. Appropriates \$6,000,000 out of Statutory Dedications from nonrecurring sources in FY 2014-2015.

Provisions for FY 2013-2014 effective upon signature of governor or lapse of time for gubernatorial action. Provisions for FY 2014-2015 effective July 1, 2014.

Summary of Amendments Adopted by House

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

1. Increased appropriations for FY 2013-2014 as follows: State General Fund (Direct) by \$1,753,045; Fees & Self-generated Revenues by \$4,563,972; and Statutory Dedications by \$57,753,489.
2. Decreased Statutory Dedications from nonrecurring sources by \$10,002,124.
3. Moved \$6,000,000 in appropriations out of nonrecurring Statutory Dedications from FY 2013-2014 to FY 2014-2015.
4. Added provision that certain appropriations in Act 14 of the 2013 R.S. shall be deemed bona fide obligations of the state through December 31, 2014, if an entity has a cooperative endeavor agreement on June 30, 2014.