

ACT No. 1

2017 First Extraordinary Session

HOUSE BILL NO. 3

BY REPRESENTATIVE HENRY AND SENATOR THOMPSON

1 AN ACT

2 To appropriate funds and to make and otherwise provide for certain reductions in
3 appropriations from certain sources to be allocated to designated agencies and
4 purposes in specific amounts for the making of supplemental appropriations and
5 reductions for said agencies and purposes for the 2016-2017 Fiscal Year; to provide
6 for an effective date; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1.A. The commissioner of administration is authorized and directed to
9 reduce the State General Fund (Direct) appropriations contained in Act 17 of the 2016
10 Regular Session of the Legislature for the following agencies in the following amounts:

11 **Executive Department**

- 12 01-100 Executive Office by (\$112,070)
- 13 01-106 Louisiana Tax Commission by (\$52,504)
- 14 01-107 Division of Administration by (\$820,941)

15 **Elected Officials**

- 16 04-146 Lieutenant Governor by (\$53,365)
- 17 04-160 Agriculture and Forestry by (\$1,245,410)

18 **Department of Economic Development**

- 19 05-251 Office of the Secretary by (\$223,934)
- 20 05-252 Office of Business Development by (\$390,695)

21 **Department of Culture, Recreation and Tourism**

- 22 06-261 Office of the Secretary by (\$161,511)
- 23 06-262 Office of the State Library of Louisiana by (\$191,276)
- 24 06-263 Office of State Museum by (\$193,334)
- 25 06-264 Office of State Parks by (\$865,231)
- 26 06-265 Office of Cultural Development by (\$120,751)

27 **Department of Public Safety and Corrections - Youth Services**

- 28 08-403 Office of Juvenile Justice by (\$4,467,000)

1 **Department of Health and Hospitals**

- 2 09-300 Jefferson Parish Human Services Authority by (\$733,158)
- 3 09-301 Florida Parishes Human Services Authority by (\$607,315)
- 4 09-302 Capital Area Human Services District by (\$1,378,282)
- 5 09-304 Metropolitan Human Services District by (\$380,787)
- 6 09-305 Medical Vendor Administration by (\$3,915,741)
- 7 09-306 Medical Vendor Payments by (\$117,266,064)
- 8 09-307 Office of the Secretary by (\$442,533)
- 9 09-309 South Central Louisiana Human Services Authority by (\$806,368)
- 10 09-310 Northeast Delta Human Services Authority by (\$353,334)
- 11 09-320 Office of Aging and Adult Services by (\$459,811)
- 12 09-324 Louisiana Emergency Response Network by (\$27,625)
- 13 09-325 Acadiana Area Human Services District by (\$670,729)
- 14 09-326 Office of Public Health by (\$367,027)
- 15 09-330 Office of Behavioral Health by (\$2,874,339)
- 16 09-340 Office for Citizens with Developmental Disabilities by (\$742,501)
- 17 09-375 Imperial Calcasieu Human Services Authority by (\$321,261)
- 18 09-376 Central Louisiana Human Services District by (\$802,656)
- 19 09-377 Northwest Louisiana Human Services District by (\$461,427)

20 Provided, however, that the reductions to the Medical Vendor Payments program shall not
21 reduce the payments for waiver services and Applied Behavioral Analysis rates.

22 Provided, further, that of the reductions to Schedule 09-306 Medical Vendor Payments
23 authorized herein any reductions in payments to rural hospitals or public private partnership
24 hospitals implemented by the department shall be applied to both hospital groups at the rate
25 of 0.99% of the total of such payments to that group of hospitals.

26 **Department of Natural Resources**

- 27 11-431 Office of the Secretary by (\$12,500)

28 **Department of Revenue**

- 29 12-440 Office of Revenue by (\$2,210,354)

30 **Department of Civil Service**

- 31 17-563 State Police Commission by (\$23,708)
- 32 17-565 Board of Tax Appeals by (\$28,946)

33 **Department of Education**

- 34 19-681 Subgrantee Assistance by (\$1,750,000)

35 Provided, however, that the reductions to Subgrantee Assistance shall not be applicable to
36 early childhood activities, the Louisiana Student Scholarships for Educational Excellence
37 Program, special education, or any other appropriations specifically allocated for local
38 education agencies and other public schools. Additionally, no appropriations from the
39 Louisiana Quality Education Support Fund or federal funds for the foregoing activities shall
40 be reduced.

41 Section 1.B. The commissioner of administration is authorized and directed to
42 reduce the State General Fund by Statutory Dedications appropriations contained in Act 17
43 of the 2016 Regular Session of the Legislature for the following agencies in the following
44 amounts:

1 **Executive Department**

- 2 01-129 Louisiana Commission on Law Enforcement out of the Innocence
- 3 Compensation Fund by (\$521)
- 4 01-129 Louisiana Commission on Law Enforcement out of the Crime
- 5 Victims Reparations Fund by (\$237,403)
- 6 01-129 Louisiana Commission on Law Enforcement out of the Drug Abuse
- 7 Education and Treatment Fund by (\$13,750)
- 8 01-133 Office of Elderly Affairs out of the New Orleans Urban Tourism
- 9 Hospitality Training in Economic Development Foundation Fund by
- 10 (\$5,000)
- 11 01-133 Office of Elderly Affairs out of the New Orleans Area Economic
- 12 Development Fund by (\$32,750)
- 13 01-254 Louisiana State Racing Commission out of the Video Draw Poker
- 14 Device Purse Supplement Fund by (\$79,324)
- 15 01-254 Louisiana State Racing Commission out of the Pari-mutuel Live
- 16 Racing Facility Gaming Control Fund by (\$128,898)

17 **Elected Officials**

- 18 04-141 Office of the Attorney General out of the Video Draw Poker Device
- 19 Fund by (\$141,154)
- 20 04-141 Office of the Attorney General out of the Riverboat Gaming
- 21 Enforcement Fund by (\$93,473)
- 22 04-141 Office of the Attorney General out of the Pari-mutuel Live Racing
- 23 Facility Gaming Control Fund by (\$41,732)
- 24 04-141 Office of the Attorney General out of the Medical Assistance
- 25 Programs Fraud Detection Fund by (\$88,988)
- 26 04-141 Office of the Attorney General out of the Insurance Fraud
- 27 Investigation Fund by (\$35,633)
- 28 04-141 Office of the Attorney General out of the Department of Justice Legal
- 29 Support Fund by (\$450,661)
- 30 04-141 Office of the Attorney General out of the Department of Justice Debt
- 31 Collection Fund by (\$119,566)
- 32 04-141 Office of the Attorney General out of the Tobacco Settlement
- 33 Enforcement Fund by (\$20,002)
- 34 04-141 Office of the Attorney General out of the Sex Offender Registry
- 35 Technology Fund by (\$81,877)
- 36 04-158 Public Service Commission out of the Motor Carrier Regulation Fund
- 37 by (\$6,676)
- 38 04-158 Public Service Commission out of the Utility and Carrier
- 39 Inspection/Supervision Fund by (\$246,801)
- 40 04-158 Public Service Commission out of the Telephonic Solicitation Relief
- 41 Fund by (\$6,728)

42 **Department of Economic Development**

- 43 05-251 Office of the Secretary out of the Louisiana Economic Development
- 44 Fund by (\$753,435)

45 **Department of Transportation and Development**

- 46 07-276 Engineering and Operations out of the Right-of-Way Permit
- 47 Processing Fund by (\$29,149)
- 48 07-276 Engineering and Operations out of the LTRC Transportation Training
- 49 and Education Center Fund by (\$36,229)
- 50 07-276 Engineering and Operations out of the Louisiana Highway Safety
- 51 Fund by (\$7,609)
- 52 07-276 Engineering and Operations out of the Louisiana Bicycle and
- 53 Pedestrian Safety Fund by (\$293)

Department of Public Safety and Corrections - Public Safety Services

- 1
- 2
- 3 08-418 Office of Management and Finance out of the Video Draw Poker
- 4 Device Fund by (\$65,516)
- 5 08-418 Office of Management and Finance out of the Riverboat Gaming
- 6 Enforcement Fund by (\$134,484)
- 7 08-419 Office of State Police out of the Tobacco Tax Health Care Fund by
- 8 (\$40,494)
- 9 08-419 Office of State Police out of the Video Draw Poker Device Fund by
- 10 (\$31,485)
- 11 08-419 Office of State Police out of the Riverboat Gaming Enforcement
- 12 Fund by (\$398,794)
- 13 08-419 Office of State Police out of the Pari-mutuel Live Racing Facility
- 14 Gaming Control Fund by (\$12,948)
- 15 08-419 Office of State Police out of the Insurance Fraud Investigation Fund
- 16 by (\$20,378)
- 17 08-419 Office of State Police out of the Motorcycle Safety and Operator
- 18 Training Program Fund by (\$808)
- 19 08-419 Office of State Police out of the Public Safety DWI Test Maintenance
- 20 and Training Fund by (\$2,342)
- 21 08-419 Office of State Police out of the Louisiana Towing and Storage Fund
- 22 by (\$2,562)
- 23 08-419 Office of State Police out of the Concealed Handgun Permit Fund by
- 24 (\$21,825)
- 25 08-419 Office of State Police out of the Underground Damages Prevention
- 26 Fund by (\$485)
- 27 08-419 Office of State Police out of the Hazardous Materials Emergency
- 28 Response Fund by (\$1,221)
- 29 08-419 Office of State Police out of the Explosives Trust Fund by (\$3,585)
- 30 08-419 Office of State Police out of the Sex Offender Registry Technology
- 31 Fund by (\$149)
- 32 08-419 Office of State Police out of the Criminal Identification and
- 33 Information Fund by (\$49,453)
- 34 08-419 Office of State Police out of the Louisiana State Police Salary Fund
- 35 by (\$92,722)
- 36 08-419 Office of State Police out of the Department of Public Safety Peace
- 37 Officers Fund by (\$1,763)
- 38 08-419 Office of State Police out of the Unified Carrier Registration
- 39 Agreement Fund by (\$69,350)
- 40 08-419 Office of State Police out of the Insurance Verification System Fund
- 41 by (\$249,636)
- 42 08-422 Office of State Fire Marshal out of the 2% Fire Insurance Fund by
- 43 (\$900,503)

Department of Natural Resources

- 44
- 45 11-432 Office of Conservation out of the Underwater Obstruction Removal
- 46 Fund by (\$18,136)
- 47 11-432 Office of Conservation out of the Oil and Gas Regulatory Fund by
- 48 (\$672,257)
- 49 11-435 Office of Coastal Management out of the Coastal Resources Trust
- 50 Fund by (\$132,189)

Department of Environmental Quality

- 51
- 52 13-856 Office of Environmental Quality out of the Environmental Trust
- 53 Fund by (\$3,757,183)
- 54 13-856 Office of Environmental Quality out of the Hazardous Waste Site
- 55 Cleanup Fund by (\$98,696)

- 1 13-856 Office of Environmental Quality out of the Waste Tire Management
- 2 Fund by (\$262,972)
- 3 13-856 Office of Environmental Quality out of the Lead Hazard Reduction
- 4 Fund by (\$2,489)

5 Section 1.C. The commissioner of administration is authorized and directed to
 6 reduce the State General Fund by Statutory Dedications appropriations contained in Act 16
 7 of the 2016 Second Extraordinary Session of the Legislature for the following agencies in
 8 the following amounts:

9 **DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT**

10 **07/270 ADMINISTRATION**

- 11 (26) Non-Federal Aid Eligible Highway Program out of the State Highway
- 12 Improvement Fund by (\$2,940,000)

13 Section 1.D. The commissioner of administration is authorized and directed to
 14 reduce the State General Fund by Fees and Self-generated Revenues appropriations
 15 contained in Act 17 of the 2016 Regular Session of the Legislature for the following
 16 agencies in the following amounts:

17 **Executive Department**

- 18 01-124 Louisiana Stadium and Exposition District by (\$200,000)

19 **Elected Officials**

- 20 04-147 State Treasurer by (\$1,000,000)
- 21 04-165 Commissioner of Insurance by (\$715,162)

22 **Department of Transportation and Development**

- 23 07-273 Administration by (\$1,325)
- 24 07-276 Engineering and Operations by (\$1,532,088)
- 25

26 **Department of Public Safety and Corrections - Public Safety Services**

- 27 08-419 Office of State Police by (\$7,380,000)

28 Section 1.E. The commissioner of administration is authorized and directed to
 29 reduce the appropriations out of the State General Fund (Direct), fees and self-generated
 30 revenues, and statutory dedications contained in Act 17 of the 2016 Regular Session of the
 31 Legislature for the vacancies in state government, excluding vacancies in higher education,
 32 funded through that Act by \$11,900,000. In the event such savings cannot be realized, the
 33 commissioner of administration is hereby authorized and directed to reduce appropriations
 34 to achieve such savings.

1 Section 1.F. The following sums are appropriated from the sources specified in the
 2 amounts specified for the purpose of making supplemental appropriations for Fiscal Year
 3 2016-2017.

4 **ELECTED OFFICIALS**

5 **04-141 OFFICE OF THE ATTORNEY GENERAL**

6	Payable out of the State General Fund by		
7	Statutory Dedications out of the Medical		
8	Assistance Programs Fraud Detection Fund	\$	88,988
9	Payable out of the State General Fund by		
10	Statutory Dedications out of the Department		
11	of Justice Debt Collection Fund	\$	119,566
12	Payable out of the State General Fund by		
13	Statutory Dedications out of the Tobacco		
14	Settlement Enforcement Fund	\$	20,002

15 The commissioner of administration is hereby authorized and directed to adjust the means
 16 of finance for this agency, as contained in Act No. 17 of the 2016 Regular Session of the
 17 Legislature, by reducing the appropriation out of the State General Fund by Statutory
 18 Dedications out of the Louisiana Fund by (\$1,100,000).

19 **04-146 OFFICE OF THE LIEUTENANT GOVERNOR**

20	Payable out of the State General Fund by		
21	Interagency Transfers to the Administrative		
22	Program from the Office of Tourism	\$	53,365

23 **04-147 STATE TREASURER**

24	Payable out of the State General Fund by		
25	Fees and Self-generated Revenues	\$	500,000

26 **DEPARTMENT OF CULTURE, RECREATION AND TOURISM**

27 **06-261 OFFICE OF THE SECRETARY**

28	Payable out of the State General Fund by		
29	Interagency Transfers to the Management and		
30	Finance Program from the Office of Tourism	\$	161,511

31 **06-262 OFFICE OF THE STATE LIBRARY OF LOUISIANA**

32	Payable out of the State General Fund by		
33	Interagency Transfers to the Library Services		
34	Program from the Office of Tourism	\$	191,276

35 **06-263 OFFICE OF STATE MUSEUM**

36	Payable out of the State General Fund by		
37	Interagency Transfers to the Museum Program		
38	from the Office of Tourism	\$	193,334

1	06-264 OFFICE OF STATE PARKS	
2	Payable out of the State General Fund by	
3	Interagency Transfers to the Parks and Recreation	
4	Program from the Office of Tourism	\$ 865,231
5	06-265 OFFICE OF CULTURAL DEVELOPMENT	
6	Payable out of the State General Fund by	
7	Interagency Transfers to the Management and	
8	Finance Program from the Office of Tourism	\$ 120,751
9	06-267 OFFICE OF TOURISM	
10	Payable out of the State General Fund by	
11	Fees and Self-generated Revenues to the	
12	Marketing Program	\$ 835,468
13	DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT	
14	07-276 ENGINEERING AND OPERATIONS	
15	EXPENDITURES:	\$ 36,522
16	TOTAL EXPENDITURES	<u>\$ 36,522</u>
17	MEANS OF FINANCE:	
18	State General Fund by:	
19	Statutory Dedications:	
20	LTRC Transportation Training and	
21	Education Center Fund	\$ 36,229
22	Louisiana Bicycle and Pedestrian	
23	Safety Fund	<u>\$ 293</u>
24	TOTAL MEANS OF FINANCING	<u>\$ 36,522</u>
25	DEPARTMENT OF HEALTH AND HOSPITALS	
26	09-302 CAPITAL AREA HUMAN SERVICES DISTRICT	
27	Payable out of the State General Fund by	
28	Fees and Self-generated Revenues	\$ 675,644
29	09-306 MEDICAL VENDOR PAYMENTS	
30	Payable out of the State General Fund by	
31	Statutory Dedications out of the Medical	
32	Assistance Trust Fund	\$ 7,860,918
33	Payable out of the State General Fund by	
34	Statutory Dedications out of the Tobacco	
35	Medicaid Match Fund	\$ 44,287,582
36	Payable out of the State General Fund by	
37	Fees and Self-generated Revenues	\$ 12,500,000
38	Payable out of the State General Fund by	
39	Fees and Self-generated Revenues	\$ 24,706,708

1	Payable out of the State General Fund by	
2	Statutory Dedications out of the Louisiana Fund	\$ 1,100,000

3 The commissioner of administration is authorized and directed to adjust the means of finance
 4 for this agency, as contained in Act No. 17 of the 2016 Regular Session of the Legislature,
 5 by reducing the appropriation out of Federal Funds by (\$22,210,104).

6 **09-325 ACADIANA AREA HUMAN SERVICES DISTRICT**

7	Payable out of the State General Fund by	
8	Fees and Self-generated Revenues	\$ 157,452

9 **DEPARTMENT OF NATURAL RESOURCES**

10 **11-432 OFFICE OF CONSERVATION**

11	Payable out of the State General Fund by	
12	Statutory Dedications out of the Underwater	
13	Obstruction Removal Fund to the Oil and Gas	
14	Regulatory Program	\$ 12,500

15	Payable out of the State General Fund by	
16	Statutory Dedications out of the Oil and Gas	
17	Regulatory Fund to the Oil and Gas Regulatory Program	\$ 652,894

18 **11-435 OFFICE OF COASTAL RESTORATION AND MANAGEMENT**

19	Payable out of the State General Fund by	
20	Statutory Dedications out of the Coastal Resources	
21	Trust Fund to the Coastal Management Program	\$ 132,189

22 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

23 **13-856 OFFICE OF ENVIRONMENTAL QUALITY**

24	Payable out of the State General Fund by	
25	Statutory Dedications out of the Environmental	
26	Trust Fund	\$ 2,121,340

27 Section 1.G. The following sums are appropriated from the sources specified in the
 28 amounts specified for the purpose of making supplemental capital outlay appropriations for
 29 Fiscal Year 2016-2017.

30 **DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT**

31 **26/279 ADMINISTRATION**

32	Non-Federal Aid Eligible Highway Program	
33	(Statewide)	
34	Payable from State Highway Improvement Fund	<u>\$ 2,940,000</u>

35 Section 1.H. The commissioner of administration is authorized to make adjustments
 36 to appropriations as are necessary to effectuate the governor's deficit plan approved by the
 37 Joint Legislative Committee on the Budget and as provided in this Act, after review of the
 38 adjustments by the Legislative Fiscal Office.

1 Section 2.A. The Legislative Budgetary Control Council is hereby authorized and
2 directed to reduce the State General Fund (Direct) appropriation contained in Act No. 77 of
3 the 2016 Regular Session of Legislature for the Louisiana Legislature in the amount of One
4 Million Six Hundred Fifty Thousand Four Hundred Thirty-Eight and No/100 Dollars
5 (\$1,650,438.00).

6 Section 2.B. The Legislative Budgetary Control Council is hereby authorized and
7 directed to reduce the State General Fund (Direct) appropriation contained in Act No. 77 of
8 the 2016 Regular Session of the Legislature for the Louisiana Legislature in the amount of
9 One Million Eight Hundred Ninety-Four Thousand One Hundred Thirty-Six and No/100
10 Dollars (\$1,894,136.00).

11 Section 2.C. The appropriation for the legislative auditor contained in Section 3 of
12 Act No. 77 of the 2016 Regular Session of the Legislature is hereby amended and reenacted
13 to read as follows:

14 On page 5, between lines 28 and 29, insert the following:

15 "(F) Notwithstanding any provision of this Section to the contrary, the legislative
16 auditor shall remit \$2,000,000 from the Legislative Auditor Ancillary Enterprise
17 Fund to the state treasurer for deposit into the state general fund."

18 Section 3. Notwithstanding any provision of law to the contrary, the state treasurer
19 is hereby authorized and directed to transfer to the State General Fund (Direct) the amounts
20 of any reduction in State General Fund by Fees and Self-generated Revenues, Statutory
21 Dedications, or Interagency Transfers reduced as provided or recognized in this Act,
22 excluding any reductions contained in Section 1.F., and the amounts of any reductions in
23 State General Fund by Fees and Self-generated Revenues or Statutory Dedications approved
24 and certified by the Joint Legislative Committee on the Budget. The state treasurer shall
25 make such transfers from each fund prior to fully funding the appropriation from the fund.
26 Within ten days after the effective date of this Act, the state treasurer shall make all transfers
27 provided in this Act. In the event that the amount of any reduction in State General Fund
28 by Fees and Self-generated Revenues, Statutory Dedications, or Interagency Transfers being
29 transferred to the State General Fund (Direct) are insufficient to fully fund the reduction
30 made from such fund source on that date following the effective date of this Act or on that
31 date the amount remaining in Fees and Self-generated Revenues, Statutory Dedications, or

1 Interagency Transfers is insufficient to fully fund the reductions required by this Act and the
 2 appropriation remaining after the reductions in this Act, the treasurer shall notify the
 3 commissioner of administration and the Joint Legislative Committee on the Budget.

4 Section 4. This Act shall become effective upon signature by the governor or, if not
 5 signed by the governor, upon expiration of the time for bills to become law without signature
 6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 7 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 8 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____