

**OFFICIAL JOURNAL**  
**OF THE**  
**COMMITTEE OF THE WHOLE**  
**HOUSE OF**  
**REPRESENTATIVES**  
**OF THE**  
**STATE OF LOUISIANA**

**TWENTIETH DAY'S PROCEEDINGS**

**Thirty-fifth Regular Session of the Legislature**  
**Under the Adoption of the**  
**Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Thursday, May 26, 2011

The Committee was called to order at 3:45 P.M. by Chairman Doerge.

On motion of Rep. Robideaux, the calling of the roll was dispensed with.

**Motion**

On motion of Rep. Fannin, the Committee took under consideration House Bill No. 1 at this time.

**HOUSE BILL NO. 1—**  
BY REPRESENTATIVE FANNIN  
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

**Suspension of the Rules**

On motion of Rep. Fannin, Rule 6.25 was suspended to consider House Bill No. 1 schedule by schedule.

Rep. Tucker sent up committee amendments which were read as follows:

**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representative Tucker in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 170, after line 51, insert the following:

"To ensure that appropriate reward accrues to universities for meeting performance measures of the LA GRAD Act, no assessment

or administrative fee by the management board for the operation of a system office may be assessed without approval of the Joint Legislative Committee on the Budget. Further, system offices must receive approval from the Joint Legislative Committee on the Budget if funding allocated by the management board deviates from the Regents's funding formula for institutions participating in the LA GRAD Act.

Provided, however, of the funds appropriated herein, and notwithstanding any provision of law to the contrary, the Board of Regents and higher education management boards shall not adjust the means of financing of institutions participating in the LA GRAD Act for the purpose of budget equalization or proportionality to support institutions not participating in the LA GRAD Act."

On motion of Rep. Tucker, the amendments were adopted.

Rep. Patricia Smith sent up committee amendments which were read as follows:

**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representative Patricia Smith in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 170, after line 51, insert the following:

"Provided, however, in the event of passage of proposed legislation and a voter referendum to utilize Millennium Trust Funds by dedicating additional proceeds to the TOPS Fund, the commissioner of administration is authorized and directed to adjust the means of finance for the Office of Student Financial Assistance by allocating \$40,000,000 out of the State General Fund by Statutory Dedications from the Overcollections Fund as follows:

Payable to the Board of Regents \$ 20,000,000

Provided, however, that the commissioner of higher education is directed to disburse such funds according to the provisions of Act 915 of the 2008 Regular Session.

Payable to the Board of Regents \$ 15,000,000

Provided, however, that the commissioner of higher education is directed to disburse such funds to those higher education institutions which have been adversely affected by implementation of the performance-based funding formula promulgated by the Board of Regents. Further, such funds shall be disbursed to such institutions on a dollar per dollar basis, or, should funding be insufficient to do so, on a pro rata basis.

Payable to the Office of Student Financial Assistance (OSFA) for the GO Grant Program \$ 5,000,000"

Rep. Patricia Smith moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 30 yeas and 60 nays, the amendments were rejected.

Rep. Foil sent up committee amendments which were read as follows:

**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representatives Foil and Williams in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 233, between lines 40 and 41, insert the following:

# Page 2 HOUSE

20th Day's Proceedings - Thursday, May 26, 2011

"Provided, however, that of the State General Fund (Direct) appropriated herein for this agency, \$650,000 shall be allocated for implementation of the School Choice Pilot Program for Certain Students with Exceptionalities."

On motion of Rep. Foil, the amendments were adopted.

Rep. Harrison sent up committee amendments which were read as follows:

### COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Harrison in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

#### AMENDMENT NO. 1

On page 234, between lines 5 and 6 insert the following:

"Provided, however, that of the State General Fund out of Statutory Dedications out of the Purse Supplement Fund, notwithstanding any other provision of law to the contrary appropriated herein to the Department of Education in Schedule 19-678, State Activities, Office of Management and Finance, \$338,000 shall be allocated to the ePortal program which previously existed before Fiscal Year 2010-2011. Provided further, however, that the Cecil J. Picard Center on the campus of the University of Louisiana at Lafayette shall implement this program."

On motion of Rep. Harrison, the amendments were withdrawn.

Rep. Billiot sent up committee amendments which were read as follows:

### COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representatives Billiot, Ligi, and Templet in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

#### AMENDMENT NO. 1

On page 255, between lines 17 and 18 insert the following:

"Provided, however, that out of the funds allocated under the Parish Transportation Program (R.S. 48:751-756(A)(1)) to Jefferson Parish, the funds shall be allocated directly to the following municipalities in the amounts listed:

Kenner	\$ 206,400
Gretna	\$ 168,000
Westwego	\$ 168,000
Harahan	\$ 168,000
Jean Lafitte	\$ 168,000
Grand Isle	\$ 168,000"

On motion of Rep. Billiot, the amendments were adopted.

Rep. Tucker sent up committee amendments which were read as follows:

### COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Tucker in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

#### AMENDMENT NO. 1

In the House Floor Amendment No. 22 of the set of amendments designated as #2189 proposed by Representative Fannin and adopted by the House on May 25, 2011, on page 3, between lines 21 and 22, insert the following:

"Provided, however, of the funds appropriated above, and notwithstanding any provision of law to the contrary, schools that enrolled scholarship recipients in grades three or higher in the 2010-2011 school year may continue to participate if they performed better than the lowest performing twenty percent of Recovery School District New Orleans K-8 Schools as determined by the Board of Elementary and Secondary Education in consultation with the Nonpublic School Commission."

On motion of Rep. Tucker, the amendments were adopted.

#### **Motion**

On motion of Rep. Fannin, the Committee of the Whole House agreed to rise and report.

ALFRED W. SPEER  
Clerk of the House