

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

TWENTY-FIRST DAY'S PROCEEDINGS

Thirty-ninth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Friday, May 10, 2013

The Committee was called to order at 12:48 P.M. by Chairman Arnold.

On motion of Rep. Leger, 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. Brossett, the rules were suspended in order to take under consideration House Bill No. 1 schedule by schedule at this time.

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 1, line 2, delete "Making appropriations" and insert "Making annual appropriations for Fiscal Year 2013-2014"

AMENDMENT NO. 2

On page 11, after line 31, insert the following:

"D.(1) Appropriations contained in this Act which are designated as "SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT)" in the event House Bill Nos. 456, 474, 571, 653, and 696 of the 2013 Regular Session of the Louisiana Legislature are enacted into law" in the amount of \$283,000,000 shall not be effective until the Revenue Estimating Conference revises the Fiscal Year 2013-2014 Official Forecast to incorporate all revenue impacts resulting from House Bill Nos. 456, 474, 571, 653, and 696 of the 2013 Regular Session of the Legislature. To the extent that the additional revenues incorporated for appropriation from these sources are not sufficient to fully fund the supplementary budget recommendations designated from these sources, such supplemental budget recommendations shall be funded on a pro rata basis.

(2) The commissioner of administration is authorized to adjust other means of financing only to the extent necessary as a result of funding items contained herein from any supplementary budget recommendation.

E.(1) Appropriations contained in this Act which are designated as "SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT)" in the event that additional revenues are projected and recognized by the Revenue Estimating Conference" in the amount of \$90,000,000 shall not be effective until the Revenue Estimating Conference revises the Fiscal Year 2013-2014 Official Forecast. To the extent that the additional revenues incorporated for appropriation from these sources are not sufficient to fully fund the supplementary budget recommendations designated from these sources, such supplemental budget recommendations shall be funded on a pro rata basis.

(2) The commissioner of administration is authorized to adjust other means of financing only to the extent necessary as a result of funding items contained herein from any supplementary budget recommendation.

F. The commissioner of administration is hereby authorized and directed to reduce the State General Fund (Direct) appropriations contained in each department and budget unit contained in this Act to achieve a State General Fund (Direct) savings of at least \$9,854,216. Provided further, however, that the commissioner of administration is authorized and directed to only make such adjustments to program expenditures in out-of-state travel and supplies.

G. The commissioner of administration is hereby authorized and directed to reduce the State General Fund (Direct) appropriations and other means of financing appropriations contained in each department and budget unit contained in this Act to achieve a State General Fund (Direct) savings of at least \$25,316,000 from a reduction in the total dollar value of contracts."

AMENDMENT NO. 3

On page 12, delete lines 44 through 48 in their entirety

AMENDMENT NO. 4

On page 17, delete lines 44 through 49 in their entirety

AMENDMENT NO. 5

On page 51, delete lines 41 through 45 in their entirety and insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Executive and Administration Program in this agency by reducing the appropriation out of the State General Fund (Direct) by \$2,000,000."

Page 2 HOUSE

21st Day's Proceedings - Friday, May 10, 2013

AMENDMENT NO. 6

On page 53, delete lines 16 through 21 in their entirety

AMENDMENT NO. 7

On page 95, between lines 29 and 30, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing in this agency by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Louisiana Medical Assistance Trust Fund by \$ 16,434,518.

Payable out of the State General Fund (Direct) to the Payments to Private Providers Program \$16,434,518

EXPENDITURES:
Payments to Private Providers Program for 50 New Opportunities Waiver (NOW) slots \$ 1,274,488

TOTAL EXPENDITURES \$ 1,274,488

MEANS OF FINANCE:

State General Fund by:

Statutory Dedication:

Utility and Carrier Inspection and Supervision Fund, notwithstanding any other provision of the law to the contrary, and specifically notwithstanding R.S. 45:1177 \$ 472,070

Federal Funds \$ 802,418

TOTAL MEANS OF FINANCING \$ 1,274,488

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Payments to Private Providers Program in this agency by reducing the appropriation out of the State General Fund (Direct) by \$1,419,675.

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Payments to Private Providers Program in this agency by reducing the appropriation out of Federal Funds by \$2,413,140.

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Payments to Private Providers Program in this agency by reducing the appropriation out of the State General Fund (Direct) by \$26,924,463.

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Payments to Private Providers Program in this agency by reducing the appropriation out of Federal Funds by \$45,765,773.

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Medicare Supplements and Buy-Ins Program in this agency by reducing the appropriation out of the State General Fund (Direct) by \$22,713,051.

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Medicare Supplements and Buy-Ins Program in this agency by reducing the appropriation out of Federal Funds by \$38,607,281."

AMENDMENT NO. 8

On page 96, between lines 9 and 10, insert the following:

"SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT) in the event House Bill

Nos. 456, 474, 571, 653, and 696 of the 2013 Regular Session of the Louisiana Legislature are enacted into law. (See Preamble Section 18 D(1)).

Provided however, the amount above includes a supplementary budget recommendation in the amount of \$16,434,518 from the State General Fund (Direct) which is matched with \$27,935,131 of federal funds for a total means of financing of \$44,369,649."

AMENDMENT NO. 9

On page 143, between lines 12 and 13, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing in this agency by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Overcollections Fund by \$354,274,936.

Payable out of the State General Fund (Direct) to the Board of Regents \$ 354,274,936

The commissioner of administration is hereby authorized and directed to adjust the means of financing in this agency by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Overcollections Fund by \$28,100,000.

Payable out of the State General Fund (Direct) to the Board of Regents \$ 18,100,000

Payable out of the State General Fund by Statutory Dedications out of the Rapid Response Fund to the Board of Regents, notwithstanding any other provision of the law to the contrary, and specifically notwithstanding R.S. 51:2361 \$ 10,000,000"

AMENDMENT NO. 10

On page 143, line 14, between "Fund" and "contained" insert "and the Rapid Response Fund"

AMENDMENT NO. 11

On page 143, between lines 31 and 32, insert the following:

"SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE OVERCOLLECTIONS FUND in the event the legislature approves the transfers delineated in the funds bill to the Overcollections Fund. (See Preamble Section 18 C(1)).

Provided however, the amount above includes a supplementary budget recommendation in the amount of \$138,033,505 from the State General Fund by Statutory Dedications from the Overcollections Fund.

SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT) in the event House Bill Nos. 456, 474, 571, 653, and 696 of the 2013 Regular Session of the Louisiana Legislature are enacted into law. (See Preamble Section 18 D(1)).

Provided however, the amount above includes a supplementary budget recommendation in the amount of \$166,265,482 from the State General Fund (Direct).

SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT) in the event that additional revenues are projected and recognized by the Revenue Estimating Conference (See Preamble Section 18 (E)(1))

Provided however, the amount above includes a supplementary budget recommendation in the amount of \$90,000,000 from the State General Fund (Direct)."

AMENDMENT NO. 12

On page 145, between lines 31 and 32, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing in this agency by reducing the appropriation out of the State General Fund by Statutory Dedications out of the TOPS Fund by \$100,300,000.

Payable out of the State General Fund
(Direct) to the TOPS Tuition Program \$ 100,300,000

SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT) in the event House Bill Nos. 456, 474, 571, 653, and 696 of the 2013 Regular Session of the Louisiana Legislature are enacted into law. (See Preamble Section 18 D(1)).

Provided however, the amount above includes a supplementary budget recommendation in the amount of \$100,300,000 from the State General Fund (Direct)."

AMENDMENT NO. 13

On page 203, delete lines 3 through 12 in their entirety

AMENDMENT NO. 14

On page 216, after line 45 insert the following:

"Notwithstanding any provision of law to the contrary and specifically notwithstanding the provisions of R.S. 24:39, the state treasurer is authorized and directed to transfer and Eleven Million Two Hundred and One Thousand Seven Hundred Twenty-Four and no/100 Dollars (\$11,201,724) from the Legislative Capitol Technology Enhancement Fund to the State General Fund (Direct)."

AMENDMENT NO. 15

On page 225, between lines 44 and 45, insert the following:

"Section 20. This Act shall take effect and become operative only if the proposed amendments to the Constitution of Louisiana contained in the Joint Resolutions which originated as House Bill Nos. 434, 435, and 436 of this 2013 Regular Session of the Legislature are concurred in by both houses of the legislature and House Bill Nos. 437, 456, 474, 571, 620, 653, and 696 of this 2013 Regular Session of the Legislature are enacted into law."

AMENDMENT NO. 16

On page 225, at the beginning of line 45, delete "Section 20. The" and insert "Section 21. Subject to the provisions of Section 20, the"

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Geymann do not appropriate one-time money.

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 2, line 7, after "officials" and before the comma "," insert "or the Department of Wildlife and Fisheries"

AMENDMENT NO. 2

On page 4, at the end of line 29 after "department." insert the following "The provisions of this Paragraph shall not apply to the Department of Wildlife and Fisheries."

AMENDMENT NO. 3

On page 117, line 5 change "(101)" to "(73)"

AMENDMENT NO. 4

On page 118, between lines 38 and 39, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Management and Finance Program in this agency by reducing the appropriation out of the State General Fund by Interagency Transfers by \$2,911,549."

AMENDMENT NO. 5

On page 131, line 38, change "(34)" to "(62)"

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Lambert do not appropriate one-time money.

Rep. Lambert moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 64 yeas and 24 nays, the amendments were adopted.

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 6, at the end of line 3, add the following:

"The commissioner of administration shall submit a quarterly report to the Joint Legislative Committee on the Budget on any employment freezes or related personnel actions necessitated as a result of the implementation of this Act. Such report shall note the employment effect based on any such suspect classification, i.e. race, sex, color, or national origin, and the impact upon the Equal Employment proposition as set out in the "McDonnell Douglas Test" or Title VII of the 1964 Civil Rights Act, as amended."

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Smith do not appropriate one-time money.

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 11, after line 31, insert the following:

"D. The Department of Health and Hospitals shall continue to provide for immunizations in those parish health units which receive any funding from local governmental sources."

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Barrow do not appropriate one-time money.

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 11, after line 31, insert the following:

"D. The commissioner of administration is hereby authorized and directed to reduce the State General Fund (Direct) appropriations contained in each department and budget unit contained in this Act to achieve a State General Fund (Direct) savings of at least \$18,601,119 from the reduction of funding for vacant positions. The commissioner of administration is hereby further authorized to reduce the authorized positions associated with such funding."

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Katrina Jackson do not appropriate one-time money.

On motion of Rep. Katrina Jackson, the amendments were adopted.

Suspension of the Rules

On motion of Rep. Greene, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

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 13, delete lines 25 through 52 in their entirety

AMENDMENT NO. 2

On page 26, between lines 6 and 7, insert the following:

"Payable out of the State General Fund (Direct) to the Parish Councils on Aging Program for operating expenses \$ 1,055,071"

AMENDMENT NO. 3

On page 95, between lines 29 and 30, insert the following:

"EXPENDITURES:
Payments to Private Providers Program for 150 New Opportunities Waiver (NOW) slots \$ 1,950,945

TOTAL EXPENDITURES \$ 1,727,421

MEANS OF FINANCE:
State General Fund (Direct) \$ 722,630
Federal Funds \$ 1,228,315

TOTAL MEANS OF FINANCING \$ 1,950,945"

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Harrison do not appropriate one-time money.

Rep. Harrison moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 31 yeas and 62 nays, the amendments were rejected.

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 12, after line 48, insert the following:

"In the event the Louisiana Legislature meets in a veto session following adjournment of the 2013 Regular Session, the treasurer shall not honor any warrants presented by the Executive Office until such time as the Executive Office transfers to the Louisiana Legislature \$60,000 per day for each day the legislature meets in a veto session."

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Schroder do not appropriate one-time money.

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 58, after line 52, insert the following:

"Payable out of the State General Fund (Direct) to the Marketing Program for tourism-related activities \$100,000"

AMENDMENT NO. 2

On page 189, between lines 29 and 30, insert the following

"The commissioner of administration is hereby authorized and directed to adjust the means of financing contained in Schedule 19 Department of Education budget units by reducing the appropriations out of the State General Fund (Direct) sufficient to generate a savings of \$100,000."

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Broadwater do not appropriate one-time money.

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 61, after line 57, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Overcollections Fund to the Operations Program to be divided evenly among the nine highway districts for road maintenance \$ 36,000,000

Provided, however, that the appropriations provided for herein shall be out of that portion of the fund balances identified as one-time money by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19. If one-time money from such funds are not sufficient to fully fund the appropriations designated from such funds, the appropriations from such funds shall be funded on a pro rata basis."

AMENDMENT NO. 2

On page 140, between lines 41 and 42, insert the following:

**"SCHEDULE 18
RETIREMENT SYSTEMS**

EXPENDITURES:

For payments toward the balance of the Unfunded Accrued Liability of the system existing as of June 30, 1988 \$ 30,000,000

TOTAL EXPENDITURES \$ 30,000,000

MEANS OF FINANCE:

State General Fund by:
Statutory Dedications:
Overcollections Fund \$ 30,000,000

TOTAL MEANS OF FINANCING \$ 30,000,000

Provided, however, that the appropriations provided for herein shall be out of that portion of the fund balances identified as one-time money by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19. If one-time money from such funds are not sufficient to fully fund the appropriations designated from such funds, the appropriations from such funds shall be funded on a pro rata basis.

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

EXPENDITURES:

For one-time payments to assist local school systems for one-time expenditures related to employer contributions of accumulated retirement costs \$ 27,000,000

TOTAL EXPENDITURES \$ 27,000,000

MEANS OF FINANCE:

State General Fund by:
Statutory Dedications:
Overcollections Fund \$ 27,000,000

TOTAL MEANS OF FINANCING \$ 27,000,000

Provided, however, that the appropriation provided for herein shall be out of that portion of the fund balance identified as one-time money by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19. If one-time money from such funds are not sufficient to fully fund the appropriation designated from such funds, the appropriation from such funds shall be funded on a pro rata basis."

AMENDMENT NO. 3

On page 216, after line 45, insert the following:

"The sum of Forty Million and no/100 Dollars (\$40,000,000) is hereby appropriated out of the Overcollections Fund to the state treasurer to be used solely and exclusively for the purpose of retirement of state debt in advance of maturity through redemption, purchase, or repayment. The selection of specific bonds to be redeemed, purchased or repaid shall be effected pursuant to a plan adopted by the State Bond Commission. Provided, however, that the appropriation provided for herein shall be out of that portion of the fund balance identified as one-time money by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19. If one-time money from such funds are not sufficient to fully fund the appropriation designated from such funds, the appropriation from such funds shall be funded on a pro rata basis."

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Jim Morris do not appropriate one-time money.

On motion of Rep. Jim Morris, the amendments were adopted.

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 76, between lines 13 and 14, insert the following

"Provided, however, that out of the funds appropriated herein to the Office of State Police, the amount of \$1,140,250 shall be allocated for a training academy class.

EXPENDITURES:

To the Office of State Police for a training academy class:

For one-time expenditures including dormitory, physicals, equipment, uniforms, supplies, ammunition, meals, field training, instructional materials	\$ 1,541,440
For recurring expenditures	\$ 2,600,000

TOTAL EXPENDITURES \$ 4,141,440

MEANS OF FINANCE:

State General Fund by:

Statutory Dedications:

Criminal Identification and Information Fund out of deposits collected under the authority of R.S. 15:587(E), notwithstanding any other provision of law to the contrary and specifically notwithstanding R.S. 15:598	\$ 2,600,000
---	--------------

Overcollections Fund out of deposits identified as one-time money in the report issued by the Legislative Fiscal Office pursuant to House Rule 7.19	\$ 1,541,440
---	--------------

TOTAL MEANS OF FINANCING \$ 4,141,440"

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money for ordinary recurring expenses.

The Chair determined that Committee of the Whole House Amendments proposed by Rep. Thompson do appropriate one-time money for ordinary recurring expenses. Therefore, this amendment requires the favorable vote of two-thirds of the members present and voting.

Rep. Thompson moved the adoption of the amendments.

Rep. Champagne objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Lopinto
Abramson	Gaines	Lorusso
Adams	Garofalo	Mack
Anders	Gisclair	Miller
Armes	Greene	Montoucet
Badon	Guillory	Moreno
Barras	Guinn	Norton
Barrow	Harrison	Pearson
Berthelot	Havard	Pierre
Billiot	Hazel	Ponti
Bishop, S.	Hodges	Price
Broadwater	Hollis	Pugh
Brossett	Honore	Pylant
Brown	Howard	Reynolds
Burford	Hunter	Ritchie
Burns, H.	Ivey	Robideaux
Burrell	Jackson, G.	Schexnayder
Carmody	Jackson, K.	Shadoin
Carter	James	Smith
Chaney	Jefferson	St. Germain
Connick	Johnson	Stokes
Cox	Landry, T.	Thierry
Dixon	LeBas	Thompson
Edwards	Leger	Williams, A.
Foil	Leopold	Willmott
Total - 75		

NAYS

Champagne	Lambert	Simon
Fannin	Landry, N.	Talbot
Geymann	Morris, Jay	Thibaut
Harris	Morris, Jim	Williams, P.
Henry	Pope	
Hensgens	Schroder	
Total - 16		

ABSENT

Arnold	Dove	Ortego
Bishop, W.	Hill	Richard
Burns, T.	Hoffmann	Seabaugh
Cromer	Huval	Whitney
Danahay	Jones	
Total - 14		

The amendment, having received two-thirds vote of the elected members, was adopted.

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 90, between lines 4 and 5, insert the following:

"Payable out of the State General Fund (Direct) to the Developmental Disabilities Council for regional resource centers \$ 54,732"

AMENDMENT NO. 2

On page 116, line 37, change "\$ 1,224,204" to "\$ 1,169,472"

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Smith do not appropriate one-time money.

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 95, between lines 29 and 30, insert the following:

"EXPENDITURES:
Payments to Private Providers
Program for 25 New Opportunities
Waiver (NOW) slots \$ 637,243
TOTAL EXPENDITURES \$ 637,243

MEANS OF FINANCE:
State General Fund (Direct) \$ 236,035
Federal Funds \$ 401,208
TOTAL MEANS OF FINANCING \$ 637,243"

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Thierry do not appropriate one-time money.

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 95, between lines 29 and 30, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Uncompensated Care Costs Program by reducing the appropriation out of the State General Fund (Direct) by \$13,859,426 in the event either Senate Bill No. 125 or House Bill No. 233, or both, of the 2013 Regular Session of the Legislature are enacted into law.

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Uncompensated Care Costs Program by reducing the appropriation out of the Federal Funds by \$21,659,349 in the event either Senate Bill No. 125 or House Bill No. 233, or both, of the 2013 Regular Session of the Legislature are enacted into law.

EXPENDITURES:
For the Medicare Buy-Ins and Supplements Program for reimbursement of services in the event either Senate Bill No. 125 or House Bill No. 233, or both, of the 2013 Regular Session of the Legislature are enacted into law \$197,925,771

TOTAL EXPENDITURES \$197,925,771

MEANS OF FINANCE:
State General Fund (Direct) \$ 13,859,426
Federal Funds \$184,066,345

TOTAL MEANS OF FINANCING \$197,925,771

The commissioner of administration is hereby authorized and directed to transfer funding between programs to ensure that this budget unit shall fully utilize and maximize State General Fund (Direct) funding as a result of any savings realized from the expansion of eligibility in the medical assistance program as provided for in the Patient Protection and Affordable Care Act in the event either Senate Bill No. 125 or House Bill No. 233, or both, of the 2013 Regular Session of the Legislature are enacted into law."

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Leger do not appropriate one-time money.

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 95, between lines 29 and 30, insert the following:

"Provided, however, that none of the monies appropriated herein may be paid to any hospital pursuant to a public-private partnership with the state or any higher education management board unless and until such partnership has been approved by each house of the legislature. The commissioner of administration is hereby authorized and directed to transfer the amount necessary to the Louisiana State University Health Science Center Health Care Services Division for operation of any hospitals for which a public-private partnership is not effectuated."

AMENDMENT NO. 2

On page 202, after line 46, add the following:

"Provided, however, that the appropriations contained herein for the remainder of this Schedule shall be effective until the public-private partnerships with the state or any higher education management board of the state are approved by the legislature:

19-610 LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER HEALTH CARE SERVICES DIVISION

EXPENDITURES:

Executive Administration and General Support Authorized Positions (189)	\$ 24,053,099
Earl K. Long Medical Center - Authorized Positions (964)	\$ 121,424,550
University Medical Center - Authorized Positions (863)	\$ 101,392,471
W.O. Moss Regional Medical Center - Authorized Positions (361)	\$ 42,682,540
Washington-St. Tammany Regional Medical Center -Authorized Positions (553)	\$ 59,692,404
Leonard J. Chabert Medical Center - Authorized Positions (894)	\$ 93,357,265
Medical Center of Louisiana at New Orleans – Authorized Positions (2,113)	<u>\$ 344,330,518</u>

TOTAL EXPENDITURES \$ 786,932,847

MEANS OF FINANCE:

State General Fund by:	
Interagency Transfers	<u>\$ 786,932,847</u>
TOTAL MEANS OF FINANCING	<u>\$ 786,932,847</u>

Provided, however, that the Louisiana State University Health Care Services Division shall submit quarterly reports to the Joint Legislative Committee on the Budget on the plans for collaboration with the U.S. Department of Veterans Affairs on the building of a hospital complex in New Orleans and on the operations at the Medical Center of Louisiana at New Orleans, including the capacity and cost for the expansion of services at this facility to 350 beds during the fiscal year.

Notwithstanding any provision to the contrary, the Louisiana State University Health Care Services Division is authorized to transfer authorized positions between programs within the Louisiana State University Health Care Services Division budget unit, subject to the approval of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College and notification to the commissioner of administration and the Joint Legislative Committee on the Budget within 30 days. Such transfers shall be made to provide for the effective delivery of services by the Louisiana State University Health Care Services Division."

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Johnson do not appropriate one-time money.

Rep. Johnson moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 32 yeas and 55 nays, the amendments were rejected.

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 95, between lines 29 and 30, insert the following:

"EXPENDITURES:

For the Payments to Private Providers Program for reimbursement of rural hospitals in accordance with the Rural Hospital Preservation Act	<u>\$ 34,808,558</u>
TOTAL EXPENDITURES	<u>\$ 34,808,558</u>

MEANS OF FINANCE:

Federal Funds	<u>\$ 34,808,558</u>
TOTAL MEANS OF FINANCING	<u>\$ 34,808,558"</u>

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Fannin do not appropriate one-time money.

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 196, after line 48, insert the following:

"Provided, however, that of the State General Fund (Direct) appropriated above, the amount of \$182,661 shall be allocated to the School Choice Pilot Program. Such allocation shall not be used to supplant any State General Fund (Direct) allocated in the Executive Budget for this purpose."

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Foil do not appropriate one-time money.

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 202, after line 46, insert the following:

"Payable out of State General Fund by Statutory Dedications out of the Over-collections Fund out of deposits identified as one-time money in the report issued by the Legislative Fiscal Officer pursuant to House Rule 7.19 for one-time expenditures associated with a one-time payment to former employees of Earl K. Long Medical Center who retired prior to their normal retirement eligibility date

\$ 1,000,000"

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Barrow do not appropriate one-time money.

Rep. Barrow moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 35 yeas and 52 nays, the amendments were rejected.

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 194, between lines 26 and 27, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing for State Activities by reducing the appropriation out of Interagency Transfers by \$2,200,000.

The commissioner of administration is hereby authorized and directed to adjust the means of financing for State Activities by

reducing the appropriation out of Fees and Self-generated Revenues by \$1,300,000.

The commissioner of administration is hereby authorized and directed to adjust the means of financing for State Activities by reducing the appropriation out of Federal Funds by \$780,000."

AMENDMENT NO. 2

On page 197, after line 47, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Recovery School District by reducing the appropriation out of Interagency Transfers by \$9,100,000."

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Jones do not appropriate one-time money.

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

Rep. Jim Morris sent up floor amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 204, line 31, change "450,000" to "650,000"

AMENDMENT NO. 2

On page 205, line 60, change "38,891,341" to "39,091,341"

AMENDMENT NO. 3

On page 206, line 21, change "450,000" to "650,000"

AMENDMENT NO. 4

On page 208, line 49, change "38,891,341" to "39,091,341"

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole House Amendments proposed by Rep. Jim Morris do not appropriate one-time money.

On motion of Rep. Jim Morris, the amendments were adopted.

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

Page 10 HOUSE

21st Day's Proceedings - Friday, May 10, 2013

AMENDMENT NO. 1

On page 210, between lines 14 and 15, 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"

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above Committee of the Whole amendments proposed by Rep. Billiot do not appropriate one-time money.

On motion of Rep. Billiot, 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