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

THIRTY-SIXTH DAY'S PROCEEDINGS

Forty-second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, May 12, 2016

The Committee was called to order at 2:42 P.M. by Chairman Anders.

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

Motion

Rep. Henry moved to suspend Rule 6.25 to consider House Bill No. 1 schedule by schedule, which motion was agreed to.

HOUSE BILL NO. 1—

BY REPRESENTATIVE HENRY

AN ACT

Making annual appropriations for Fiscal Year 2016-2017 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.

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 Henry

AMENDMENT NO. 1

On page 12, between lines 2 and 3, insert the following:

"D. No income tax rebate shall be issued to any taxpayer with annual gross income of $200,000 or more if the amount of the rebate is in excess of the taxpayers' income tax liability."

Point of Order

Rep. Lance Harris asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

Rep. Jones moved the adoption of the amendments.


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 Committee of the Whole House Amendments proposed by Rep. Jones do not appropriate one-time money.

By a vote of 37 yeas and 59 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 Representative Foil in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Henry

AMENDMENT NO. 1

On page 13, between lines 16 and 17, insert the following:

"01-102 OFFICE OF THE STATE INSPECTOR GENERAL

EXPENDITURES:

Administrative - Authorized Positions (16) $ 161,932
Discretionary Expenditures $ 1,530,533

TOTAL EXPENDITURES $ 1,692,465

MEANS OF FINANCE (NONDISCRETIONARY):

State General Fund (Direct) $ 161,932

TOTAL MEANS OF FINANCING (NONDISCRETIONARY) $ 161,932

MEANS OF FINANCE (DISCRETIONARY):

State General Fund (Direct) $ 1,514,203
Federal Funds $ 16,330

TOTAL MEANS OF FINANCING (DISCRETIONARY) $ 1,530,533

BY EXPENDITURE CATEGORY:

Personal Services $ 687,318
Operating Expenses $ 104,875
Professional Services $ 0
Other Charges $ 0
Acquisitions/Major Repairs $ 0

TOTAL EXPENDITURES $ 1,692,465

MEANS OF FINANCE (NONDISCRETIONARY):

State General Fund (Direct) $ 161,932

TOTAL MEANS OF FINANCING (NONDISCRETIONARY) $ 161,932

MEANS OF FINANCE (DISCRETIONARY):

State General Fund (Direct) $ 1,514,203
Federal Funds $ 16,330

TOTAL MEANS OF FINANCING (DISCRETIONARY) $ 1,530,533

BY EXPENDITURE CATEGORY:

Personal Services $ 687,318
Operating Expenses $ 104,875
Professional Services $ 0
Other Charges $ 0
Acquisitions/Major Repairs $ 0
TOTAL BY EXPENDITURE CATEGORY $ 792,193"  

AMENDMENT NO. 2  
On page 15, after line 44, 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 (Direct) by $1,676,135."  

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 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. Glover sent up committee amendments which were read as follows:  

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS  
Amendments proposed by Representative Glover in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Henry  

AMENDMENT NO. 1  
On page 19, after line 44, insert the following:  
"Payable out of the State General Fund (Direct) to the Louisiana Public Defender Board Program $ 6,300,000"  

AMENDMENT NO. 2  
On page 46, between lines 17 and 18, 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 (Direct) by $6,300,000."  

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 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. Glover moved the adoption of the amendments.  


By a vote of 30 yeas and 54 nays, the amendments were rejected.  

Acting Chairman Thibaut in the Chair  
Chairman Anders in the Chair  
Rep. Henry sent up committee amendments which were read as follows:  

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS  
Amendments proposed by Representative Henry in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Henry  

AMENDMENT NO. 1  
On page 72, after line 42, insert the following:  
"EXPENDITURES:  
Payments to Private Providers Program for rural hospitals $ 8,889,017  
TOTAL EXPENDITURES $ 8,889,017  
MEANS OF FINANCE:  
State General Fund (Direct) $ 3,354,715  
Federal Funds $ 5,534,302  
TOTAL MEANS OF FINANCING $ 8,889,017"  

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 Committee of the Whole House Amendments proposed by Rep. Henry do not appropriate one-time money.  

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS  
Amendments proposed by Representative Chaney in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Henry  

AMENDMENT NO. 1  
On page 72, after line 42, insert the following:  
"Provided, however, that there shall not be any reductions to reimbursements for rural hospitals."  

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 Committee of the Whole House Amendments proposed by Rep. Chaney do not appropriate one-time money.  

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS  
Amendments proposed by Representative Jackson in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Henry  

AMENDMENT NO. 1  
On page 70, delete lines 12 through 39 in their entirety and delete page 71 in its entirety and on page 72, delete lines 1 through 24 in their entirety and insert the following:
"EXPENDITURES:
Payments to Private Providers Program for payments to the Bogalusa partner hospital $ 20,186,851
Uncompensated Care Costs Program for payments to the Bogalusa partner hospital $ 21,251,593

TOTAL EXPENDITURES $ 41,438,444

MEANS OF FINANCE:
State General Fund (Direct) $ 15,634,619
Federal Funds $ 25,803,825

TOTAL MEANS OF FINANCING $ 41,438,444

EXPENDITURES:
Payments to Private Providers Program for payments to the Houma partner hospital $ 37,759,202
Uncompensated Care Costs Program for payments to the Houma partner hospital $ 64,207,604

TOTAL EXPENDITURES $101,966,806

MEANS OF FINANCE:
State General Fund (Direct) $ 12,732,785
State General Fund by:
Fees and Self-generated Revenues $ 24,788,545
Federal Funds $ 64,445,476

TOTAL MEANS OF FINANCING $101,966,806

EXPENDITURES:
Payments to Private Providers Program for payments to the Baton Rouge partner hospital $136,195,595

TOTAL EXPENDITURES $136,195,595

MEANS OF FINANCE:
State General Fund (Direct) $ 48,764,651
Federal Funds $ 87,430,944

TOTAL MEANS OF FINANCING $136,195,595

EXPENDITURES:
Payments to Private Providers Program for payments to the New Orleans partner hospital $258,865,082
Uncompensated Care Costs Program for payments to the New Orleans partner hospital $130,231,533

TOTAL EXPENDITURES $389,096,615

MEANS OF FINANCE:
State General Fund (Direct) $ 98,824,122
Federal Funds $290,272,493

TOTAL MEANS OF FINANCING $389,096,615

EXPENDITURES:
Payments to Private Providers Program for payments to the Lafayette partner hospital $ 92,143,033
Uncompensated Care Costs Program for payments to the Lafayette partner hospital $ 34,431,702

TOTAL EXPENDITURES $126,574,735

MEANS OF FINANCE:
State General Fund (Direct) $ 37,276,655
Federal Funds $ 89,298,080

TOTAL MEANS OF FINANCING $126,574,735

EXPENDITURES:
Uncompensated Care Costs Program for payments to the Lallie Kemp Regional Medical Center $ 17,072,737
Payments to Private Providers Program for payments to the Lallie Kemp Regional Medical Center $ 6,117,224

TOTAL EXPENDITURES $ 23,189,961

MEANS OF FINANCE:
State General Fund (Direct) $ 8,748,476
Federal Funds $ 14,441,485

TOTAL MEANS OF FINANCING $ 23,189,961

EXPENDITURES:
Payments to Private Providers Program for payments to the Lake Charles partner hospital $ 3,508,973
Uncompensated Care Costs Program for payments to the Lake Charles partner hospital $ 40,218,348

TOTAL EXPENDITURES $ 43,727,321

MEANS OF FINANCE:
State General Fund (Direct) $16,494,647
Federal Funds $ 27,232,674

TOTAL MEANS OF FINANCING $ 43,727,321

EXPENDITURES:
Payments to Private Providers Program for payments to the Monroe partner hospital $138,221,822

TOTAL EXPENDITURES $138,221,822

MEANS OF FINANCE:
State General Fund (Direct) $ 29,440,687
Federal Funds $108,781,135

TOTAL MEANS OF FINANCING $138,221,822

EXPENDITURES:
Uncompensated Care Costs Program for payments to the Alexandria partner hospital $ 41,585,959

TOTAL EXPENDITURES $ 41,585,959

MEANS OF FINANCE:
State General Fund (Direct) $ 15,686,224
Federal Funds $ 25,899,735

TOTAL MEANS OF FINANCING $ 41,585,959

EXPENDITURES:
Uncompensated Care Costs Program for payments to the Shreveport partner hospital $ 62,949,614

TOTAL EXPENDITURES $ 62,949,614

MEANS OF FINANCE:
State General Fund (Direct) $ 23,744,596
Federal Funds $ 39,205,018

TOTAL MEANS OF FINANCING $ 62,949,614

AMENDMENT NO. 2

On page 103, between lines 42 and 43, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing for the TOPS Tuition Program in this agency by reducing the appropriation out of the State General Fund (Direct) by $ 71,930,619."
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 Committee of the Whole House Amendments proposed by Rep. Jackson do not appropriate one-time money.

Rep. Jackson moved the adoption of the amendments.


A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Abraham
Adams
Anders
Bagley
Bagneris
Billiot
Bishop
Broadwater
Brown, C.
Brown, T.
Carmody
Carter, R.
Cox
Danahay
Davis
Dwight
Franklin
Total - 49

Lyons
Magee
Marcelle
Montoucet
Moreno
Morris, Jim
Norton
Pierre
Pylant
Reynolds
Smith
White
Zeringue

NAYS

Mr. Speaker
Abramson
Amedee
Bacala
Berthelot
Carter, S.
Chaney
Connick
Coussan
Cromer
DeVillier
Edmonds
Emerson
Foil
Garofalo
Total - 43

Harriss, L.
Havard
Hazel
Henry
Hensgens
Hodges
Hoffmann
Hollis
Howard
Hual
Ivey
Landry, N.
Leopold
Lopinto
Mack

McFarland
Miguez
Miller, G.
Morris, Jay
Pearson
Pope
Pugh
Schexnayder
Schroder
Stokes
Talbot
Thibaut
Willmott

ABSENT

Armes
Bouie
Carpenter
Carter, G.
Total - 12

Falconer
Hillferty
Horton
Johnson, M.

Miller, D.
Richard
Seabaugh
Simon

The amendments were adopted.

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 72, after line 42, insert the following:

"EXPENDITURES:
Payments to Private Providers Program
for rural hospitals

TOTAL EXPENDITURES $ 15,898,251

MEANS OF FINANCE:
State General Fund (Direct)
Federal Funds

TOTAL MEANS OF FINANCING $ 15,898,251"

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 Committee of the Whole House Amendments proposed by Rep. Montoucet do not appropriate one-time money.

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

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 72, after line 42, insert the following:

"Provided, however, that the Department of Health and Hospitals is authorized to collect copayments to the extent allowed by federal laws and regulations including 42 CFR 447.50."

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 Committee of the Whole House Amendments proposed by Rep. Bacala do not appropriate one-time money.

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

Motion

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

ALFRED W. SPEER
Clerk of the House