

Regular Session, 2007

HOUSE BILL NO. 790

BY REPRESENTATIVES DOERGE, BAYLOR, CAZAYOUX, GRAY, ELCIE  
GUILLORY, HUNTER, JACKSON, JEFFERSON, LAFLEUR, MCDONALD,  
MORRISH, SCALISE, JACK SMITH, JOHN SMITH, AND TRICHE AND  
SENATORS ELLINGTON AND SMITH

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

APPROPRIATIONS: Provides for the annual appropriations for voluntary parish councils  
on aging

1 AN ACT

2 To amend and reenact R.S. 46:1606(A), (B)(1),(D)(2), and (E), relative to the office of  
3 elderly affairs; to increase the appropriations to each parish council on aging; to  
4 delete the appropriation to the Louisiana Association of Councils on Aging; and to  
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 46:1606(A), (B)(1),(D)(2), and (E) are hereby amended and  
8 reenacted to read as follows:

9 §1606. Annual appropriation

10 A. The legislature shall appropriate to the office of elderly affairs, for  
11 distribution by the executive director of the office to the various voluntary parish  
12 councils on aging, funds sufficient to allocate to each parish council ~~one dollar and~~  
13 ~~twenty-five~~ two dollars and fifty cents for each person sixty years or older who is a  
14 resident of the parish as shown by the latest official census estimate or ~~twelve~~ thirty-  
15 seven thousand five hundred dollars whichever is greater, but not to exceed ~~sixty-two~~  
16 ~~thousand five hundred~~ one hundred thousand dollars to any one parish council. ~~Plus~~  
17 ~~an allocation of eighty-three thousand seven hundred fifty dollars to the Louisiana~~  
18 ~~Association of Councils on Aging.~~ The office of elderly affairs shall include funds  
19 in their annual budget request for increases in funding based on the number of  
20 elderly as estimated in the above census. Notwithstanding the foregoing, such total

1 annual appropriation shall be for a minimum of ~~One Million Seventy-Six Thousand~~  
2 ~~Eight Hundred Sixty-Seven Dollars~~ two million seven hundred seventy-six thousand  
3 eight hundred dollars.

4 B.(1) Funds appropriated by the legislature pursuant to Subsection A of this  
5 Section shall be distributed by the executive director of the ~~Office of Elderly Affairs~~  
6 office of elderly affairs and shall be allocated to each parish council in an amount  
7 equal to ~~one dollar and twenty-five~~ two dollars and fifty cents for each resident of  
8 the parish age sixty years or older, as shown by the latest official estimate approved  
9 by the United States Bureau of the Census, or ~~twelve~~ thirty-seven thousand five  
10 hundred dollars, whichever is greater, but not to exceed ~~sixty-two thousand five~~  
11 ~~hundred~~ one hundred thousand dollars for any one parish council. The sums so  
12 allocated shall be distributed quarterly during the first thirty days of each quarter of  
13 the fiscal year. In appropriating funds pursuant to this Section, the legislature shall  
14 specifically provide for the allocation of funds to the respective parish councils in  
15 accordance with the provisions of this Section.

16 \* \* \*

17 D.

18 \* \* \*

19 (2) Except as provided in Paragraph (3) of this Subsection, the balance of  
20 any funds appropriated pursuant to this Section which are not allocated to a  
21 particular parish council pursuant to the formula provided in this Section shall be  
22 allocated to the ~~Louisiana Association of Councils on Aging~~ office of elderly affairs,  
23 to be distributed quarterly and to be used for administrative costs and continuing  
24 education and training for ~~members~~ of the parish voluntary councils on aging.

25 \* \* \*

26 E. Each voluntary parish council on aging ~~and the Louisiana Association of~~  
27 ~~Councils on Aging~~ annually shall file with the office of elderly affairs a financial  
28 statement for the previous fiscal year of all receipts and disbursements of funds  
29 allocated pursuant to this Section, such statement to be filed no later than thirty days

1 after the close of each fiscal year. ~~No other proposals, reports, or conditions shall~~  
2 ~~be required of the councils on aging or the Louisiana Association of Councils on~~  
3 ~~Aging as a condition of eligibility for receipt of funds under the provisions of this~~  
4 ~~Section.~~

5 \* \* \*

6 Section 2. The provision of this Act shall not become effective unless and until  
7 sufficient funds are appropriated by the legislature for such purposes.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument.

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HB No. 790

Abstract: Increases the appropriations to the governor's office of elderly affairs for distribution to each parish council on aging. Removes the appropriation to the Louisiana Association of Councils on Aging.

Present law requires an appropriation to the office of elderly affairs to be distributed to the parish councils on aging consisting of an allocation of \$1.25 for each person age 60 and older or \$12,500, whichever is greater, but not to exceed \$62,500 to any one parish. Additionally, mandates an appropriation of \$83,750 to the Louisiana Association of Councils on Aging. The total annual appropriation cannot be for an amount less than \$1,076,867.

Proposed law changes present law by requiring an appropriation to the office of elderly affairs to be distributed to the parish councils on aging consisting of an allocation of \$2.50 for each person age 60 and older or \$37,500.00, whichever is greater, but not to exceed \$100,000 to any one parish. The total annual appropriation cannot be for an amount less than \$2,776,800.

Present law mandates the balance of any funds appropriated pursuant to present law which are not allocated to a particular parish council pursuant to the formula provided in present law be allocated on a quarterly basis to the Louisiana Association of Councils on Aging for administrative costs and continuing education and training for members of the parish voluntary councils on aging. Proposed law requires the balance of the excess funds be distributed to the office of elderly affairs instead of the Louisiana Association of Councils on Aging.

Present law requires each voluntary parish council on aging and the Louisiana Association of Councils on Aging annually to file with the office of elderly affairs a financial statement for the previous fiscal year of all receipts and disbursements of funds allocated pursuant to this Section no later than 30 days after the close of each fiscal year. Additionally provides that present law does not require any other proposals, reports, or conditions of the councils on aging or the Louisiana Association of Councils on Aging as a condition of eligibility for receipt of funds under present law.

Proposed law requires each voluntary parish council on aging to annually file with the office of elderly affairs a financial statement for the previous fiscal year of all receipts and

disbursements of funds allocated pursuant to present law, such statement to be filed no later than 30 days after the close of each fiscal year.

Proposed law contingent upon sufficient funds being appropriated by the legislature for such purposes.

(Amends R.S. 46:1606(A), (B)(1),(D)(2), and (E))

Summary of Amendments Adopted by House

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

1. Changes the total annual appropriation from \$2,070,800 to \$2,776,800.
2. Makes provisions contingent upon sufficient funding by the legislature.