SLS 17RS-453 ENGROSSED

2017 Regular Session

SENATE BILL NO. 187

BY SENATOR HEWITT

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

FISCAL CONTROLS. Provides for establishment of a pilot evidence-based budget proposal process for mental health programs administered by the Louisiana Department of Health. (7/1/17)

AN ACT

2 To enact R.S. 39:2(13.1), (33.1), (36.1), (36.2), (37.1), (37.2), (37.3), (40.1), and 87.7 and to repeal R.S. 39:2(38) and (39), relative to the budget process; to provide for the 3 4 development of evidence-based budgeting practices that will enable data-driven 5 budget decisions in selected policy areas; to require legislative staff of the Senate and the House of Representatives to develop guidelines for the establishment of a pilot 6 7 evidence-based budget proposal process for adult mental health programs; to provide 8 for the submission to and approval of the guidelines by the Joint Legislative 9 Committee on the Budget; to provide for certain terms and definitions; to provide for 10 an effective date; and to provide for related matters. 11 Be it enacted by the Legislature of Louisiana: Section 1. R.S. 39:2(13.1), (33.1), (36.1), (36.2), (37.1), (37.2), (37.3), (40.1), and 12 13 87.7 are hereby enacted to read as follows: §2. Definitions 14 As used in this Chapter, except where the context clearly requires otherwise, 15 16 the words and expressions defined in this Section shall be held to have the meanings 17 here given to them.

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2	(13.1) "Evidence-based program" means a program or practice that has
3	had multiple site random controlled trials across heterogeneous populations
4	demonstrating that the program or practice is effective for the population.
5	* * *
6	(33.1) "Other programs and activities" means all programs and activities
7	that do not fit the definition of evidence-based, research-based, or promising
8	practices programs.
9	* * *
10	(38)(36.1) "Performance-based budget" means a budget which relates funding
11	to expected results.
12	(39)(36.2) "Performance standard" means the expected level of performance
13	associated with a particular performance indicator for a particular period.
14	* * *
15	(37.1) "Program catalogue" means a compendium of programs compiled
16	by a reputable source that publishes information for use by the government.
17	(37.2) "Program inventory" means the complete list of all proposed
18	agency programs and activities that meet any definition set out in this Section.
19	(37.3) "Promising practices" means a practice that presents, based upon
20	preliminary information, potential for becoming a research-based or
21	evidence-based program or practice.
22	* * *
23	(38) "Performance-based budget" means a budget which relates funding to
24	expected results.
25	(39) "Performance standard" means the expected level of performance
26	associated with a particular performance indicator for a particular period.
27	* * *
28	(40.1) "Research-based program" means a program or practice that has
29	some research demonstrating effectiveness, but that does not yet meet the

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1 standard of evidence-based practices. 2 3 §87.7. Evidence-based budget process 4 A. Legislative staff of the Senate and the House of Representatives shall develop guidelines to incorporate the provisions of this Section to establish a 5 pilot evidence-based budget proposal process for adult mental health programs 6 7 administered by the Louisiana Department of Health. The guidelines shall be 8 submitted to the Joint Legislative Committee on the Budget on or before July 9 1, 2018, for review and approval. The proposal shall include guidelines to utilize 10 program catalogues, program inventory, promising practices, and research-11 based programs. No later than July 1, 2019, when possible, the Louisiana 12 Department of Health shall use the guidelines for evidence-based budgeting to 13 select programs for the delivery of care for adult mental health. 14 B. The legislative staff of the Senate and the House of Representatives 15 shall work in conjunction with the Louisiana Department of Health to: 16 (1) Inventory programs. (2) Categorize all agency programs and activities as evidence-based, 17 research-based, promising practices, or other programs and activities with no 18 19 evidence of effectiveness, and compile them into an agency program inventory. 20 In categorizing programs, the staffs may consult the Washington State Institute for Public Policy's Evidence-Based Practices Institute's program catalogue, the 21 22 Results First Clearinghouse Database, or any other comparable catalogue of evidence-based programs. 23 24 Section 2. R.S. 39:2(38) and (39) are hereby repealed.

Section 3. This Act shall become effective on July 1, 2017.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Ben Huxen.

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<u>Proposed law</u> provides that the legislative staff of the Senate and the House of Representatives shall develop guidelines to incorporate the provisions of the <u>proposed law</u> to establish a pilot evidence-based budget proposal process for adult mental health programs administered by the Louisiana Department of Health. The guidelines shall be submitted to the Joint Legislative Committee on the Budget on or before July 1, 2018, for review and approval. The proposal shall include guidelines to utilize program catalogues, program inventory, promising practices, and research-based programs. No later than July 1, 2019, when possible, the Louisiana Department of Health shall use the guidelines for evidence-based budgeting to select programs for the delivery of care for adult mental health.

<u>Proposed law</u> provides that the legislative staff of the Senate and the House of Representatives shall work in conjunction with the Louisiana Department of Health to:

(1) Inventory programs.

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- (2) Categorize all agency programs and activities as evidence-based, research-based, promising practices, or other programs and activities with no evidence of effectiveness, and compile them into an agency program inventory. In categorizing programs, the staffs may consult the Washington State Institute for Public Policy's Evidence-Based Practices Institute's program catalogue, the Results First Clearinghouse Database, or any other comparable catalogue of evidence-based programs.
- (3) Determine benefit-cost ratios for all evidence-based programs in the selected policy areas.

Effective July 1, 2017.

(Adds R.S. 39:2(13.1), (33.1), (36.1), (36.2), (37.1), (37.2), (37.3), (40.1), and 87.7; repeals R.S. 39:2(38) and (39))

## Summary of Amendments Adopted by Senate

## Committee Amendments Proposed by Senate Committee on Finance to the original bill

- 1. Deletes provisions providing that, beginning with the Fiscal Year 2019 budget cycle, the Legislative Fiscal Office shall require all agencies with responsibilities to deliver services in the areas of child welfare, mental health, and substance abuse (including local entities that receive state funding for these areas), to comply with certain requirements with respect to the inventorying of agency programs and the computation of benefit-cost ratios for use in the budgeting process.
- 2. Deletes provisions requiring the Legislative Fiscal Office to report to the Joint Legislative Committee on the Budget the results of all activities, with recommendations for further evaluation of research-based or promising practices programs, the elimination or replacement of ineffective programs, and the funding of effective programs, based on benefit-cost ratios and the learnings gained.

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Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

3. Deletes provisions specifying that the Joint Legislative Committee on the Budget may incorporate such recommendations into the Fiscal Year 2019 budget and appropriations bills, or delay such incorporation until the committee is satisfied that the information collected and inventoried will enhance accountability and performance measurement for the programs and activities of state agencies.

- 4. Deletes provisions requiring the Joint Legislative Committee on the Budget to, no later than the 2020 Regular Session of the Legislature, make a recommendation to the legislature regarding the application of the processes and requirements of this Section to other policy areas with evidenced-based programs.
- 5. Changes responsibility from the Legislative Fiscal Office to the legislative staff of the Senate and the House of Representatives.
- 6. Requires that legislative staff of the Senate and the House of Representatives shall develop guidelines to incorporate the provisions of the proposed law to establish a pilot evidence-based budget proposal process for adult mental health programs administered by the Louisiana Department of Health. The guidelines shall be submitted to the Joint Legislative Committee on the Budget on or before July 1, 2018, for review and approval. The proposal shall include guidelines to utilize program catalogues, program inventory, promising practices, and research-based programs. No later than July 1, 2019, when possible, the Louisiana Department of Health shall use the guidelines for evidence-based budgeting to select programs for the delivery of care for adult mental health.