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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Reengrossed Senate Bill No. 53 by Senator Alario

1 AMENDMENT NO. 1

2 On page 1, line 2, after "Section" delete the remainder of the line and insert the following:

3 "10.8(A)(1)(c) and (d), (2), (3) and (4) and (C)(1) and (3)(a), (d)(introductory
4 paragraph), (e), (g) and (h), and (4) and to enact Article VII, Section 10.8(C)(5) and
5 (6) of the"

6 AMENDMENT NO. 2

7 On page 1, at the beginning of line 9, after "Fund;" and before "and" insert the following:

8 "to establish and provide with respect to the use of certain accounts within the
9 Education Excellence Fund; to provide for the deposit of state gaming revenues into
10 certain accounts;"

11 AMENDMENT NO. 3

12 On page 1, at the beginning of line 14, after "after "Section" delete "10.8(A)(1)(c),(A)(2),(3),
13 (4), and (C)(1)" and insert the following:

14 "10.8(A)(1)(c) and (d), (2), (3), and (4), and (C)(1) and (3)(a), (d)(introductory
15 paragraph), (e), (g) and (h), and (4) and to enact Article VII, Section 10.8(C)(5) and
16 (6) "

17 AMENDMENT NO. 4

18 On page 2, delete line 24 in its entirety and insert the following:

19 "(d) For Fiscal Year 2000-2001, Fiscal Year 2001-2002, and Fiscal Year
20 2002-2003, ten percent of the total monies received in each of those years for credit
21 to the Education Excellence Fund-**Permanent Account** which, notwithstanding the
22 provisions of Subparagraph (C)(1) of this Section, shall be appropriated for the
23 purposes provided in Subsubparagraph (d) of Subparagraph (3) of Paragraph (C) of
24 this Section."

25 AMENDMENT NO. 5

26 On page 3, at the beginning of line 8, change "(3)(a)" to "(3)"

27 AMENDMENT NO. 6

28 On page 3, line 9, after "Trust." delete the remainder of the line and from the beginning of
29 line 10, delete "Fund" and insert the following:

"The fund shall be comprised of three accounts, the Permanent Account, the Casino Support Services Account, and the Early Childhood Development Account."

(a)(i) The Education Excellence Fund-Permanent Account shall be established as an account within the Education Excellence Fund. The treasurer shall credit to the **Permanent Account**"

AMENDMENT NO. 7

On page 3, line 14, after "to the" delete the remainder of the line and insert "**Permanent Account.**"

AMENDMENT NO. 8

On page 3, at the beginning of line 15, change "**(b)**" to "**(ii)**"

AMENDMENT NO. 9

On page 3, line 16, after "**to the**" and before "**one-third**" delete "**Education Excellence Fund**" and insert "**Permanent Account**"

AMENDMENT NO. 10

On page 3, delete line 20 and insert "**Permanent Account.**"

AMENDMENT NO. 11

On page 3, between lines 20 and 21, insert the following:

"(b) The Education Excellence Fund-Casino Support Services Account shall be established as an account within the Education Excellence Fund. After satisfying the requirements of Article VII, Section 9(B) of this constitution, the state treasurer shall deposit in and credit to this account the monies received by the state under the contract to operate the official gaming establishment located in Orleans Parish. Notwithstanding the provisions of Paragraph B of this Section, monies in the account shall be invested in the same manner as the state general fund and any earnings on such investment shall be deposited into the account. Any unexpended and unencumbered monies remaining in the account at the end of the fiscal year shall remain to the credit of the account."

(c) The Education Excellence Fund-Early Childhood Development Account shall be established as an account within the Education Excellence Fund. The source of monies to be deposited into the account shall be those monies transferred from the Education Excellence Fund-Casino Support Services Account as provided in Subparagraph (4) of Paragraph (C) of this Section. Notwithstanding the provisions of Paragraph B of this Section, monies in the account shall be invested in the same manner as the state general fund and any earnings on such investment shall be deposited into the account. Any unexpended and unencumbered monies remaining in the account at the end of the fiscal year shall remain to the credit of the account."

AMENDMENT NO. 12

On page 4, line 11, after "Appropriations." and before "Appropriations" change "**(1)(a)**" to "**(1)**"

1 AMENDMENT NO. 13

2 On page 4, line 12, after "Excellence" delete "Fund," and insert "**Fund-Permanent**
3 **Account**"

4 AMENDMENT NO. 14

5 On page 4, between lines 21 and 22, insert the following:

6 " * *

7 (3) Appropriations from the Education Excellence Fund-**Permanent**
8 **Account** shall be limited as follows:

(a) Fifteen percent of monies available for appropriation in any fiscal year from the ~~Education Excellence Fund~~ **Permanent Account** shall be appropriated to the state superintendent of education for distribution on behalf of all children attending private elementary and secondary schools that have been approved by the State Board of Elementary and Secondary Education, both academically and as required for such school to receive money from the state.

15 * * *

(d) Beginning Fiscal Year 2000-2001 and for each fiscal year through the end of Fiscal Year 2006-2007, of the monies available for appropriation **from the Permanent Account**, after providing for the purposes enumerated in Subsubparagraphs (a), (b), and (c) of this Subparagraph, the following appropriations shall be made to the state superintendent of education for distribution as follows:

21 * * *

(e) Beginning Fiscal Year 2007-2008 and for each fiscal year thereafter, of the monies available for appropriation **from the Permanent Account**, after providing for the purposes enumerated in Subsubparagraphs (a), (b), and (c) of this Subparagraph, one hundred percent of the monies available for appropriation in any fiscal year shall be appropriated for each city, parish, and other local school system on a pro rata basis which is based on the ratio of the student population of that school or school system to that of the total state student population as contained in the most recent Minimum Foundation Program.

31 * * *

(g) Each recipient school or school system shall annually prepare and submit to the state Department of Education, hereinafter the "department", a prioritized plan for expenditure of funds it expects to receive in the coming year from the ~~Education Excellence Fund~~ **Permanent Account**. The plan shall include performance expectations to ensure accountability in the expenditure of such monies. The department shall review such plans for compliance with the requirements of this Subparagraph and to assure that the expenditure plans will support excellence in educational practice. No funds may be distributed to any school or school system until its plan has received both legislative and departmental approval as provided by law.

(h) No amount appropriated as required in this Paragraph shall displace, replace, or supplant appropriations from the general fund for elementary and secondary education, including implementing the Minimum Foundation Program. This Subsubparagraph shall mean that no appropriation for any fiscal year from the ~~Education Excellence Fund~~ **Permanent Account** shall be made for any purpose for which a general fund appropriation was made in the previous year unless the total

appropriations for the fiscal year from the state general fund for such purpose exceed general fund appropriations of the previous year. Nor shall any money allocated to a city or parish school board pursuant to this Paragraph displace, replace, or supplant locally generated revenue, which means that no allocation to any city or parish school board from the investment earnings attributable to the ~~Education Excellence Fund~~ **Permanent Account** shall be expended for any purpose for which a local revenue source was expended for that purpose for the previous year unless the total of the local revenue amount expended that fiscal year exceeds the total of such local revenue amounts for the previous fiscal year.

* * *

(4) The disposition and appropriation of monies from the Education Excellence Fund-Casino Support Services Account shall be made in accordance with the provisions of this Subparagraph. Of the total monies deposited into the account each fiscal year:

(a) An amount equal to the revenues received by the state in Fiscal Year 2010-2011 under the contract to operate the official gaming establishment located in Orleans Parish shall be available for appropriation for the following purposes:

(i) First, monies may be appropriated in an amount sufficient to satisfy any state obligation which may be required pursuant to a casino support services contract for purposes of the official gaming establishment located in Orleans Parish as may be provided by law.

(ii) Of the monies remaining thereafter, up to one percent may be appropriated for services related to compulsive and problem gaming as may be provided by law.

(iii) Of the monies remaining thereafter, appropriations may be made for the support of salaries of public pre-kindergarten through twelfth grade certificated personnel and public post-secondary education faculty as may be provided by law.

(b) Any amounts in excess of the amount set forth in Subsubparagraph (a) of this Subparagraph shall be deposited in and credited to the Education Excellence Fund-Early Childhood Development Account.

(c) Changes to the purposes for and limitations on appropriations and the transfer of money from the Casino Support Services Account as provided for in this Subparagraph may be authorized for a specific fiscal year by a favorable vote of two-thirds of the elected members of each house. Any such change shall be approved by passage of a specific instrument which clearly states the intent to change a purpose or limitation on an appropriation or the transfer of money, and the instrument shall only be considered in the fiscal year preceding the fiscal year for which the change is proposed.

(5) Appropriations from the Education Excellence Fund-Early Childhood Development Account shall be restricted to the support of early childhood development and education services as may be provided by law.

(6)(a) Appropriations from the TOPS Fund shall be restricted to support of state programs for financial assistance for students attending Louisiana institutions of post-secondary education."

1 AMENDMENT NO. 15

2 On page 6, at the end of line 2, after "purpose" and before the period "." insert the following:

3 "to provide for the establishment of accounts within the Educational Excellence Fund
4 and to provide for the deposit and use of monies in the accounts."

5 AMENDMENT NO. 16

6 On page 6, delete line 3 in its entirety and insert the following:

7 "(Amends Article VII, Sec. 10.8(A)(1)(c) and (d), (2), (3) and (4), and (C)(1) and
8 (3)(a),(d)(introductory paragraph), (e), (g) and (h), and (4); Adds Art. VII, Sec.
9 10.8(C)(5) and (6))