
SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Reengrossed House Bill No. 1 by Representative Fannin

1 AMENDMENT NO. 1

2 Delete Senate Committee Amendment No. 6 proposed by the Senate Committee on Finance
3 and adopted by the Senate on May 28, 2012.

4 AMENDMENT NO. 2

5 In Senate Committee Amendment No. 14 proposed by the Senate Committee on Finance and
6 adopted by the Senate on May 28, 2012, on page 2, at the end line 7, change "date." to
7 "date.

8 F. The commissioner of administration is hereby authorized and directed to reduce the State
9 General Fund (Direct) appropriations contained in each department and budget unit
10 contained in this Act in order to achieve a State General Fund (Direct) savings of not less
11 than \$15,000,000. The commissioner of administration is also authorized and directed to
12 adjust other means of financing associated with such reductions."

13 AMENDMENT NO. 3

14 Delete Senate Committee Amendment No. 15 proposed by the Senate Committee on Finance
15 and adopted by the Senate on May 28, 2012.

16 AMENDMENT NO. 4

17 In Senate Committee Amendment No. 17 proposed by the Senate Committee on Finance and
18 adopted by the Senate on May 28, 2012, on page 3, at the end of line 5, delete "29,364" and
19 insert "29,365"

20 AMENDMENT NO. 5

21 In Senate Committee Amendment No. 21 proposed by the Senate Committee on Finance and
22 adopted by the Senate on May 28, 2012, on page 3, delete line 40 and on page 4, delete lines
23 1 through 7

24 AMENDMENT NO. 6

25 In Senate Committee Amendment No. 21 proposed by the Senate Committee on Finance and
26 adopted by the Senate on May 28, 2012, on page 4, at the beginning of line 9, insert "to the
27 Executive Administration Program"

28 AMENDMENT NO. 7

29 In Senate Committee Amendment No. 30 proposed by the Senate Committee on Finance and
30 adopted by the Senate on May 28, 2012, on page 5, line 22, delete "\$1,286,269,311" and
31 insert "\$1,268,269,311 and at the end of the line delete "\$1,289,237,179" and insert
32 "\$1,271,237,179"

33 AMENDMENT NO. 8

34 In Senate Committee Amendment No. 33 proposed by the Senate Committee on Finance and
35 adopted by the Senate on May 28, 2012, on page 5, at the end of line 28, change "19" to "19,
36 and insert the following:

37 "Provided, however, that the following is appropriated for a statewide retirement adjustment:

1	EXPENDITURES:	
2	Administrative Program	\$ <u>560,479</u>
3		
	TOTAL EXPENDITURES	\$ <u>560,479</u>
4	MEANS OF FINANCE:	
5	State General Fund (Direct)	\$ 140,120
6	Federal Funds	\$ <u>420,359</u>
7		
	TOTAL MEANS OF FINANCING	\$ <u>560,479</u> ""

8 AMENDMENT NO. 9

9 In Senate Committee Amendment No. 37 proposed by the Senate Committee on Finance and
10 adopted by the Senate on May 28, 2012, on line 41, delete "\$09,548" and insert "\$9,548"

11 AMENDMENT NO. 10

12 Delete Senate Committee Amendment No. 44 proposed by the Senate Committee on Finance
13 and adopted by the Senate on May 28, 2012.

14 AMENDMENT NO. 11

15 Delete Senate Committee Amendment No. 58 through 64 in the set of amendments proposed
16 by the Senate Committee on Finance and adopted by the Senate on May 28, 2012.

17 AMENDMENT NO. 12

18 Delete Senate Committee Amendment No. 70 proposed by the Senate Committee on Finance
19 and adopted by the Senate on May 28, 2012.

20 AMENDMENT NO. 13

21 Delete Senate Committee Amendment No. 117 proposed by the Senate Committee on
22 Finance and adopted by the Senate on May 28, 2012.

23 AMENDMENT NO. 14

24 In Senate Committee Amendment No. 158 proposed by the Senate Committee on Finance
25 and adopted by the Senate on May 28, 2012, on page 25, at the end of line 32, delete
26 "\$1,472,022,897" and insert "\$1,440,418,840"

27 AMENDMENT NO. 15

28 In Senate Committee Amendment No. 159 proposed by the Senate Committee on Finance
29 and adopted by the Senate on May 28, 2012, on page 25, at the end of line 34, delete
30 "\$327,754,959" and insert "\$344,754,959"

31 AMENDMENT NO. 16

32 In Senate Committee Amendment No. 162 proposed by the Senate Committee on Finance
33 and adopted by the Senate on May 28, 2012, on page 26, delete line 22, and insert the
34 following:

35 "at the amounts in effect on June 30, 2012. Provided, further, that, only in the event funding
36 is available after implementing the diagnosis-related group methodology and fully funding
37 the Medicaid reimbursement rates for inpatient and outpatient hospital services at the
38 amounts in effect on June 30, 2012, the department shall make supplemental Medicaid
39 payments to any non-state hospital that has achieved certification from the American
40 Academy of Surgeons verifying it as a Level II Trauma Center operating in the state as of
41 November 8, 2011, in an amount not to exceed a total of \$698,812, of which \$200,000 is

1 State General Fund by Statutory Dedication out of the Community Hospital Stabilization
2 Fund.”

3 AMENDMENT NO. 17

4 In Senate Committee Amendment No. 163 proposed by the Senate Committee on Finance
5 and adopted by the Senate on May 28, 2012, on page 26, at the end of line 41, after “to effect
6 such change.”, insert the following:

7 “Such report shall include explanations of patient access and safety protections, including
8 but not limited to continuity of care, coverage of medications for patients with chronic
9 disease, and review of medical appropriateness of all formulary management tools and
10 quality limitations.”

11 AMENDMENT NO. 18

12 Delete Senate Committee Amendment No. 177 proposed by the Senate Committee on
13 Finance and adopted by the Senate on May 28, 2012.

14 AMENDMENT NO. 19

15 In Senate Committee Amendment No. 198 proposed by the Senate Committee on Finance
16 and adopted by the Senate on May 28, 2012, on page 35, delete lines 13 through 15 and
17 insert the following:

18 "Provided, however, that of the federal funds appropriated for Community Services Block
19 Grants, each community action agency that received Community Services Block Grant
20 funding in the previous fiscal year shall continue to receive the same proportional share of
21 funding for Fiscal Year 2012-2013 subject to the provisions of the Community Services
22 Block Grant Act (Public Law 105-285)"

23 AMENDMENT NO. 20

24 In Senate Committee Amendment No. 210 proposed by the Senate Committee on Finance
25 and adopted by the Senate on May 28, 2012, on page 37, at the end of line 29, delete
26 "\$1,085,666,168" and insert "\$1,089,666,168"

27 AMENDMENT NO. 21

28 In Senate Committee Amendment No. 211 proposed by the Senate Committee on Finance
29 and adopted by the Senate on May 28, 2012, on page 37, at the end of line 31, delete
30 "\$1,085,666,168" and insert "\$1,089,666,168"

31 AMENDMENT NO. 22

32 In Senate Committee Amendment No. 212 proposed by the Senate Committee on Finance
33 and adopted by the Senate on May 28, 2012, on page 37, at the end of line 33, delete
34 "\$1,034,306,143" and insert "\$1,038,306,143"

35 AMENDMENT NO. 23

36 In Senate Committee Amendment No. 213 proposed by the Senate Committee on Finance
37 and adopted by the Senate on May 28, 2012, on page 37, at the end of line 35, delete
38 "\$1,085,666,168" and insert "\$1,089,666,168"

39 AMENDMENT NO. 24

40 In Senate Committee Amendment No. 223 proposed by the Senate Committee on Finance
41 and adopted by the Senate on May 28, 2012, on page 39, at the end of line 28, delete
42 "\$8,806,509" and insert "\$9,287,429"

43

1 AMENDMENT NO. 25

2 In Senate Committee Amendment No. 224 proposed by the Senate Committee on Finance
3 and adopted by the Senate on May 28, 2012, on page 39, at the end of line 30, delete
4 "\$6,045,877" and insert "\$5,564,957"

5 AMENDMENT NO. 26

6 In Senate Committee Amendment No. 295, proposed by the Senate Committee on Finance
7 and adopted by the Senate on May 28, 2012, page 46, delete lines 40 through 43 and on page
8 47, delete line 1 through 10 and insert the following:

9 "Further provided, that from the funds appropriated herein out of the Richland Parish Visitor
10 Enterprise Fund, \$25,000 shall be allocated and distributed to the town of Delhi of which
11 amount \$5,000 shall be allocated to the Delhi Municipal Golf Course, \$10,000 shall be
12 allocated for the Cave Theater, \$5,000 shall be allocated and distributed to the Northeast
13 Louisiana Economic Alliance, and \$5,000 shall be allocated and distributed to the town of
14 Delhi for downtown development; \$10,000 shall be allocated and distributed to the town of
15 Mangham for downtown development; and \$25,000 shall be allocated and distributed to the
16 town of Rayville of which \$20,000 shall be allocated to the town of Rayville for downtown
17 development and \$5,000 shall be allocated and distributed to the Northeast Louisiana
18 Economic Alliance. In the event that total revenues deposited in this fund are insufficient to
19 fully fund such allocations, each entity shall receive the same pro rata share of the monies
20 available which its allocation represents the total.

21 Further provided, that from the funds appropriated herein out of the Madison Parish Visitor
22 Enterprise Fund, \$12,500 shall be allocated and distributed to the Madison Parish Historical
23 Society, and \$5,000 shall be allocated and distributed to the city of Tallulah for
24 beautification and repair projects and \$5,000 shall be allocated and distributed to the
25 Northeast Louisiana Economic Alliance. In the event that total revenues deposited"

26 AMENDMENT NO. 27

27 In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance
28 and adopted by the Senate on May 28, 2012, on page 47, on line 26, delete "\$250,000" and
29 insert "\$150,000", and on line 33, between "operations;" and "\$25,000" delete "and", and at
30 the end of line 34, change "." to ";", and insert "and \$100,000 shall be distributed to the
31 Ascension Parish Government for promotion and related expenses for the Louisiana Hot Air
32 Balloon Festival Championship."

33 AMENDMENT NO. 28

34 In Senate Committee Amendment No. 308 proposed by the Senate Committee on Finance
35 and adopted by the Senate on May 28, 2012, on page 48, at the end of line 25, delete
36 "\$55,645,129" and insert "\$55,451,723"

37 AMENDMENT NO. 29

38 In Senate Committee Amendment No. 309 proposed by the Senate Committee on Finance
39 and adopted by the Senate on May 28, 2012, on page 48, at the end of line 27, delete
40 "\$55,645,129" and insert "\$55,451,723"

41 AMENDMENT NO. 30

42 In Senate Committee Amendment No. 310 proposed by the Senate Committee on Finance
43 and adopted by the Senate on May 28, 2012, on page 48, at the end of line 29, delete
44 "\$55,645,129" and insert "\$55,451,723"

45 AMENDMENT NO. 31

1 In Senate Committee Amendment No. 311 proposed by the Senate Committee on Finance
2 and adopted by the Senate on May 28, 2012, on page 48, at the end of line 31, delete
3 "\$55,645,129" and insert "\$55,451,723"

4 AMENDMENT NO. 32

5 In Senate Committee Amendment No. 321 proposed by the Senate Committee on Finance
6 and adopted by the Senate on May 28, 2012, on page 50, delete lines 37 through 45 and
7 insert the following:

8 " H. The sum of Two Hundred Fifty Thousand and No/100 (\$250,000.00) Dollars in favor of
9 Plaintiffs, Kim LeBrun individually and on behalf of her minor children Kaitlyn LeBrun,
10 Kristina LeBrun and Karla LeBrun, and the sum of Twenty-Five Thousand and No/100
11 (\$25,000.00) Dollars in favor of Plaintiff Shane Burnside, are hereby appropriated out of the
12 General Fund of the state of Louisiana for Fiscal Year 2012-2013 to be used to pay the
13 consent judgments in the suit entitled "Kim LeBrun, individually and on behalf of her minor
14 children Kaitlyn LeBrun, Kristina LeBrun and Karla LeBrun v. Shane M. Burnside, U.S.
15 Agencies Casualty Insurance Company and State of Louisiana, Department of
16 Transportation and Development" consolidated with "Shane M. Burnside v. State of
17 Louisiana, Department of Transportation and Development", bearing Numbers 29437 Civil
18 Docket "C" and 29616 Division "C", respectively, on the docket of the Twenty-Third
19 Judicial District Court, parish of Assumption, state of Louisiana."

20 AMENDMENT NO. 33

21 In Senate Committee Amendment No. 321 proposed by the Senate Committee on Finance
22 and adopted by the Senate on May 28, 2012, on page 50, between lines 59 and 60, insert the
23 following:

24 " K. The sum of Twenty-Five Thousand and No/100 (\$25,000) Dollars is hereby
25 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2012-2013 to
26 be used to pay the consent judgment in the suit entitled "Leonard Korhnak, Elizabeth
27 Korhnak, Christine Korhnak, and Paul Korhnak v. Riann M. Weishaupt, Hanover American
28 Insurance Company, Allstate Indemnity Company, State of Louisiana through Department
29 of Transportation and Development, Baton Rouge Airline Corporation, and the Parish of
30 Ascension", bearing Number 79,493, on the docket of the Twenty-Third Judicial District
31 Court, parish of Ascension, state of Louisiana."

32 AMENDMENT NO. 34

33 Delete Senate Committee Amendments Nos. 322 and 323 proposed by the Senate Committee
34 on Finance and adopted by the Senate on May 28, 2012

35 AMENDMENT NO. 35

36 On page 3, between lines 17 and 18, insert the following:

37 " F. Notwithstanding any provision of law to the contrary, any publication required by R.S.
38 18:193(F) may be suspended or adjusted for purposes of creating efficiencies and/or savings
39 during fiscal year 2012-2013. Any savings realized from the suspension or adjustment of
40 such publication shall be used for voter outreach services."

41 AMENDMENT NO. 36

42 On page 30, delete lines 28 through 36

43 AMENDMENT NO. 37

44 On page 31, at the end of line 48, delete "\$706,698" and insert "\$1,021,928"

1 AMENDMENT NO. 38

2 On page 31, after line 51, insert the following:

3 "Provided, however, that the commissioner of administration is hereby authorized and
 4 directed to adjust the means of finance and authorized positions for the Title III, V, VII, and
 5 NSIP Program by increasing the appropriation out of the State General Fund (Direct) by
 6 \$88,849 and by increasing the number of authorized positions by one (1) position for an
 7 ombudsman.

8 Provided, however, that the following is appropriated for a statewide retirement adjustment:

9 EXPENDITURES:

10	Administrative Program	\$ 77,151
11	Title III, V, VII, and NSIP Program	<u>\$ 5,710</u>
12	TOTAL EXPENDITURES	<u><u>\$ 82,861</u></u>

13 MEANS OF FINANCE:

14	State General Fund (Direct)	\$ 72,862
15	Federal Funds	<u>\$ 9,999</u>
16	TOTAL MEANS OF FINANCING	<u><u>\$ 82,861</u></u>

17 AMENDMENT NO. 39

18 On page 38, at the beginning of line 24, insert "Northwest"

19 AMENDMENT NO. 40

20 On page 47, between lines 10 and 11, insert the following:

21 "Provided, however, that the commissioner of administration is hereby authorized and
 22 directed to adjust authorized positions for the Civil Law Program by decreasing the number
 23 of authorized positions by one (1) position in the event that Senate Bill No. 253 of the
 24 Regular Session of the Legislature is enacted into law."

25 AMENDMENT NO. 41

26 On page 69, between lines 36 and 37, insert the following:

27	"Payable out of the State General Fund by	
28	Fees and Self-generated Revenues to the	
29	Marketing Program for expenses	\$ 2,000,000"

30 AMENDMENT NO. 42

31 On page 78, line 20, delete "(0)" and insert "(12)"

32 AMENDMENT NO. 43

33 On page 78, line 29, delete "(14)" and insert "(293)"

34 AMENDMENT NO. 44

35 On page 78, line 46, delete "(0)" and insert "(4)"

36 AMENDMENT NO. 45

37 On page 110, at the end of line 15, delete "\$27,192,364" and insert "\$27,084,634"

1 AMENDMENT NO. 46

2 On page 111, at the end of line 11, delete "\$27,192,364" and insert "\$27,084,634"

3 AMENDMENT NO. 47

4 On page 111, at the end of line 13, delete "\$17,634,752" and insert "\$17,527,022"

5 AMENDMENT NO. 48

6 On page 111, at the end of line 18, delete "\$27,192,364" and insert "\$27,084,634"

7 AMENDMENT NO. 49

8 On page 116, at the end of line 29, delete "\$94,183,640" and insert "\$108,787,697"

9 AMENDMENT NO. 50

10 On page 117, between lines 13 and 14, insert the following:

11 "Provided, further, that the preferred drug list may be adjusted to limit brand name drug
 12 products in each therapeutic category to not less than two brand products where available
 13 while ensuring appropriate access to medically necessary medication."

14 AMENDMENT NO. 51

15 On page 118, at the end of line 4, after "the required certifications.", insert the following:

16 "The department may exclude certain non-state public hospitals from this requirement in
 17 order to implement alternative supplemental payment initiatives or alternate funding
 18 initiatives, or if a hospital that is solely owned by a city or town has changed its designation
 19 from a non-profit private hospital to a non-state public hospital between January 1, 2010 and
 20 June 30, 2012."

21 AMENDMENT NO. 52

22 On page 122, delete lines 1 through 8

23 AMENDMENT NO. 53

24 On page 129, after line 50, insert the following:

25 "Payable out of the State General Fund (Direct)	
26 to the Behavioral Health Community Program for	
27 operations, including one (1) position	\$ 107,730
28 Payable out of the State General Fund by	
29 Interagency Transfers to the Behavioral Health	
30 Community Program for the Early Childhood	
31 Supports and Services Program	\$ 211,695
32 Payable out of the State General Fund by	
33 Interagency Transfers to the Behavioral Health	
34 Community Program for the Permanent	
35 Supportive Housing Program	\$ 6,374,850
36 Payable out of Federal Funds to the	
37 Behavioral Health Community Program	
38 for mental health services	\$ 1,300,000"

1 AMENDMENT NO. 54

2 On page 133, after line 41, insert the following:

3 "The Department of Children and Family Services shall assist eligible courts, public or
4 private agencies, and any other entity providing services to youth at risk of removal from the
5 home within the state to maximize the draw down of federal funds through the Title IV-E
6 Foster Care Assistance Program of the Social Security Act, to insure that the expenditures
7 claimed by the state or parish meet the requirements of law, and to maximize the allowable
8 reimbursement from the Title IV-E program to conserve state resources and to continue to
9 provide needed services for youth at risk of removal from the home."

10 AMENDMENT NO. 55

11 On page 172, line 27, after "herein.", insert the following:

12 "Provided, however, that such distribution of State General Fund (Direct) shall initially
13 cover the net loss in base funding support from Fiscal Year 2011-2012 to Fiscal Year
14 2012-2013 for both the Louisiana State University Health Sciences Center - New Orleans
15 and the Louisiana State University Health Sciences Center - Shreveport due to the loss of
16 carryover funding originally related to the expiration of American Recovery and
17 Reinvestment Act of 2009 funds, notwithstanding the fact that these budget units generated
18 increased tuition revenues pursuant to the terms of the Louisiana Granting Resources and
19 Autonomy for Diplomas Act (LaGRAD Act)."

20 AMENDMENT NO. 56

21 On page 247, at the end of line 14, delete "\$300,000" and insert "\$350,000"

22 AMENDMENT NO. 57

23 On page 248, at the end of line 3, delete "\$38,891,341" and insert "\$40,140,341"

24 AMENDMENT NO. 58

25 On page 249, at the end of line 28, delete "\$300,000" and insert "\$350,000"

26 AMENDMENT NO. 59

27 On page 250, at the end of line 51, delete "\$38,891,341" and insert "\$40,140,341"