

**CONFERENCE COMMITTEE REPORT**

**HB 122**

**2016 First Extraordinary Session**

**Henry**

March 9, 2016

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 122 by Representative Henry, recommend the following concerning the Reengrossed bill:

1. That Senate Committee Amendments Nos. 1, 2, 6, 8 through 14, 17 through 33, 36 through 56, 62, 63, 66 through 68, 72, 73, 75 through 87, 89, and 90 by the Senate Committee on Finance (#341), be adopted.
2. That Senate Committee Amendments Nos. 3, 4, 5, 7, 15, 16, 34, 35, 57, 58, 59, 60, 61, 64, 65, 69 through 71, 74, and 88 by the Senate Committee on Finance (#341), be rejected.
3. That Senate Floor Amendments Nos. 2, 5 through 7, 9 through 13, and 16 by Senator LaFleur (#421), be adopted.
4. That Senate Floor Amendments Nos. 1, 3, 4, 8, 14, 15, and 17 by Senator LaFleur (#421), be rejected.
5. That the set of Senate Floor Amendment by Senator LaFleur (#453), be adopted.
6. That the following amendments be adopted:

AMENDMENT NO. 1

In Senate Committee Amendment No. 8 by the Senate Committee on Finance (#341), on page 1, at the end of line 16, change "\$265,000" to "\$351,905"

AMENDMENT NO. 2

In Senate Committee Amendment No. 20 by the Senate Committee on Finance (#341), on page 2, line 14, after "and 30" delete the remainder of the line and delete line 15

AMENDMENT NO. 3

In Senate Committee Amendment No. 51 by the Senate Committee on Finance (#341), on page 5, between lines 8 and 9, insert the following:

"Provided, however, that the Fiscal Year 2015-2016 mid-year reduction pursuant to the Constitution of Louisiana, Article VII, Section 10(F) made by the Joint Legislative Committee on the Budget on February 15, 2016, to Schedule 19A-615 Southern University System out of the Tobacco Tax Health Care Fund by (\$31,082) is hereby declared null and void.

Provided, however, that the Fiscal Year 2015-2016 mid-year reduction pursuant to the Constitution of Louisiana, Article VII, Section 10(F) made by the Joint Legislative Committee on the Budget on February 15, 2016, to Schedule 19A-615 Southern University System out of the Southern University AgCenter Program Fund by (\$34,800) is hereby declared null and void."

AMENDMENT NO. 4

In Senate Committee Amendment No. 53 by the Senate Committee on Finance (#341), on page 5, line 28, change "\$97,872" to "\$95,952"

AMENDMENT NO. 5

In Senate Committee Amendment No. 53 by the Senate Committee on Finance (#341), on page 5, delete line 35 in its entirety

AMENDMENT NO. 6

In Senate Committee Amendment No. 87 by the Senate Committee on Finance (#341), on page 10, at the beginning of line 5, change "Section 4." to "Section 4.A."

AMENDMENT NO. 7

In Senate Committee Amendment No. 87 by the Senate Committee on Finance (#341), on page 10, at the beginning of line 9, change "Section 5." to "Section 4.B."

AMENDMENT NO. 8

In Senate Floor Amendment No. 16 by Senator LaFleur (#421), on page 2, line 23, after "provided in" and before "this Act" insert "Sections 1.A. through 2 of "

AMENDMENT NO. 9

In Senate Floor Amendment No. 16 by Senator LaFleur (#421), on page 2, delete line 31 and insert the following:

"Budget. The state treasurer shall make the remaining transfers in this Act prior to the end of Fiscal Year 2015-2016. In the event the amount of Fees and Self-generated Revenues or Statutory Dedications being transferred to the State General Fund (Direct) are insufficient to fully fund the transfers required in those Sections, the treasurer shall notify the commissioner of administration and the Joint Legislative Committee on the Budget."

AMENDMENT NO. 10

In Senate Floor Amendment No. 1 by Senator LaFleur (#453), on page 1, line 3, after "after" change "line 37," to "line 31,"

AMENDMENT NO. 11

In Senate Floor Amendment No. 1 by Senator LaFleur (#453), on page 1, at the beginning of line 4, change "Section 5." to "Section 6."

AMENDMENT NO. 12

In Senate Floor Amendment No. 1 by Senator LaFleur (#453), on page 1, line 10, after "Budget on" and before "February 13, 2016," insert "November 20, 2015 and"

AMENDMENT NO. 13

In Senate Floor Amendment No. 1 by Senator LaFleur (#453), on page 1, line 13, after "2016," and before "the" insert the following:

"excluding the expenditure item listed as "preamble reductions", accounting for any changes in the most recently projected amount of each current year expenditure item requiring action,"

7. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete line 17 in its entirety

AMENDMENT NO. 2

On page 1, at the end of line 18, change "\$4,638,029" to "\$5,138,029"

AMENDMENT NO. 3

On page 1, at the end of line 20, change "\$314,500" to "\$414,500"

AMENDMENT NO. 4

On page 2, delete line 3 in its entirety

AMENDMENT NO. 5

On page 2, at the end of line 22, change "\$2,889,513" to "\$3,836,033"

AMENDMENT NO. 6

On page 4, delete lines 29 through 34 in their entirety

AMENDMENT NO. 7

On page 5, delete lines 1 and 2 in their entirety

AMENDMENT NO. 8

On page 7, at the end of line 17, change "\$673,276" to "\$653,731"

AMENDMENT NO. 9

On page 7, at the end of line 23, change "\$172,905" to "\$171,898"

AMENDMENT NO. 10

On page 7, at the end of line 36, change "\$129,558" to "\$201,899"

AMENDMENT NO. 11

On page 7, delete line 38 in its entirety

AMENDMENT NO. 12

On page 8, delete lines 4 and 5 in their entirety

AMENDMENT NO. 13

On page 8, at the end of line 11, change "\$250,000" to "\$200,000"

AMENDMENT NO. 14

On page 8, at the end of line 12, change "\$150,000" to "\$200,000"

AMENDMENT NO. 15

On page 8, at the end of line 14, change "\$72,494" to "\$500,000"

AMENDMENT NO. 16

On page 8, at the end of line 17, change "\$509,339" to "\$1,000,000"

AMENDMENT NO. 17

On page 8, between lines 32 and 33, insert the following:

**"SCHEDULE 19 - HIGHER EDUCATION**

19-615 Southern University Board of Supervisors (\$ 67,802)"

AMENDMENT NO. 18

On page 9, between lines 17 and 18, insert the following:

"Section 1.G. The commissioner of administration is authorized to make adjustments to appropriations as are necessary to effectuate the governor's deficit plan approved by the Joint Legislative Committee on the Budget on February 15, 2016, and as provided in this Act, after review of the adjustments by the Legislative Fiscal Office."

AMENDMENT NO. 19

On page 9, line 23, after "Program" and before the period "." insert "in an effort to ensure that the program serves only the most medically fragile children"

AMENDMENT NO. 20

On page 9, at the beginning of line 24, change "Section 4." to "Section 5."

AMENDMENT NO. 21

On page 9, line 27, after "Act," delete "by"

AMENDMENT NO. 22

On page 9, delete line 28 and insert the following:

"and the amounts of any reductions in State General Fund by Fees and Self-generated Revenues or Statutory Dedications approved and certified by the Joint Legislative Committee on the Budget on February 15, 2016."

AMENDMENT NO. 23

On page 9, between lines 30 and 31, insert the following:

"Section 7. Act 26 of the 2015 Regular Session of the Legislature is hereby amended and reenacted as follows:

On page 28, delete lines 29 and 30, and insert the following:

"Payable from the State General Fund by Interagency Transfers from the Office of Motor Vehicles in the event HB No. 111 of the 2016 First Extraordinary Session of the Legislature is enacted into law \$ 24,000,000"

On page 28, at the end of line 41, change "\$611,530,624" to "\$618,530,624"

Section 8. The state treasurer is hereby authorized and directed to transfer out of the State General Fund by Statutory Dedications from the Fiscal Year 2015-2016 Deficit Elimination Fund the amount of \$200,000,000 into the State General Fund (Direct) to provide a source of funds to eliminate all or a portion of the Fiscal Year 2015-2016 budgetary deficit."

Respectfully submitted,

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Representative Cameron Henry

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Senator Eric LaFleur

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Representative Patricia Haynes Smith

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Senator John A. Alario, Jr.

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Representative Taylor F. Barras

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Senator Jack Donahue

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

**CONFERENCE COMMITTEE REPORT DIGEST**

**HB 122**

**2016 First Extraordinary Session**

**Henry**

**Keyword and oneliner of the instrument as it left the House**

APPROPRIATIONS/SUPPLEML: Supplemental appropriations and reductions in appropriations for Fiscal Year 2015-2016 (Item #1)

**Report adopts Senate amendments to:**

1. Make changes to reductions provided for in proposed law to the Fiscal Year 2015-2016 budget. Added back (increased) reductions in the following amounts: State General Fund by \$57,186,457; Fees and Self-generated revenues by (\$1,748,751); and Statutory Dedications by \$2,708,594. Fees and Self-generated Revenues includes \$8,000,000 in State Bond Commission Funds.
2. Authorize and direct the transfer to \$8 million from State Bond Commission fees and self-generated revenues to the state general fund.
3. Add language regarding the maximum cash flow savings in the event the State Bond Commission approves and issues state general obligation refunding bonds prior to May 1, 2016.
4. Require treasurer to make transfers provided for in proposed law within 10 days of the effectiveness and report to commissioner of administration and the Joint Legislative Committee on the Budget if funds are insufficient for transfer.
5. Require the commissioner of administration to make adjustments and reductions if sufficient revenues are not generated in the 2016 First Extraordinary Session of the Legislature to eliminate the current year deficit.

**Report rejects Senate amendments which would have:**

1. Added back (increased) reductions in the following amounts: State General Fund by \$1,616,448; Fees and Self-generated revenues by \$2,828,448; and Statutory Dedications by \$902,574.
2. Conflicted with language amendments adopted or added in this conference committee report.

**Report amends the bill to:**

1. Add back (increased) reductions in the following amounts: State General Fund by (\$136,639); Fees and Self-generated revenues by (\$1,152,724); and Statutory Dedications by \$532,548.
2. Substitute reductions for Southern University System from statutory dedications with reductions from state general fund.
3. Specify when transfers for funds are required to be made.

4. Clarify the authorization of the commissioner of administration to make reductions in the event sufficient revenues are not generated in the 2016 First Extraordinary Session of the Legislature to eliminate the current year deficit.
5. Allows the commissioner of administration to make adjustments to effectuate the governor's deficit plan as approved by the Joint Legislative Committee on the Budget and approved in proposed law.
6. Increases the amount of transfers from the Office of Motor Vehicles to the Department of Transportation in the event HB 111 of the 2016 First Extraordinary Session of the Legislature is enacted from \$17 million to \$24 million.
7. Authorizes and directs the treasurer to transfer \$200 million from the Fiscal Year 2015-2016 Deficit Elimination Fund to the State General Fund.

**Digest of the bill as proposed by the Conference Committee**

**Abstract:** Supplemental appropriations and reductions to appropriations for FY 2015-2016.

Increase (decrease ) appropriations as follows: State General Fund (Direct) by (\$6,869,327); Fees & Self-Generated Revenues by (\$29,897,169); Statutory Dedications by (\$6,124,986). Reductions in Fees & Self-generated Revenues include transfers of additional funds from the Department of Veterans Affairs and the State Bond Commission.

Authorizes reductions in appropriations from Fees & Self-Generated Revenues and Statutory Dedications to be transferred to the State General Fund (Direct).

Additionally permits the use of \$80,000,000 from bond refunding to eliminate deficits in FY 2015-2016 and FY 2016-2017.

Effective upon signature of governor or lapse of time for gubernatorial action.