



Rep. Sara Feigenholtz

Filed: 4/8/2011

09700HB2934ham003

LRB097 06801 KTG 54220 a

1 AMENDMENT TO HOUSE BILL 2934

2 AMENDMENT NO. _____. Amend House Bill 2934 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the Cash
5 Management and Medicaid Maximization Act of 2011.

6 Section 5. Interfund transfers.

7 (a) Notwithstanding any other provision of State law to the
8 contrary, on the effective date of this Act, or as soon
9 thereafter as practical, for the purpose of accessing enhanced
10 federal Medicaid matching funds that expire on June 30, 2011,
11 on or after June 20, 2011 and no later than June 25, 2011 the
12 State Comptroller shall direct and the State Treasurer shall
13 transfer amounts into the Healthcare Provider Relief Fund from
14 the designated funds not exceeding the following totals:

15 Water Revolving Fund \$400,000,000

1 General Obligation Bond Retirement
 2 and Interest Fund \$500,000,000

3 (b) On and after the effective date of this Act through
 4 July 30, 2011, if either the Water Revolving Fund or the
 5 General Obligation Bond Retirement and Interest Fund has
 6 insufficient cash from which the State Comptroller may make
 7 expenditures properly supported by appropriations from the
 8 fund, then the State Treasurer and the State Comptroller shall
 9 transfer from the General Revenue Fund to the fund only such
 10 amount as is immediately necessary to satisfy outstanding
 11 expenditure obligations on a timely basis, subject to the
 12 provisions of the State Prompt Payment Act. All or a portion of
 13 the amounts transferred from the General Revenue Fund to a fund
 14 pursuant to this subsection (b) from time to time may be
 15 re-transferred by the State Comptroller and the State Treasurer
 16 from the receiving fund into the General Revenue Fund as soon
 17 as and to the extent that deposits are made into or receipts
 18 are collected by the receiving fund.

19 If the General Revenue Fund has insufficient cash from
 20 which the State Comptroller may make repayments to the Water
 21 Revolving Fund or the General Obligation Bond Retirement and
 22 Interest Fund in order to satisfy any immediate federal or
 23 State obligations, then the State Treasurer and the State
 24 Comptroller shall transfer from special funds of the State,
 25 excluding the Road Fund, to the extent allowed by federal law,

1 to the Water Revolving Fund or the General Obligation Bond
2 Retirement and Interest Fund only such amount as is immediately
3 necessary to satisfy outstanding expenditure obligations on a
4 timely basis, subject to provisions of the State Prompt Payment
5 Act. No transfer may be made from a fund under this Section
6 that would have the effect of reducing the available balance in
7 the fund to an amount less than the amount remaining unexpended
8 and unreserved from the total appropriation from that fund
9 estimated to be expended for the months of July and August
10 2011. Notwithstanding any other provision of this Section, no
11 such transfer may be made from any special fund that is
12 exclusively collected by or appropriated to any other
13 constitutional officer without the written approval of that
14 constitutional officer. Any moneys transferred pursuant to
15 this subsection shall be repaid from the General Revenue Fund
16 to the fund of origin by August 31, 2011.

17 (c) By no later than July 30, 2011 any amounts transferred
18 from the Water Revolving Fund or the General Obligation Bond
19 Retirement and Interest Fund under the authority of this
20 Section shall be transferred back and receipted by the General
21 Revenue Fund and the Healthcare and Provider Relief Fund. These
22 transfers back to the funds of origin shall be made and
23 receipted notwithstanding any other State law to the contrary.

24 If the General Revenue Fund has insufficient cash from
25 which the State Comptroller may make repayments to the Water
26 Revolving Fund or the General Obligation Bond Retirement and

1 Interest Fund in order to satisfy any immediate federal or
2 State obligations, then the State Treasurer and the State
3 Comptroller shall transfer from special funds of the State,
4 excluding the Road Fund, to the extent allowed by federal law,
5 to the Water Revolving Fund or the General Obligation Bond
6 Retirement and Interest Fund only such amount as is immediately
7 necessary to satisfy outstanding expenditure obligations on a
8 timely basis, subject to provisions of the State Prompt Payment
9 Act. No transfer may be made from a fund under this Section
10 that would have the effect of reducing the available balance in
11 the fund to an amount less than the amount remaining unexpended
12 and unreserved from the total appropriation from that fund
13 estimated to be expended for the months of July and August
14 2011. Notwithstanding any other provision of this Section, no
15 such transfer may be made from any special fund that is
16 exclusively collected by or appropriated to any other
17 constitutional officer without the written approval of that
18 constitutional officer. Any moneys transferred pursuant to
19 this subsection shall be repaid from the General Revenue Fund
20 to the fund of origin by August 31, 2011.

21 Section 10. Interest payable to the Water Revolving Fund
22 and the General Obligation Bond Retirement and Interest Fund.
23 As soon as practical after all amounts initially transferred
24 from the Water Revolving Fund and the General Obligation Bond
25 Retirement and Interest Fund have been transferred back

1 pursuant to Section 5 of this Act, the State Treasurer shall
2 calculate the amounts of interest that would have accrued to
3 both the Water Revolving Fund and the General Obligation Bond
4 Retirement and Interest Fund if those transfers had not
5 occurred and transfer those amounts from the General Revenue
6 Fund to the Water Revolving Fund and the General Obligation
7 Bond Retirement and Interest Fund.

8 Section 15. Prohibition on payments to contractors. No
9 fees or expenses shall be paid by the State to any contractual
10 legal counsel, financial advisor, or other consultant or
11 contractor in relation to the actions authorized pursuant to
12 this Act.

13 Section 99. Effective date. This Act takes effect upon
14 becoming law."