



Rep. Barbara Flynn Currie

Filed: 5/16/2011

09700HB2934ham006

LRB097 06801 KTG 55709 a

1 AMENDMENT TO HOUSE BILL 2934

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

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

7 Section 5. Interfund transfers.

8 (a) Notwithstanding any other provision of State law to the
9 contrary, on the effective date of this Act, or as soon
10 thereafter as practical, for the purpose of accessing enhanced
11 federal Medicaid matching funds that expire on June 30, 2011,
12 on or after June 20, 2011 and no later than June 25, 2011 the
13 Governor, the State Comptroller, and the State Treasurer shall
14 transfer amounts into the Healthcare Provider Relief Fund from
15 special funds of the State, excluding the Road Fund and the
16 State Construction Account Fund, not to exceed \$900,000,000.

1 (b) No transfer may be made from a special fund under this
2 Section that would have the effect of reducing the available
3 balance in the fund to an amount less than the amount remaining
4 unexpended and unreserved from the total appropriation from
5 that fund estimated to be expended for the months of July and
6 August 2011. Notwithstanding any other provision of this
7 Section, no such transfer may be made from any special fund
8 that is exclusively collected by or appropriated to any other
9 constitutional officer without the written approval of that
10 constitutional officer. Any moneys transferred pursuant to
11 this Act shall be repaid from the General Revenue Fund to the
12 fund of origin by July 31, 2011.

13 (c) On and after the effective date of this Act through
14 July 30, 2011, if any special fund utilized for the purpose of
15 this Act has insufficient cash from which the State Comptroller
16 may make expenditures properly supported by appropriations
17 from the fund, then the Governor, the State Treasurer, and the
18 State Comptroller shall transfer from the General Revenue Fund
19 to the fund only such amount as is immediately necessary to
20 satisfy outstanding expenditure obligations on a timely basis,
21 subject to the provisions of the State Prompt Payment Act. All
22 or a portion of the amounts transferred from the General
23 Revenue Fund to a fund pursuant to this subsection (c) from
24 time to time may be re-transferred by the Governor, the State
25 Comptroller, and the State Treasurer from the receiving fund
26 into the General Revenue Fund as soon as and to the extent that

1 deposits are made into or receipts are collected by the
2 receiving fund.

3 (d) By no later than July 30, 2011 any amounts transferred
4 under the authority of this Section shall be transferred back
5 and receipted by the General Revenue Fund. These transfers back
6 to the funds of origin shall be made and receipted
7 notwithstanding any other State law to the contrary.

8 Section 10. Interest payable to special funds. As soon as
9 practical, after all amounts initially transferred under the
10 authority of this Act from special funds of the State have been
11 transferred back pursuant to Section 5 of this Act, the State
12 Treasurer shall calculate the amounts of interest that would
13 have accrued to those special funds if those transfers had not
14 occurred and transfer those amounts from the General Revenue
15 Fund to those special funds.

16 Section 15. Prohibition on payments to contractors. No
17 fees or expenses shall be paid by the State to any contractual
18 legal counsel, financial advisor, or other consultant or
19 contractor in relation to the actions authorized pursuant to
20 this Act.

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.".