

Executive Orders

EXECUTIVE ORDER MJF 00-8

Louisiana Women's Policy and Research Commission

WHEREAS, Executive Order No. MJF 2000-6, signed on February 16, 2000, established the Louisiana Women's Policy and Research Commission (hereafter "Commission"); and

WHEREAS, it is necessary to amend Executive Order No. MJF 200-6 to increase the membership of the Commission;

NOW THEREFORE, I, M.J. "MIKE" FOSTER, JR., Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and the laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Section 4 of Executive Order No. MJF 2000-6 is amended to provide as follows:

The Commission shall consist of a maximum of twenty-three (23) members who shall be appointed by the governor and serve at his pleasure. The Commission shall consist of the following members:

- A. The governor, or the governor's designee;
- B. The commissioner of administration, or the commissioner's designee;
- C. The secretary of the Department of Social Services, or the secretary's designee;
- D. The secretary of the Department of Health and Hospitals, or the secretary's designee;
- E. The superintendent of the Department of Education, or the superintendent's designee;
- F. The secretary of the Department of Labor, or the secretary's designee;
- G. The executive director of the Office of Women's Services, Office of the Governor, or the executive director's designee;
- H. The executive director of the Children's Cabinet, Office of the Governor, or the executive director's designee;
- I. Four (4) members of the Women's Legislative Caucus; and
- J. Eleven (11) Louisiana women who have significant academic and/or professional expertise in one (1) or more of the following areas:
 1. Business or industry,
 2. Economics,
 3. Education,
 4. Demographics,
 5. Public health,
 6. Law, or
 7. Social science and/or social work.

SECTION 2: All other sections and subsections of Executive Order No. MJF 2000-6 shall remain in full force and effect.

SECTION 3: This Order is effective upon signature and shall continue in effect until amended, modified,

terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 1st day of March, 2000.

M.J. "Mike" Foster, Jr.
Governor

ATTEST BY
THE GOVERNOR
Fox McKeithen
Secretary of State
0005#014

EXECUTIVE ORDER MJF 00-15

Bond Allocation Procedures

WHEREAS, pursuant to the Tax Reform Act of 1986 (hereafter "the Act") and Act 51 of the 1986 Louisiana Legislature, Executive Order No. MJF 96-25 was issued on August 27, 1996 to establish

(1) a method for allocating bonds subject to private activity bond volume limits, including the method of allocating bonds subject to the private activity bond volume limits for the calendar year of 2000 (hereafter "the 2000 Ceiling");

(2) the procedure for obtaining an allocation of bonds under the 2000 Ceiling; and

(3) a system of central record keeping for such allocations; and

WHEREAS, it is necessary to amend Executive Order No. MJF 96-25 to reflect policy changes regarding the manner in which the bond allocation program should be administered and/or implemented;

NOW THEREFORE, I, M.J. "MIKE" FOSTER, JR., Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and the laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Subsection 4.4 of Executive Order No. MJF 96-25, issued on August 27, 1996, is amended to provide as follows:

Until November 1 of each year, the maximum allocation that may be granted for any project or purpose in any calendar year, except for Qualified Mortgage Bonds issued by the Louisiana Housing Finance Authority or Student Loan Bonds, shall not exceed the greater of thirty million dollars (\$30,000,000) or fifteen percent (15%) of the ceiling for that calendar year. If an issuer submits a request for an allocation that is in excess of this authorized amount, the SBC staff shall retain the application for consideration of the allocation of additional amounts which may only be granted on or after November 1 of that calendar year.

SECTION 2: All other sections and subsections of Executive Order No. MJF 96-25 shall remain in full force and effect.

SECTION 3: The provisions of this Order shall be retroactive to January 1, 2000, and shall continue in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 19th day of April, 2000.

M.J. "Mike" Foster, Jr.
Governor

ATTEST BY
THE GOVERNOR
Fox McKeithen
Secretary of State
0005#015

EXECUTIVE ORDER MJF 00-16

Bond Allocation to The Finance Authority of New Orleans

WHEREAS, pursuant to the Tax Reform Act of 1986 (hereafter "the Act") and Act 51 of the 1986 Louisiana Legislature, Executive Order No. MJF 96-25 (hereafter "MJF 96-25") was issued on August 27, 1996 to establish

(1) a method for allocating bonds subject to private activity bond volume limits, including the method of allocating bonds subject to the private activity bond volume limits for the calendar year of 2000 (hereafter **the 2000 Ceiling**);

(2) the procedure for obtaining an allocation of bonds under the 2000 Ceiling; and

(3) a system of central record keeping for such allocations; and

WHEREAS, The Finance Authority Of New Orleans has requested an allocation from the 2000 Ceiling to be used in connection with a program to provide financing for qualified home-buyers of single family residences in the city of New Orleans, state of Louisiana, in accordance with the provisions of Section 146 of the Internal Revenue Code of 1986, as amended;

NOW THEREFORE I, M.J. "MIKE" FOSTER, JR., Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issue, as described in this Section, shall be and is hereby granted an allocation from the 2000 Ceiling as follows:

Amount of Allocation	Name of Issuer	Name Of Project
\$25,000,000	The Finance Authority of New Orleans	Single Family Mortgage Revenue Bond Program

SECTION 2: The granted allocation shall be used only for the bond issue described in Section 1 and for the general purpose set forth in the **A**Application for Allocation of a Portion of the State of Louisiana Private Activity Bond

Ceiling submitted in connection with the bond issue described in Section 1.

SECTION 3: The granted allocation shall be valid and in full force and effect through the end of 2000, provided that such bonds are delivered to the initial purchasers thereof on or before July 18, 2000.

SECTION 4: All references in this Order to the singular shall include the plural, and all plural references shall include the singular.

SECTION 5: The undersigned certifies, under penalty of perjury, that the granted allocation was not made in consideration of any bribe, gift, or gratuity, or any direct or indirect contribution to any political campaign. The undersigned also certifies that the granted allocation meets the requirements of Section 146 of the Internal Revenue Code of 1986, as amended.

SECTION 6: This Order is effective upon signature and shall remain in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of the state of Louisiana, at the Capitol, in the city of Baton Rouge, on this 19th day of April, 2000.

M.J. "Mike" Foster, Jr.
Governor

ATTEST BY
THE GOVERNOR
Fox McKeithen
Secretary of State
0005#013

EXECUTIVE ORDER MJF 00-17

Bond Allocation to Calcasieu Parish Public Trust Authority

WHEREAS, pursuant to the Tax Reform Act of 1986 (hereafter "the Act") and Act 51 of the 1986 Louisiana Legislature, Executive Order No. MJF 96-25 (hereafter "MJF 96-25") was issued on August 27, 1996 to establish

(1) a method for allocating bonds subject to private activity bond volume limits, including the method of allocating bonds subject to the private activity bond volume limits for the calendar year of 2000 (hereafter **the 2000 Ceiling**);

(2) the procedure for obtaining an allocation of bonds under the 2000 Ceiling; and

(3) a system of central record keeping for such allocations; and

WHEREAS, the Calcasieu Parish Public Trust Authority requested an allocation of \$15,000,000 from the 2000 Ceiling to be used in connection with a program of financing mortgage loans for first time home-buyers of single family, owner-occupied residences throughout the parish of Calcasieu, state of Louisiana, in accordance with the provisions of Section 146 of the Internal Revenue Code of 1986, as amended, and received a \$7,000,000 allocation through Executive Order NO. MJF 2000-11, issued on March 28, 2000;

NOW THEREFORE I, M.J. **AMIKE** FOSTER, JR., Governor of the state of Louisiana, by virtue of the authority

vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issue, as described in this Section, shall be and is hereby granted an allocation from the 2000 Ceiling as follows:

Amount of Allocation	Name of Issuer	Name of Project
\$5,500,000	Calcasieu Parish Public Trust Authority	Single Family Mortgage Revenue Bond Program

SECTION 2: The granted allocation shall be used only for the bond issue described in Section 1 and for the general purpose set forth in the Application for Allocation of a Portion of the State of Louisiana Private Activity Bond Ceiling submitted in connection with the bond issue described in Section 1.

SECTION 3: The granted allocation shall be valid and in full force and effect through the end of 2000, provided that such bonds are delivered to the initial purchasers thereof on or before July 24, 2000.

SECTION 4: All references in this Order to the singular shall include the plural, and all plural references shall include the singular.

SECTION 5: The undersigned certifies, under penalty of perjury, that the granted allocation was not made in consideration of any bribe, gift, or gratuity, or any direct or indirect contribution to any political campaign. The undersigned also certifies that the granted allocation meets the requirements of Section 146 of the Internal Revenue Code of 1986, as amended.

SECTION 6: This Order is effective upon signature and shall remain in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of the state of Louisiana, at the Capitol, in the city of Baton Rouge, on this 25th day of April, 2000.

M.J. "Mike" Foster, Jr.
Governor

ATTEST BY
THE GOVERNOR
Fox McKeithen
Secretary of State
0005#012

EXECUTIVE ORDER MJF 00-18

Hiring and Spending Freeze

WHEREAS, pursuant to the provisions of Article IV, Section 5 of the Louisiana Constitution of 1974, as amended, Act 10 of the 1999 Regular Session of the Louisiana Legislature, and/or R.S. 42:375, the governor may issue executive orders which prohibit the filling of any new or existing employment vacancies in the executive branch of

state government (hereafter "hiring freeze") and/or limit expenditures on travel, professional services, supplies, acquisitions, and/or major repairs of the various agencies in the executive branch of state government (hereafter "spending freeze"); and

WHEREAS, to ensure that the state of Louisiana will not suffer a budget deficit due to 1999-2000 appropriations exceeding actual revenues, prudent money management practices dictate that the best interests of the citizens of the state of Louisiana will be served by the implementation of a hiring and spending freeze throughout the executive branch of state government to achieve as great a state general fund dollar savings as possible during the remainder of the 1999-2000 fiscal year;

NOW THEREFORE, I, M.J. "MIKE" FOSTER, JR., Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1:

A. Unless specifically exempted by a provision of this Order, no vacancy in an existing or new position of employment within the executive branch of state government, which exists on or occurs after May 4, 2000, shall be filled without the express written approval of the commissioner of administration.

B. Unless specifically exempted by a provision of this Order, no expenditure of funds shall be made within the executive branch of state government for travel, professional services, supplies, acquisitions, and/or major repairs, without the express written approval of the commissioner of administration. As used in this Order, "professional services" means all services subject to the approval of the Division of Administration, Office of Contractual Review, but not approved as of the effective date of this Order, including professional, personal, consulting and social services contracts, grants and/or interagency agreements as defined in Chapter 16 of Title 39, and cooperative endeavor agreements as defined in Executive Order No. MJF 96-24, issued on August 9, 1996.

SECTION 2:

A. The budget activities funded by Act 10 of the 1999 Regular Session of the Louisiana Legislature (hereafter "the Act") which are exempt from the prohibitions set forth in Section 1 of this Order are as follows:

1. All budget activities a) directly related to the official personal needs of a statewide elected official, or b) which are necessary for the statewide elected official to personally perform his or her constitutional functions;

2. All budget activities funded by the Act which are not financed by

a) funds from the State General Fund (Direct), as that term is used in the Act, or

b) other funds the balances of which revert to the State General Fund (Direct), as that term is used in the Act (hereafter "State General Fund Equivalent");

3. All budget activities funded by the Act which are set forth in the Act under Schedule 19 Higher Education for carrying out the functions of higher education; and

4. All budget activities funded by the Act which are expressly and directly mandated

- a) by existing and/or future court orders, or
- b) by settlement agreements of the Department of Public Safety and Corrections, the Department of Education, and the Department of Health and Hospitals entered to avoid litigation.

B. The budget activities funded by the Act which are exempt from the prohibitions set forth in subsection 1(A) of this Order are as follows:

1. Employee transfers, promotions, or re-allocations within a department, office, agency, board or commission of the executive branch of state government which will not, in any manner, increase the aggregate number of filled positions in that department, office, agency, board or commission as of the effective date of this Order;

2. Correctional security officers, probation and parole agents, direct medical care positions, and other positions in corrections services necessary for the maintenance of national accreditation, within the Department of Public Safety and Corrections;

3. All commissioned troopers of the State Police;

4. Revenue Tax Auditors, Revenue Analysts, Revenue Tax Directors, Tax Collection Analysts, Tax Officers, Tax Representatives, and all positions in the Operations Division within the Department of Revenue; and

5. All instructional and residential personnel, and all administrative personnel positions deemed to be absolutely critical for the operation, of the Louisiana School for the Visually Impaired, the Louisiana School for the Deaf, the Louisiana Special Education Center, the Louisiana School for Math, Science and the Arts, and the Special School Districts.

C. The budget activities funded by the Act which are exempt from the portion of the provisions of subsection 1(B) of this Order that prohibits the expenditure of funds for travel are as follows:

1. All travel associated with promoting or marketing the state of Louisiana and/or its products by a) the Office of State Parks and/or the Office of Tourism within the Department of Culture, Recreation, and Tourism, or b) the Department of Economic Development; and

2. All field travel that is necessary and essential to fulfill the mission of a department, office, agency, board or commission.

D. The budget activities funded by the Act which are exempt from the portion of the provisions of subsection 1(B) of this Order that prohibits the expenditure of funds for supplies are as follows:

1. Medical and food supplies for the Louisiana War Veterans Home and the Northeast Louisiana War Veterans Home;

2. Supplies for the Office of State Parks within the Department of Culture, Recreation and Tourism for maintenance and household needs to maintain state parks and commemorative areas;

3. Supplies for incarceration, rehabilitation, and health services, and/or the Blue Walters and Diagnostic Programs, of the state adult correctional institutions;

4. Supplies for state juvenile correctional institutions;

5. All medical, pharmaceutical and related supplies for the divisions of the Department of Health and Hospitals, the Department of Social Services, and the LSU Medical Center Health Care Services Division which provide direct patient care services;

6. Instructional, medical, and food supplies for the Louisiana School for the Visually Impaired, the Louisiana Special Education Center, the Louisiana School for the Deaf, Louisiana School for Math, Science, and the Arts, and the Special School Districts;

7. Automotive supplies for commissioned troopers of the State Police; and

8. All supplies of the Division of Administration that are necessary and essential to the training related activities of the Comprehensive Public Training Program or the maintenance and upkeep of public buildings and grounds.

E. The budget activities funded by the Act which are exempt from the portion of the provisions of subsection 1(B) of this Order that prohibits the expenditure of funds for acquisitions and major repairs are the buildings, grounds and general plant maintenance equipment needs of the Division of Administration for the maintenance and upkeep of public buildings and grounds.

SECTION 3: Each department, agency, office, board or commission shall file monthly reports with the commissioner of administration on June 1, 2000, and July 1, 2000, reflecting projected savings that the department, agency, office, board or commission will generate through the implementation of this Order. Such reports shall reflect a full accounting of personnel changes within the department, agency, office, board or commission for the reporting period covered, including an accounting of employment figures at the beginning and end of the reporting period and the number of vacancies filled and/or not filled during the reporting period, pursuant to the provisions of this Order. The reports shall include a categorized summary of transactions which resulted pursuant to the exceptions set forth in Section 2 and/or permitted pursuant to subsection 4(A) of this Order.

SECTION 4:

A. The commissioner of administration is authorized to grant any agency, department, office, board or commission in the executive branch of state government an exemption, on a case by case basis or by category, from all or a part of the prohibitions set forth in Section 1 of this Order, as he deems necessary and appropriate. Such an exemption shall be express and in writing.

B. Requests for an exemption from all or a part of the prohibitions set forth in Section 1 of this Order, on a case by case basis or by category, shall be submitted only by a

statewide elected official, by the secretary or head of a department, or by the head of an agency, office, board or commission which is not within a department. Each request for an exemption shall be in writing and shall contain a description of the type of exemption sought and full justification for the request.

C. The commissioner of administration may develop guidelines pertaining to requests for exemption from all or a part of the prohibitions set forth in Section 1 of this Order.

D. If necessary, the commissioner of administration may develop definitions for the terms and/or the descriptions used in this Order.

SECTION 5: This Order is effective upon signature and shall remain in effect through June 30, 2000, or until

amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of the state of Louisiana, at the Capitol, in the city of Baton Rouge, on this 4th day of May, 2000.

M.J. "Mike" Foster, Jr.
Governor

ATTEST BY
THE GOVERNOR
Fox McKeithen
Secretary of State
0005#019