
SENATE COMMITTEE AMENDMENTS

2016 Regular Session

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 466 by
Senator Hewitt

1 AMENDMENT NO. 1

2 On page 1, delete lines 4 and 5, and insert the following:

3 "board and the commissioner of administration to seek approval from the Joint
4 Legislative Committee on the Budget and the legislature to proceed with a sale of
5 any hospital or any asset of one of the medical centers; to provide for an"

6 AMENDMENT NO. 2

7 On page 1, line 13, after "**the contrary,**", delete the remainder of the line, delete lines 14
8 through 17, and insert the following:

9 **"in the event the board receives an inquiry from a viable party regarding the**
10 **purchase of a hospital or any asset of one of the medical centers listed in**
11 **Subsection (B) of this Section, hereinafter referred to as the property, the board**
12 **shall notify the commissioner of administration within five business days that**
13 **it is in receipt of such an inquiry. The board shall participate in and cooperate**
14 **with the commissioner of administration in reviewing such inquiry."**

15 AMENDMENT NO. 3

16 On page 2, delete lines 1 through 2, and insert the following:

17 **"(2) The review of the inquiry by the board and the commissioner of**
18 **administration shall include, at a minimum, an assessment of the impact a sale**
19 **of the property shall have on the provision of health care in the region, graduate**
20 **medical education, any contractual or operational issues with other parties that**
21 **need to be addressed prior to executing a contract of sale, purchase agreement**
22 **or other type of agreement, and a cost-benefit analysis addressing the potential**
23 **short-term and long-term financial advantages and disadvantages of proceeding**
24 **with the sale. The commissioner shall also obtain fair market value appraisals**
25 **from up to three Louisiana certified appraisers to ascertain the current value**
26 **of the property. A report of such information and the recommendations of the**
27 **board and the commissioner shall be submitted to the Joint Legislative**
28 **Committee on the Budget immediately upon its completion."**

29 AMENDMENT NO. 4

30 On page 2, delete lines 3 through 24, and insert the following:

31 **"(3) Prior to taking any action which would result or is expected to result**
32 **in the sale of the property as provided by law, the commissioner of**
33 **administration shall notify the Joint Legislative Committee on the Budget in**
34 **writing that the board and commissioner are recommending that the state**
35 **proceed with such a sale. The commissioner shall instruct the board to contact**
36 **the committee to request preliminary authorization to pursue the sale of the**
37 **property based upon the positive outcome of the review provided for in**
38 **Paragraph (2) of this Subsection. The committee shall consider the board's**
39 **request no less than thirty days after the date that it is submitted to the**
40 **committee. If the board's request is approved by the committee, it shall be**
41 **submitted to the legislature for approval by a majority vote of the elected**
42 **members of each house of the legislature. If the legislature is not in session,**

1 approval of the legislature may be obtained in accordance with the procedures
2 provided in R.S. 39:87.

3 (4) Notwithstanding the provisions of R.S. 41:130 to the contrary, upon
4 receipt of the approval by the committee and legislature to proceed with the
5 exploration of the sale of the property, the board shall work with the
6 commissioner to develop a solicitation for offers to sell the property fixing the
7 minimum price and terms of sale to be made with reference to the property. The
8 solicitation shall be developed such that it is within the parameters approved by
9 the committee and the legislature. Upon completion of the solicitation, the board
10 shall advertise the solicitation for offers electronically for forty-five days and
11 shall also advertise in the newspapers in general circulation in the municipality
12 where the property is located and in major metropolitan areas across the state
13 for a minimum of three times in forty-five days. During this period, the board
14 and the commissioner shall resolve any outstanding contractual or operational
15 issues with other parties that may affect the sale of the property. The board and
16 the commissioner shall review the offers and negotiate with the respondents for
17 a period of no less than thirty days. If the board and commissioner agree that
18 an acceptable offer has been received, then the board shall submit the proposed
19 agreement to the committee for its review and approval. The agreement shall
20 be within the preliminary parameters approved by the committee and the
21 legislature. The committee shall consider the proposed agreement not less than
22 thirty days after submission of the agreement. No agreement shall be officially
23 confected prior to approval of the committee.

24 (5) Nothing contained in this Subsection, nor any approval of the
25 committee or legislature relative to a proposed sale, shall be construed as
26 authorizing the board to close a hospital or an emergency room or absolving the
27 board or its responsibilities for any medical center as provided by law."

28 AMENDMENT NO. 5

29 On page 2, line 25, change "as of June 30, 2020" to "on December 31, 2019"