

Regular Session, 2012

HOUSE BILL NO. 266

BY REPRESENTATIVE JIM MORRIS

BUDGETARY CONTROLS: Provides relative to the state's operating budget

1 AN ACT

2 To amend and reenact R.S. 39:2(3), (6), (26), (27), and (45), 34(A), 36(A)(introductory
3 paragraph), and 51(B) and to enact R.S. 39:36(B)(9), relative to the state's operating
4 budget; to provide with respect to the executive budget; to provide with respect to
5 appropriation bills; to provide with respect to definitions; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 39:2(3), (6), (26), (27), and (45), 34(A), 36(A)(introductory
9 paragraph), and 51(B) are hereby amended and reenacted and R.S. 39:36(B)(9) is hereby
10 enacted to read as follows:

11 §2. Definitions

12 As used in this Chapter, except where the context clearly requires otherwise,
13 the words and expressions defined in this Section shall be held to have the meanings
14 here given to them.

15 * * *

16 (3) "Appropriation" means an authorization by the legislature to a budget
17 unit for a program to expend from public funds a sum of money, for purposes and
18 under the conditions designated, under the procedure prescribed in this Chapter.

19 * * *

1 §36. Contents and format of executive budget; supporting document

2 A. The executive budget shall present a complete and detailed financial and
3 programmatic plan for the ensuing year, and it shall be configured in a format so as
4 to clearly present and highlight the functions and operations of state government and
5 the financial requirements associated with those functions and operations. The
6 executive budget shall be a performance-based budget. It shall include at a minimum
7 the following:

8 * * *

9 B. The budget office shall prepare a document known as the supporting
10 document which shall be in conformity with the executive budget and shall include,
11 at a minimum, the following:

12 * * *

13 (9) All information, data, and documentation that is statutorily required.

14 * * *

15 §51. General Appropriation Bill; other appropriation bills

16 * * *

17 B. The General Appropriation Bill and the bill appropriating funds for
18 ancillary expenses of state government shall include for each program, department,
19 and budget unit, comparative statements of the number of all authorized positions
20 and of the existing operating budget for a date certain to be established by the budget
21 office for the current fiscal year and the appropriations for the ensuing fiscal year.

22 * * *

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)]

Jim Morris

HB No. 266

Abstract: Provides definitions and required documentation for the executive budget and supporting documentation.

Present law defines certain terms for purposes of the state's budget.

Present law defines "appropriation" as an authorization by the legislature to a budget unit for a program to expend from public funds a sum of money for purposes designated. Proposed law retains present law and adds that the expenditure of public funds must not only be for the purposes designated but also under the conditions designated.

Present law defines "budget request" as the document with its accompanying explanations, in which a budget unit states its financial requirements and requests appropriations. Proposed law redefines "budget request" as the document with its accompanying explanations, in which a budget unit states its financial needs and requests appropriations to cover those needs.

Present law defines "money available for appropriation" as the amount of money to be received for a fiscal year by the state general fund and dedicated funds, exclusive of federal funds and those amounts appropriated or allocated by the Constitution of La. Proposed law retains present law and specifies that the amount of money means the total amount of money.

Present law defines "nonrecurring revenue" as revenue received by the state from a source identified by the Revenue Estimating Conference as being of a nonrecurring nature. Proposed law retains present law and specifies that "source" includes any source.

Present law defines, in part, "supporting document" as the document prepared by the budget office and composed of supporting information, data, and documentation used to develop the executive budget. Proposed law retains present law and adds, in addition to supporting information, data, and documentation, that the supporting document must also include information, data, and documentation that is required by statute.

Present law requires the governor to prepare an executive budget which presents a complete financial and programmatic plan for the ensuing fiscal year. Proposed law requires, in addition to complete, that the plan must also be detailed.

Present law requires the division of administration's budget office to prepare supporting documents in conformity with the executive budget and containing certain, specified information. Proposed law adds that the supporting documents must also contain all information, data, and documentation that is required by statute.

Present law requires, in part, that the General Appropriation Bill and the bill appropriating funds for ancillary expenses of state government must include for each program, department, and budget unit, comparative statements of the number of authorized positions. Proposed law specifies that the required information must include the number of all authorized positions.

(Amends R.S. 39:2(3), (6), (26), (27), and (45), 34(A), 36(A)(intro. para.), and 51(B); Adds R.S. 39:36(B)(9))