

2010 -- H 7237

LC00825

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2010

A N A C T

RELATING TO PUBLIC FINANCE - STATE BUDGET

Introduced By: Representatives Gemma, Newberry, and Schadone

Date Introduced: January 27, 2010

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 35-3 of the General Laws entitled "State Budget" is hereby
2 amended by adding thereto the following section:

3 **35-3-28. Annual Consolidated Operating and Capital Improvement State Budget. --**

4 (a) Legislative findings- The general assembly finds and declares that language included
5 in Article 9 section 15 of the Rhode Island Constitution which was proposed in the revised
6 constitution developed by the Constitutional Convention and which was approved by the voters
7 on November 4, 1986 by a margin of one hundred seventy three thousand ten (173,010) votes or
8 sixty four point eight percent (64.8%) to ninety two thousand four hundred thirty five (92,435)
9 votes or thirty five point two percent (35.2%), and which relates to the state budget shall be
10 included in the Rhode Island General Laws as well as the Rhode Island Constitution.

11 (b) Notwithstanding and in addition to the provisions contained in section 35-3-7, the
12 governor shall prepare and present to the general assembly an annual, consolidated operating and
13 capital improvement state budget in accordance with section 35-3-7.

14 SECTION 2. Section 35-3-7 of the General Laws in Chapter 35-3 entitled "State Budget"
15 is hereby amended to read as follows:

16 **35-3-7. Submission of budget to general assembly -- Contents. --** (a) On or before the
17 third Thursday in January in each year of each January session of the general assembly, the
18 governor shall submit to the general assembly ~~a~~ an annual, consolidated operating and capital
19 improvement state budget containing a complete plan of estimated revenues and proposed

1 expenditures, with a personnel supplement detailing the number and titles of positions of each
2 agency and the estimates of personnel costs for the next fiscal year. Provided, however, in those
3 years that a new governor is inaugurated, the new governor shall submit the budget on or before
4 the first Thursday in February. In the budget the governor may set forth in summary and detail:

5 (1) Estimates of the receipts of the state during the ensuing fiscal year under laws
6 existing at the time the budget is transmitted and also under the revenue proposals, if any,
7 contained in the budget, and comparisons with the estimated receipts of the state during the
8 current fiscal year, as well as actual receipts of the state for the last two (2) completed fiscal
9 years.

10 (2) Estimates of the expenditures and appropriations necessary in the governor's
11 judgment for the support of the state government for the ensuing fiscal year, and comparisons
12 with appropriations for expenditures during the current fiscal year, as well as actual expenditures
13 of the state for the last two (2) complete fiscal years.

14 (3) Financial statements of the

15 (i) Condition of the treasury at the end of the last completed fiscal year;

16 (ii) The estimated condition of the treasury at the end of the current fiscal year; and

17 (iii) Estimated condition of the treasury at the end of the ensuing fiscal year if the
18 financial proposals contained in the budget are adopted.

19 (4) All essential facts regarding the bonded and other indebtedness of the state.

20 (5) A report indicating those program revenues and expenditures whose funding source
21 is proposed to be changed from state appropriations to restricted receipts, or from restricted
22 receipts to other funding sources.

23 (6) Such other financial statements and data as in the governor's opinion are necessary or
24 desirable.

25 (b) Any other provision of the general laws to the contrary notwithstanding, the proposed
26 appropriations submitted by the governor to the general assembly for the next ensuing fiscal year
27 should not be more than five and one-half percent (5.5%) in excess of total state appropriations,
28 excluding any estimated supplemental appropriations, enacted by the general assembly for the
29 fiscal year previous to that for which the proposed appropriations are being submitted; provided,
30 that the increased state share provisions required to achieve fifty percent (50%) state financing of
31 local school operations as provided for in P.L. 1985, ch. 182, shall be excluded from the
32 definition of total appropriations.

33 (c) Notwithstanding the provisions of subsection 35-3-7(a), the governor shall submit to
34 the general assembly a budget for the fiscal year ending June 30, 2006 not later than the fourth

1 (4th) Thursday in January 2005.

2 (d) Notwithstanding the provisions of subsection 35-3-7(a), the governor shall submit to
3 the general assembly a supplemental budget for the fiscal year ending June 30, 2006 and/or a
4 budget for the fiscal year ending June 30, 2007 not later than Thursday, January 26, 2006.

5 (e) Notwithstanding the provisions of subsection 35-3-7(a), the governor shall submit to
6 the general assembly a supplemental budget for the fiscal year ending June 30, 2007 and/or a
7 budget for the fiscal year ending June 30, 2008 not later than Wednesday, January 31, 2007.

8 SECTION 3. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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- 1 This act would require the governor to present an annual, consolidated operating and
- 2 capital improvement state budget.
- 3 This act would take effect upon passage.

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