

AN ACT

ENTITLED, An Act to revise certain provisions regarding zero based budgets, budgeting procedures, and the coordination of federally aided programs.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 4-7A-1 be repealed.

Section 2. That § 4-7A-2 be repealed.

Section 3. That § 4-7A-3 be repealed.

Section 4. That § 4-7A-4 be repealed.

Section 5. That § 4-7A-5 be repealed.

Section 6. That § 4-8B-1 be repealed.

Section 7. That § 4-8B-3 be repealed.

Section 8. That § 4-8B-11 be repealed.

Section 9. That § 4-8B-12 be repealed.

Section 10. That § 4-7-1 be amended to read as follows:

4-7-1. Terms used in this chapter, unless the context otherwise requires, mean:

- (1) "Appropriation," an authorization by the Legislature to a budget unit to expend, from public funds, a sum of money not in excess of the sum specified, for the purposes specified in the authorization and under the procedure described in this chapter;
- (2) "Budget," the complete financial plan for the state for the fiscal period as proposed in the budget report and modified and adopted by appropriation and revenue acts;
- (3) "Budget estimate," the statement with accompanying explanations, as provided in this chapter, in which a budget unit sets forth its financial requirements;
- (4) "Budget report," the recommendations of the Governor to the Legislature as to financial plans and appropriations to be requested, with the accompanying statements and

explanations provided for in this chapter;

- (5) "Budget unit," a department, institution, commission, agency, board, examining board, or other unit of government for which separate appropriations, continuing appropriations or other dedications or earmarking of funds are made or which otherwise collects fees or funds of any nature under authority of any statute of this state;
- (6) "Classification of expenditures," one of the several definite kinds of expenditures denoting a class of service or commodities purchased or properties acquired as specified by the commissioner of finance and management for use in expenditure accounting, in the making of budget estimates, and in the budget reports and budgets. Such classification shall be by program, function, activity, organizational unit, character and object;
- (7) "General Appropriations Act," an act of the Legislature which authorizes the expenditure of money from public funds for the ordinary current expenditures of the executive, legislative, and judicial departments of the state, the current expenses of state institutions, interest on the public debt, and for public schools, as further defined by rules and regulations issued by the commissioner of finance and management;
- (8) "Informational budget," the budget of any budget unit not receiving general fund appropriations;
- (9) "Special appropriations act," an act of the Legislature which authorizes the expenditure of money from public funds for any purpose other than those purposes enumerated in the definition of the General Appropriations Act.

Section 11. That § 4-7-1.1 be amended to read as follows:

4-7-1.1. For the purposes of this chapter:

- (1) An "advisory body" is one which serves as an official consultant or advisor to a state agency without making formal policy decisions for the agency or its programs;

- (2) A "legislative body" is one composed primarily of legislators pursuant to chapter 1-26, 1-26B, 2-6, 2-9, 2-11, 2-16, 4-8A, or 4-8B;
- (3) A "management body" is a policymaking body which has additional duties, responsibilities, and authority such that they place additional demands upon the body's members in terms of attending meetings, dealing with state agencies and the public, and being knowledgeable in the body's specific subject area; and
- (4) A "policymaking body" is one which monitors and directs the work of an agency by making official policy either through rule making, licensing, or regulatory authority.

Section 12. That § 4-7-9 be amended to read as follows:

4-7-9. The Governor, through the Bureau of Finance and Management, shall prepare and submit a budget report to the Legislature, and copies thereof shall be transmitted to each member of the Legislature, not later than the first Tuesday after the first Monday of December immediately preceding the session for consideration. The Governor may present such report to the Legislature in person.

Section 13. The Joint Committee on Appropriations may request any department or budget unit to submit a zero based budget scenario pursuant to guidelines and procedures established jointly by the Bureau of Finance and Management and the Legislative Research Council.

An Act to revise certain provisions regarding zero based budgets, budgeting procedures, and the coordination of federally aided programs.

=====

I certify that the attached Act originated in the

HOUSE as Bill No. 1046

Chief Clerk

=====

Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1046
File No. _____
Chapter No. _____

=====

Received at this Executive Office this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

=====

The attached Act is hereby approved this _____ day of _____ , A.D., 20____

Governor

=====

STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State