

2015 Regular Session

HOUSE BILL NO. 617

BY REPRESENTATIVES JIM MORRIS, BERTHELOT, STUART BISHOP, FOIL, GEYMANN, HARRIS, HARRISON, HAVARD, HENSGENS, HUVAL, JAY MORRIS, PEARSON, POPE, RICHARD, SCHEXNAYDER, SCHRODER, AND TALBOT

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

FUNDS/FUNDING: (Constitutional Amendment) Prohibits the transfer or appropriation of money out of a fund except as authorized by the constitutional or statutory provisions for the fund

1 A JOINT RESOLUTION
2 Proposing to add Article VII, Section 10(K) of the Constitution of Louisiana, relative to state
3 funds; to limit the transfer and appropriation of monies out of dedicated funds; to
4 provide for submission of the proposed amendment to the electors; and to provide
5 for related matters.

6 Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members
7 elected to each house concurring, that there shall be submitted to the electors of the state of
8 Louisiana, for their approval or rejection in the manner provided by law, a proposal to add
9 Article VII, Section 10(K) of the Constitution of Louisiana, to read as follows:

10 §10. Expenditure of State Funds

11 Section 10.

12 * * *

13 (K) Dedicated funds. Except as provided by Paragraph (F) of this Section,
14 monies deposited into a dedicated fund shall not be appropriated out of the fund or
15 transferred out of the fund for any purpose not authorized by the constitutional or
16 statutory provision setting forth the purpose and use of the dedicated fund.

1 Section 2. Be it further resolved that this proposed amendment shall be submitted
2 to the electors of the state of Louisiana at the statewide election to be held on October 24,
3 2015.

4 Section 3. Be it further resolved that on the official ballot to be used at the election,
5 there shall be printed a proposition, upon which the electors of the state shall be permitted
6 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as
7 follows:

8 Do you support an amendment that prohibits the appropriation or transfer of
9 money out of a dedicated fund for a purpose inconsistent with the
10 constitutional or statutory provision establishing the purpose and use of the
11 dedicated fund? (Adds Article VII, Section 10(K))

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)]

HB 617 Original

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Jim Morris

Abstract: Prohibits appropriating or transferring money out of a dedicated fund for a purpose inconsistent with the constitutional or statutory provision establishing the purpose and use of the dedicated fund.

Proposed constitutional amendment prohibits appropriating or transferring money out of a dedicated fund for a purpose inconsistent with the constitutional or statutory provision establishing the purpose and use of the dedicated fund. The prohibition does not apply to transfers authorized in present constitution to cure a projected deficit in the current year or next fiscal year.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Oct. 24, 2015.

(Adds Const. Art. VII, §10(K))