

2017 Regular Session

HOUSE BILL NO. 518

BY REPRESENTATIVES EDMONDS, AMEDEE, AND BACALA

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

FUNDS/FUNDING: Provides for a review of special funds and dedications and requires certain recommendations by the Joint Legislative Committee on the Budget

1 AN ACT

2 To amend and reenact R.S. 49:308.5(B)(3) and (4), relative to special funds and dedications;
3 to provide for the review of and recommendations for certain special funds and
4 dedications; to require the submission of a report; to provide for effectiveness; and
5 to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 49:308.5(B)(3) and (4) are hereby amended and reenacted to read as
8 follows:

9 §308.5. Special funds and dedication of money

10 * * *

11 B.

12 * * *

13 (3)(a) Beginning ~~October 1, 2009~~ August 1, 2017, and every ~~two years~~ year
14 thereafter, the ~~division of administration~~ chairman and vice chairman of the Joint
15 Legislative Committee on the Budget shall develop a plan and schedule for the
16 review of the special funds and dedications through July thirty-first of the next year.

17 The plan and schedule shall be submitted to the Joint Legislative Committee on the
18 Budget for its review and approval. The plan may be adjusted annually as needed.

19 (b) Each plan and schedule shall provide for the review of ~~not more than~~
20 ~~twenty-five percent~~ no less than ten of the special funds and dedications at each

1 meeting of the Joint Legislative Committee on the Budget. The plan and schedule
2 shall specify the funds and dedications that are to be reviewed. The chairman and
3 vice chairman shall establish a revolving rotation of the special funds and
4 dedications subject to review to ensure that each special fund and dedication is
5 reviewed at least once prior to the Joint Legislative Committee on the Budget
6 reviewing a special fund and dedication an additional time.

7 (c) The Joint Legislative Committee on the Budget, hereinafter referred to
8 as "the committee", shall conduct a review of the special funds and dedications as
9 specified in each such plan and schedule to determine whether the return on
10 investment of the activities funded by monies deposited in the special funds warrants
11 the continuation of this method of funding.

12 (4)(a) No later than ~~February 15, 2010~~ October 1, 2018, and every ~~two years~~
13 year thereafter, the committee shall ~~report~~ submit a report of the findings and
14 recommendations of each ~~biennial~~ annual review for the plan ending the previous
15 July, to the ~~speaker of the House of Representatives, the president of the Senate~~
16 members of the legislature, the governor, and the commissioner of administration.

17 (b) The report shall contain a recommendation by the committee to either
18 continue or terminate each special fund or dedication that is reviewed. The
19 recommendation to continue or terminate shall require approval of a majority of the
20 members of the committee. If the committee recommends termination of a special
21 fund or dedication, legislation specifically providing for repeal of the statutory
22 authority for the special fund or dedication may be introduced in the regular session
23 immediately following submission of the report.

24 * * *

25 Section 2. This Act shall become effective upon signature by the governor or, if not
26 signed by the governor, upon expiration of the time for bills to become law without signature
27 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
28 vetoed by the governor and subsequently approved by the legislature, this Act shall become
29 effective on the day following such approval.

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 518 Engrossed

2017 Regular Session

Edmonds

Abstract: Provides relative to the review of certain special funds and statutory dedications by the Joint Legislative Committee on the Budget and requires recommendations with respect to continuing or terminating the funds and dedications reviewed.

Present law requires every two years, by Oct. 1, that the division of administration (DOA) develop a plan for the review of no more than 25% of the state's special funds and dedications and submit the plan to the Joint Legislative Committee on the Budget (JLCB).

Proposed law changes present law so that the plan for review of funds and dedications is developed by the chairman and vice chairman of the JLCB and submitted annually to the committee, by Aug. 1. Further changes the requirement of the number of funds to be included in the plans from not more than 25% of the funds to no less than 10 funds at each meeting of the JLCB.

Present law requires the committee to conduct a review of the funds and dedications in the plan and to report its findings every two years, by February 15, to the speaker of the House of Representatives, the president of the Senate, the governor, and the commissioner of administration.

Proposed law changes present law to require the JLCB report annually, by Oct. 1, to all members of the legislature, the governor, and commissioner of administration.

Proposed law requires the JLCB to include in its report a recommendation that the reviewed funds and dedications either be continued or terminated and requires the recommendation to be approved by a majority of the members of the committee.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 49:308.5(B)(3) and (4))