

2018 Regular Session

SENATE BILL NO. 400

BY SENATOR HEWITT AND REPRESENTATIVE EDMONDS

FUNDS/FUNDING. Provides for certain funds in the state treasury and the powers, duties, functions, and responsibilities of the Dedicated Fund Review Subcommittee of the Joint Legislative Committee on the Budget. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 24:653(N)(3) and R.S. 49:308.5(B)(3) and (4), relative to certain
3 funds in the state treasury; to provide for meeting dates of the Dedicated Fund
4 Review Subcommittee of the Joint Legislative Committee on the Budget; to provide
5 for the review of certain funds in the state treasury by the subcommittee; to provide
6 for the powers, duties, functions, and responsibilities of the subcommittee, including
7 the recommendation for the reclassification, elimination, and expenditure of certain
8 funds in the treasury; to provide for the reclassification of funds in the treasury; to
9 provide for an effective date; and to provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 24:653(N)(3) is hereby amended and reenacted to read as follows:

12 §653. Duties and functions

13 * * *

14 N.

15 * * *

16 (3) No later than September 1, 2017, and every ~~two years~~ year thereafter, the
17 committee shall provide for the dedicated fund review subcommittee.

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Section 2. R.S. 49:308.5(B)(3) and (4) are hereby amended and reenacted to read as follows:

§308.5. Legislative review and recommendation on special funds and dedication of money

* * *

B.

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(3)(a) No later than October 1, 2017, and every ~~two years~~ year thereafter, the division of administration shall submit a plan of special funds and dedications to the Joint Legislative Committee on the Budget that specifies at least fifty percent of the special dedicated funds in law as of the date of the submission of the plan. The Joint Legislative Committee on the Budget shall review the plan and may add special funds to the plan submitted by the division of administration prior to approval by the committee.

(b) The Joint Legislative Committee on the Budget shall ensure that after two consecutive plans have been approved, all special funds established by law on the date of the submission of the second consecutive plan will have been approved in a plan at least once in the previous ~~four~~ two years.

(4) Once the plan for review of special funds is approved by the Joint Legislative Committee on the Budget, the Dedicated Fund Review Subcommittee of the Joint Legislative Committee on the Budget, hereinafter referred to as "the subcommittee", shall conduct a review of the special funds and dedications specified in each such plan, resulting in a recommendation for each specified fund in the plan. ~~The subcommittee shall meet only on a day in which the Joint Legislative Committee on the Budget is scheduled to convene.~~

* * *

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature

1 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 2 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 3 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Martha S. Hess.

DIGEST

SB 400 Original

2018 Regular Session

Hewitt

Present law provides for the creation of the Dedicated Fund Review Subcommittee of the Joint Legislative Committee on the Budget (JLCB) to review special funds and dedications in the state treasury. Present law provides that no later than September 1, 2017, and every two years thereafter the committee shall provide for the dedicated fund review subcommittee.

Proposed law retains present law except that proposed law changes the requirement that the subcommittee meets from every two years to every year.

Present law provides that the division of administration shall establish a procedure to assure that the activities supported by a special fund are subject to the same level of transparency and accountability as activities supported by the state general fund.

Present law provides that no later than October 1, 2017, and every two years thereafter, the division of administration shall submit a plan of special funds and dedications to the JLCB that specifies at least 50% of the special dedicated funds in law as of the date of the submission of the plan. The JLCB shall ensure that after two consecutive plans have been approved, all special funds established by law on the date of the submission of the second consecutive plan will have been approved in a plan at least once in the previous four years.

Proposed law retains present law except proposed law changes the time period that all special funds will have been approved in a plan from at least once in the previous four years to once in the previous two years.

Present law provides that the subcommittee shall meet only on a day in which the Joint Legislative Committee on the Budget is scheduled to convene. Proposed law removes this provision of present law.

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

(Amends R.S. 24:653(N)(3) and R.S. 49:308.5(B)(3) and (4))