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AN ACT

SENATE BILL NO. 746

BY SENATOR JACKSON

2	To amend and reenact R.S. 17:3129(C) and (E), and 3130(B)(1), and R.S. 39:28(C) and
3	32.1, and to enact R.S. 17:3129(F), relative to postsecondary education; to provide
4	relative to funding institutions of postsecondary education; to provide for the powers
5	of the Board of Regents; to provide relative to budget request forms; to require that
6	the formula adopted by the Board of Regents be reported to certain legislative
7	committees; and to provide for related matters.
8	Be it enacted by the Legislature of Louisiana:
9	Section 1. R.S. 17:3129(C) and (E), and 3130(B)(1) are hereby amended and
10	reenacted and R.S. 17:3129(F) is hereby enacted to read as follows:
11	§3129. Power to recommend budget
12	* * *
13	C. The legislature shall appropriate funds for the operating and administrative
14	expenses of the state boards created by or pursuant to Article VIII of the Constitution
15	of Louisiana. Appropriations for the institutions of higher postsecondary education
16	shall be made to their managing boards. The funds appropriated shall be
17	administered by the managing boards and used solely as provided by law.
18	* * *
19	E. The Board of Regents shall formulate and adopt a formula for distribution
20	of funds appropriated by the legislature for deferred maintenance. This formula shall
21	be effective for all institutions of higher postsecondary education and shall give
22	priority to those institutions with preventive maintenance programs.
23	F. Any formula formulated and adopted by the Board of Regents for
24	funding institutions of postsecondary education in the ensuing year as provided
25	in this Section shall be annually reported to the Senate Committee on

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1	Education, the Senate Committee on Finance, the House Committee on
2	Education, and the House Committee on Appropriations, not later than March
3	fifteenth of each year.
4	* * *
5	§3130. Other powers
6	* * *
7	B.(1)(a) All constitutional responsibilities of the Board of Regents, including
8	the development of a formula for equitable distribution of funds, shall apply to all
9	public postsecondary <u>education</u> institutions, including vocational-technical schools.
10	(b) Not later than the convening of the 1999 Regular Session, the Board of
11	Regents shall submit to the legislature a proposal for full funding of the funding
12	formula for higher and postsecondary education to be completed over a five-year
13	period beginning not later than the fall of 1999, including provisions for equitable
14	distribution of funds included in the formula.
15	(b) Beginning with Fiscal Year 2011-2012, such formula for the ensuing
16	year shall be annually reported to the Senate Committee on Education, the
17	Senate Committee on Finance, the House Committee on Education, and the
18	House Committee on Appropriations, not later than March fifteenth of each
19	<u>year.</u>
20	* * *
21	Section 2. R.S. 39:28(C) and 32.1 are hereby amended and reenacted to read as
22	follows:
23	§28. Forms for the budget request
24	* * *

C. Notwithstanding the provisions of Subsections A and B of this Section, for each higher postsecondary education system, institution, or budget unit which is funded or which is proposed by the Board of Regents to be funded through the higher education funding formula for the ensuing fiscal year, the forms to be used for budget requests shall be as provided in R.S. 39:32.1.

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§32.1.	Budget re	equest	forms,	content,	and	submission;	higher	postsecondary
	educ	cation	formul	a funded	agen	cies		

A. The provisions of this Section shall apply to each higher **postsecondary** education agency, which may include systems, institutions, or budget units, which is funded or proposed by the Board of Regents to be funded through the higher education funding formula in the ensuing fiscal year.

B. The format and content of the annual operating budget, the operational plan, and the budget request to be used by higher postsecondary education agencies shall be prescribed by the Board of Regents, subject to the provisions of this Section and the approval of the division of administration, and shall be developed in consultation with the chairmen of and the House Committee on Appropriations and Senate Committee on Finance. The Board of Regents shall transmit to each such agency a complete set of forms to be used and provide instructions and consultation on the proper method of completing the forms.

C. Each higher postsecondary education agency shall prepare an annual operating budget, which shall be subject to approval by both the appropriate management board and the Board of Regents. The operating budget shall contain, at a minimum, budgetary information on prior year actual revenues and expenditures and current year budgeted revenues and expenditures, and the budgetary information as provided in R.S. 39:32(C) through (H) for the prior and current fiscal years.

D. Each higher postsecondary education agency shall prepare an annual operational plan for the purposes of the budget request. The operational plan for any such agency, to the maximum extent practicable, shall be consistent with the agency's strategic plan required by R.S. 39:31 and the master plan for higher postsecondary education required by Article VIII, Section 5(D)(4) of the Constitution of Louisiana. The plan shall include information relative to the specific performance evaluation and functional accountability provisions of the funding formula. The plan shall include a current statement of the agency's mission and its goals, objectives, performance indicators, and activities, as well as a detailed plan of its operations. The plan shall be used by the division of administration in the

1 development of the executive budget and supporting document in order to ensure that 2 performance standards are consistent with the financial plan for the fiscal year. 3 E. The Board of Regents shall submit to the governor the budget request for 4 each higher postsecondary education agency which is proposed to be funded 5 through the higher education funding formula for the ensuing year. F. The budget request submitted by the Board of Regents shall consist of the 6 7 current approved annual operating budget and the operational plan for each higher postsecondary education agency, and a funding request for the agency under the 8 9 higher education funding formula most recently adopted by the Board of Regents 10 and reported to the legislature. PRESIDENT OF THE SENATE SPEAKER OF THE HOUSE OF REPRESENTATIVES GOVERNOR OF THE STATE OF LOUISIANA

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APPROVED: _____