

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 29** SLS 13RS 291

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 24, 2013 6:43 AM	Author: NEVERS
Dept./Agy.: Local Government	Analyst: Mary Kathryn Drago
Subject: Unfunded mandtaes	

LOCAL FINANCE

OR SEE FISC NOTE GF EX

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Constitutional Amendment to prohibit unfunded mandates on political subdivisions or public school systems, with limited exceptions. (2/3 - CA13s1(A))

Current constitution provides that no law or state executive order, rule, or regulation may become effective if it is an unfunded mandate, unless the legislature appropriates funds to the affected political subdivision or until a law provides for a local source of revenue for the purpose. There is a list of exceptions to this mandate. The proposed constitutional amendment deletes the following exceptions: 1) it was requested by the political subdivision, 2) law defining a new crime, 3) was intended to comply with a federal mandate, 4) any instrument adopted by 2/3 of the legislature, and 5) a law having insignificant fiscal impact on the affected political subdivision. Current constitution mandates that no law requiring increased expenditures by school systems is allowed unless funds are appropriated for such purpose. There is a list of exceptions to this mandate. The proposed constitutional amendment deletes the following exceptions: 1) law requested by school system, 2) law defining new crime, 3) intended to comply with federal mandate, 4) was an instrument adopted by 2/3 of the legislature, 5) has insignificant fiscal impact on school system, 5) the MFP, or 6) any law relative to accountability system.

EXPENDITURES	2013-14	2014-15	2015-16	2016-17	2017-18	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	SEE BELOW	SEE BELOW	SEE BELOW	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0				\$0

REVENUES	2013-14	2014-15	2015-16	2016-17	2017-18	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

The proposed constitutional amendment would further restrict the state from passing unfunded mandates along to political subdivisions and city, parish, or local school systems. Any future law or state executive order, rule, or regulation considered that has a significant fiscal impact and does not meet the exceptions left in the constitution, may require the state to find the resources to implement or may not be enacted.

The proposed constitutional amendment will be placed on the ballot at the statewide election to be held on 11/4/14. There should be no fiscal impact related to elections as the Secretary of State currently budgets for up to 10 constitutional amendments for the fall statewide elections.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

<u>Senate</u>	<u>Dual Referral Rules</u>	<u>House</u>
<input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}		<input type="checkbox"/> 6.8(F) >= \$500,000 Annual Fiscal Cost {S}
<input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}		<input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux

Evan Brasseaux
Staff Director