

2017 Regular Session

SENATE BILL NO. 100

BY SENATOR DONAHUE

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

FISCAL CONTROLS. Provides for the requirement of the division of administration to produce a standstill budget. (7/1/17)

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AN ACT

To amend and reenact R.S. 39:29(A), 32(E)(3) and (7), and 36(B)(1)(c), (6), and (8) and to enact R.S. 39:2(40.1), relative to budgets; to provide for the budget office under the direction of the division of administration to produce a standstill budget; to define and describe the elements of the standstill budget; to provide for the utilization of the standstill budget in the executive budget contents; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 39:29(A), 32(E)(3) and (7), and 36(B)(1)(c), (6), and (8) are hereby amended and reenacted and R.S. 39:2(40.1) is hereby enacted to read as follows:

§2. Definitions

As used in this Chapter, except where the context clearly requires otherwise, the words and expressions defined in this Section shall be held to have the meanings here given to them.

\* \* \*

**(40.1) "Standstill budget" means the existing operating budget for the current fiscal year. The standstill budget shall include a section describing, by**

1 agency, the differences between the enacted budget for the current fiscal year  
 2 and all budget adjustments through December first of each fiscal year. The  
 3 standstill budget shall also include a section describing, by agency, the  
 4 differences between the continuation budget for the ensuing fiscal year and the  
 5 standstill budget for the ensuing fiscal year. The description shall designate each  
 6 difference as either a discretionary or non-discretionary funding requirement  
 7 in accordance with R.S. 39:36A(3)(b). The standstill budget shall be presented  
 8 at the same meeting of the Joint Legislative Committee on the Budget as the  
 9 continuation budget in accordance with R.S. 39:29(A)(2).

10 \* \* \*

11 §29. Budget guidelines

12 A.(1) On or before the twentieth day of September of each year, the budget  
 13 office shall furnish to each budget unit a set of specific guidelines under which the  
 14 budget unit shall provide information to allow the budget office to ~~establish~~ **prepare**  
 15 **a standstill budget and** a continuation budget.

16 (2) The **standstill budget and the** continuation budget shall **each** be  
 17 prepared by the budget office and submitted to the Joint Legislative Committee on  
 18 the Budget at the first meeting of the Joint Legislative Committee on the Budget  
 19 after January first of each year.

20 \* \* \*

21 §32. Budget request contents

22 \* \* \*

23 E. A personnel table as defined by this Subsection shall be included with the  
 24 budget request. The table shall contain information and be in a form as required by  
 25 the budget office and shall include authorized, estimated, and requested positions  
 26 organized according to programs or subprograms as follows:

27 \* \* \*

28 (3) The number of positions estimated for the **standstill budget and the**  
 29 continuation budget for the next fiscal year and the number classified and

1 unclassified.

2 \* \* \*

3 (7) The estimated amount for salaries continuing for the positions estimated  
4 for the **standstill budget and the** continuation budget for the next fiscal year.

5 \* \* \*

6 §36. Contents and format of executive budget; supporting document

7 \* \* \*

8 B. The budget office shall prepare a document known as the supporting  
9 document which shall be in conformity with the executive budget and shall include,  
10 at a minimum, the following:

11 (1) For each program, budget unit, and department, itemized by source of  
12 funds, expenditure category, and activity, detailed comparative statements of:

13 \* \* \*

14 (c) The **standstill budget and the** continuation budget, and recommended  
15 expenditures for the ensuing fiscal year.

16 \* \* \*

17 (6) For each agency's programmatic structure, the performance indicators  
18 that are intended to accomplish each objective of a program for the initial operating  
19 budget, existing operating budget, the **standstill budget, the** continuation budget,  
20 and recommended expenditures for the ensuing fiscal year and the performance  
21 standard associated with each. Such performance indicators, objectives, and  
22 standards shall be as the commissioner of administration may deem appropriate.

23 \* \* \*

24 (8) For each program, a listing of expenditures for the last fiscal year  
25 concluded, the initial operating budget, existing operating budget, the **standstill**  
26 **budget, the** continuation budget, and recommended expenditures for the ensuing  
27 fiscal year out of each statutorily dedicated fund.

28 \* \* \*

29 Section 2. This Act shall become effective on July 1, 2017; if vetoed by the governor

1 and subsequently approved by the legislature, this Act shall become effective on July 1,  
2 2017, or on the day following such approval by the legislature, whichever is later.

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Ben Huxen.

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## DIGEST

SB 100 Original

2017 Regular Session

Donahue

Present law provides that the budget office under the direction of the division of administration shall furnish each budget unit a set of guidelines to allow the office to establish a continuation budget. The continuation budget is defined as that funding level for each budget unit which reflects the financial resources necessary to carry on all existing programs and functions of the budget unit at their current level of service in the ensuing fiscal year.

Proposed law retains present law and requires the budget office to also prepare a standstill budget as well as a continuation budget. Additionally, both budgets shall be submitted to the Joint Legislative Committee on the Budget at the first meeting in January of each year.

Proposed law defines "standstill budget" as the existing operating budget for the current fiscal year. Further requires that the standstill budget include the following:

- (1) A section describing, by agency, the differences between the enacted budget for the current fiscal year and all budget adjustments through December first of each fiscal year; and
- (2) A section describing, by agency, the differences between the continuation budget for the ensuing fiscal year and the standstill budget for the ensuing fiscal year. The description shall designate each difference as either a discretionary or non-discretionary funding requirement.

Proposed law further requires that the standstill budget shall be presented at the same meeting of the Joint Legislative Committee on the Budget as the continuation budget.

Proposed law also provides for implementation of the standstill budget in the executive budget contents and format of the executive budget.

Effective July 1, 2017.

(Amends R.S. 39:29(A), 32(E)(3) and (7), and 36(B)(1)(c), (6), and (8); adds R.S. 39:2(40.1))