

2017 Regular Session

HOUSE BILL NO. 132

BY REPRESENTATIVE EDMONDS

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

BUDGETARY CONTROLS: Provides relative to the allocation of expenditures of the state operating budget

1 AN ACT

2 To amend and reenact R.S. 39:57.1(B) and to enact R.S. 39:57.1(C) and 73(C)(5), relative  
3 to state expenditures; to provide for initial expenditure allocations of the operating  
4 budget; to provide for approval of changes to initial expenditure allocations; to  
5 provide for the reporting of certain transfers of funds; to require electronic posting  
6 of certain information; to provide for an effective date; and to provide for related  
7 matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 39:57.1(B) is hereby amended and reenacted and R.S. 39:57.1(C) and  
10 73(C)(5) are hereby enacted to read as follows:

11 §57.1. Allocation of expenditures; notice and approval of changes

12 \* \* \*

13 B. Additionally, the commissioner ~~may~~ shall review and approve the initial  
14 allocation of expenditures by category for each appropriation for a fiscal year.

15 C.(1) The Joint Legislative Committee on the Budget shall be provided  
16 written notification, including detailed justification, of any planned changes or  
17 transfer of funds from one category of expenditure to another category.

18 (2) Any change in expenditures or any transfer of expenditures between  
19 categories of twenty thousand dollars or more shall require prior approval of the  
20 Joint Legislative Committee on the Budget.

1           (3) If any agency has made changes in expenditures or transfers of  
2           expenditures between categories that cumulatively total one hundred thousand  
3           dollars or more for the fiscal year, all subsequent changes in expenditures or  
4           transfers of expenditures between categories shall require prior approval of the Joint  
5           Legislative Committee on the Budget.

6           (4) The commissioner of administration shall post the initial allocation of  
7           expenditures and any changes to the allocations of expenditures on the website  
8           maintained by the commissioner under R.S. 39:6(C).

9                                   \*       \*       \*

10       §73. Allotments to govern expenditures; transfers of allotments

11                                   \*       \*       \*

12           C.(1)

13                                   \*       \*       \*

14           (5) For all approved transfers of funds as authorized in this Subsection, the  
15           commissioner of administration shall:

16           (a) Submit all approved transfers to the Joint Legislative Committee on the  
17           Budget.

18           (b) Post all approved transfers on the website maintained by the  
19           commissioner of administration under R.S. 39:6(C).

20           (c) Submit a monthly report to the Joint Legislative Committee on the Budget  
21           on all approved transfers approved in the prior month and all approved transfers for  
22           the current fiscal year. The report shall include the transfers approved jointly with  
23           the Joint Legislative Committee on the Budget and those that do not require approval  
24           by the Joint Legislative Committee on the Budget. The commissioner of  
25           administration shall also post the monthly report on the website maintained under  
26           R.S. 39:6(C).

27       Section 2. This Act shall become effective on July 1, 2017; if vetoed by the governor  
28       and subsequently approved by the legislature, this Act shall become effective on July 1,  
29       2017, or on the day following such approval by the legislature, whichever is later.

---

**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 132 Engrossed

2017 Regular Session

Edmonds

**Abstract:** Requires the initial allocation of the state operating budget to be reported by expenditure category and requires approval of the Joint Legislative Committee on the Budget prior to changes of certain amounts to the initial allocation. Requires reporting of certain budget transfers approved by the commissioner of administration.

Present law requires the commissioner of administration to notify each budget unit of the amount of appropriations contained in the General Appropriation Act and permits the commissioner to review and approve the initial allocation of expenditures for a fiscal year.

Proposed law changes the review and approval of the commissioner of administration of the initial allocation of expenditures from a permissive review and approval to a mandatory review and approval. Further specifies that the initial allocation shall be by category of expenditures.

Proposed law requires prior approval of the Joint Legislative Committee on the Budget on changes to the initial allocation of expenditures or transfers of funds between categories of \$20,000 or more. Further requires that if any agency has made changes in expenditures or transfers of expenditures between categories that cumulatively total \$100,000 or more for the fiscal year, all subsequent changes in expenditures or transfers of expenditures between categories require prior approval of the Joint Legislative Committee on the Budget.

Proposed law requires the commissioner of administration to post the initial allocation of expenditures and any changes to the allocations of expenditures on the website maintained by the commissioner.

Present law authorizes the commissioner of administration to approve the transfer of funds between programs in a budget unit, not to exceed 1% of the total appropriation of the budget unit. Further authorizes the commissioner of administration to approve, with approval of the Joint Legislative Committee on the Budget, the transfer of funds between programs in a budget unit, not to exceed 25% of the total appropriation of the budget unit.

Proposed law requires the following of the commissioner of administration for all approved transfers authorized in present law:

- (1) Submit all approved transfers to the Joint Legislative Committee on the Budget.
- (2) Post all approved transfers on the website maintained by the commissioner of administration.
- (3) Submit a monthly report to the Joint Legislative Committee on the Budget on all approved transfers approved in the prior month and all approved transfers for the current fiscal year and to post the monthly report on the website.

Effective July 1, 2017.

(Amends R.S. 39:57.1(B); Adds R.S. 39:57.1(C) and 73(C)(5))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Appropriations to the original bill:

1. Change the requirement of the prior approval of the Joint Legislative Committee on the Budget on changes to the initial allocation of expenditures or transfer funds between categories from all changes to the initial allocation to changes of \$20,000 or more.
2. Require that if any agency has made changes in expenditures or transfers of expenditures between categories that cumulatively total \$100,000 or more for the fiscal year, all subsequent changes in expenditures or transfers of expenditures between categories require prior approval of the Joint Legislative Committee on the Budget.
3. Require the commissioner of administration to post the initial allocation of expenditures and any changes to the allocations of expenditures on the website maintained by the commissioner.
4. Require certain reporting requirements of the commissioner of administration on all approved transfers of funds between programs in a budget unit authorized in present law.