

2018 Second Extraordinary Session

SENATE BILL NO. 1

BY SENATOR ALLAIN

FUNDS/FUNDING. Provides for the transfer, deposit, and use of monies among state funds.(7/1/18)

1 AN ACT  
2 To provide for the transfer of certain monies from funds established by law or the  
3 Constitution of Louisiana to the state general fund in accordance with the provisions  
4 of Article VII, Section 10(F)(2)(b) of the Constitution of Louisiana; to provide for  
5 an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. In accordance with Article VII, Section 10(F)(2)(b) of the Constitution  
8 of Louisiana, for the purpose of enactment of the state budget for the next fiscal year, when  
9 the official forecast of recurring revenues for the next fiscal year is at least one percent less  
10 than the official forecast for the current fiscal year, an amount not to exceed five percent of  
11 the total appropriations or allocations for the current fiscal year from any fund established  
12 by law or the Constitution of Louisiana shall be available for expenditure in the next fiscal  
13 year for a purpose other than as specifically provided by law or the Constitution of  
14 Louisiana. The official forecast of recurring revenues in the state general fund for Fiscal  
15 Year 2018-2019 is at least one percent less than the official forecast for Fiscal Year  
16 2017-2018, and the provisions of Article VII, Section 10(F)(2)(b) of the Constitution of  
17 Louisiana have been met and thus amounts not to exceed five percent of the total

1 appropriations or allocations for the current fiscal year from any fund established by law or  
 2 the Constitution of Louisiana are available for transfer to the state general fund and  
 3 expenditure in Fiscal Year 2018-2019 for a purpose other than as specifically provided by  
 4 law or the Constitution of Louisiana.

5 Section 2. As authorized in Section 1 of this Act, monies made available for  
 6 expenditure in Fiscal Year 2018-2019 from a fund and for a purpose other than as  
 7 specifically provided by law or the Constitution of Louisiana, shall be transferred from the  
 8 fund and deposited in the state general fund.

9 Section 3. This Act shall become effective on July 1, 2018; if vetoed by the governor  
 10 and subsequently approved by the legislature, this Act shall become effective on July 1,  
 11 2018, 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 Martha S. Hess.

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#### DIGEST

SB 1 Engrossed

2018 Second Extraordinary Session

Allain

Present law provides in Article VII, Section 10(F)(2)(b) of the Constitution of Louisiana, for the purposes of enactment of the state budget for the next fiscal year, when the official forecast of recurring revenues for the next fiscal year is at least one percent less than the official forecast for the current fiscal year, an amount not to exceed five percent of the total appropriations or allocations for the current fiscal year from any fund established by law or the Constitution of Louisiana shall be available for expenditure in the next fiscal year for a purpose other than as specifically provided by law or the Constitution of Louisiana.

Proposed law states that the official forecast of recurring revenues in the state general fund for FY 2018-2019 is at least one percent less than the official forecast for FY 2017-2018, thus meeting the requirements of Article VII, Section 10(F)(2)(b) of the Constitution of Louisiana and allowing for amounts not to exceed five percent of the total appropriations or allocations for the FY 2017-2018 from any fund established by law or the Constitution of Louisiana are available for transfer to the state general fund for expenditure in FY 2018-2019 for a purpose other than as specifically provided by law or the Constitution of Louisiana.

Proposed law further provides that any monies available for expenditure in FY 2018-2019 for a purpose other than as specifically provided by law or the Constitution of Louisiana, shall be transferred from the fund and deposited in the state general fund.

Effective July 1, 2018.