
DIGEST

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HB 244 Original

2023 Regular Session

Bishop

Abstract: Provides for uses of the Revenue Stabilization Trust Fund.

Present constitution establishes the Revenue Stabilization Trust Fund and provides for deposits and uses of monies in the fund.

Present constitution authorizes use of monies in the fund if the balance of the fund at the beginning of the year is in excess of \$5 billion. Proposed constitutional amendment retains present constitution.

Present constitution further restricts appropriations from the fund in such circumstances to a maximum of 10% of the fund balance. Proposed constitutional amendment restricts appropriations from the fund in such circumstances to a maximum aggregate of 10% of the fund balance. Present constitution authorizes use of monies in the fund in such circumstances for capital outlay projects and transportation infrastructure. Proposed constitutional amendment authorizes use of monies in the fund for capital outlay projects, transportation infrastructure, or both.

Present constitution authorizes the legislature to appropriate from the fund in case of emergency regardless of the fund balance and without a maximum cap on withdrawals. Proposed constitutional amendment removes the ability of the legislature to spend in an emergency without a maximum cap on withdrawals. Further restricts use of fund monies regardless of the fund balance to offset a deficit in the current or next fiscal year if sufficient revenue to solve the deficit cannot be withdrawn from the Budget Stabilization Fund established in present constitution. Additionally, requires the consent of 2/3 of the legislature for such appropriation and institutes a maximum withdrawal of \$250 million for each such deficit.

Present constitution authorizes the legislature to alter the minimum fund balance or maximum withdrawal percentage by law with a 2/3 vote. Proposed constitutional amendment authorizes the legislature to alter the minimum fund balance, the maximum withdrawal percentage, or both by law with a 2/3 vote. Additionally, authorizes the legislature to alter the maximum amount that may be withdrawn in the event of a deficit by law with a 2/3 vote.

Provides for submission of the proposed amendment to the voters at the statewide election to be held October 14, 2023.

(Amends Art. VII, §10.15(E)(1) and (F); Adds Art. VII, §10.15(G))