

2016 Regular Session

SENATE BILL NO. 49

BY SENATOR LONG

PUBLIC EMPLOYEES. Requires approval of the Joint Legislative Committee on the Budget before certain salary increases in the executive branch are effective in the last ninety days of an administration. (7/1/16)

1 AN ACT

2 To amend and reenact R.S. 39:84(D) and to enact R.S. 39:84(H), relative to budget controls  
3 on personnel; to require the approval of the Joint Legislative Committee on the  
4 Budget before certain performance adjustments or other salary increases are effective  
5 in the executive branch of state government in the last ninety days of the last year of  
6 the term of office of a governor; to provide for an effective date; and to provide for  
7 related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 39:84(D) is hereby amended and reenacted and R.S. 39:84(H) is  
10 hereby enacted to read as follows:

11 §84. Budget controls on personnel

12 \* \* \*

13 D. Nothing in this Section shall be construed to limit the authority of the  
14 governor, the state civil service commission, the ~~commission~~ commissioner of  
15 administration, the Joint Legislative Committee on the Budget, or of any other  
16 official or entity, as provided by law or executive order, to regulate, control, or  
17 prohibit any personnel transaction.

\* \* \*

**H. In the last ninety days of the last year of the term of the office of a governor, no cost-of-living increases, performance adjustments, or other general salary increases for employees, classified or unclassified, in any budget unit, agency, or department of the executive branch of state government shall become effective unless first approved by the Joint Legislative Committee on the Budget. Additionally, other relevant provisions of this Section shall be satisfied before such an increase shall take effect.**

Section 2. This Act shall become effective on July 1, 2016; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2016, 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 Jay R. Lueckel.

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DIGEST

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Present law provides for budget controls on personnel, including establishing the number of authorized positions for each budget unit, program, and subprogram; tracking personnel transactions against authorized positions; procedures for requesting personnel transactions; approvals required by the director of state civil service; other procedures to be approved by the Department of State Civil Service; and the authority of the governor, the civil service commission, the commissioner of administration, as provided by law to regulate, control, or prohibit personnel transactions.

Proposed law retains present law and also authorizes the Joint Legislative Committee on the Budget to regulate, control, or prohibit any personnel transactions as provided by law.

Proposed law also provides that in the last ninety (90) days of the last year of a gubernatorial term, no cost-of-living increases, performance adjustments, or other general salary increases for classified or unclassified employees in any budget unit, agency, or department of the executive branch shall become effective unless first approved by the Joint Legislative Committee on the Budget.

Proposed law further provides that other relevant provisions of present law shall be satisfied before such an increase shall take effect.

Effective July 1, 2016.

(Amends R.S. 39:84(D) and adds R.S. 39:84(H))