

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **SB 49** SLS 16RS 129  
 Bill Text Version: **ORIGINAL**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

<b>Date:</b> March 24, 2016 1:06 PM	<b>Author:</b> LONG
<b>Dept./Agy.:</b> Statewide and State Civil Service	
<b>Subject:</b> Requires JLCB approval before certain salary increases	<b>Analyst:</b> Alan M. Boxberger

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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)

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 civil service; other procedures to be approved by the Department of Civil Service; and the authority of the governor, the civil service commission, the commissioner of administration, as provided by law to regulate, control and prohibit personnel transactions. Proposed law authorizes the Joint Legislative Committee on the Budget (JLCB) to regulate, control or prohibit any personnel transactions as provided by law; provides that in the last 90 days 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 JLCB and further provides that other relevant provisions of present law shall be satisfied before such an increase shall take effect. Effective July 1, 2016.

<b>EXPENDITURES</b>	<b>2016-17</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						

<b>REVENUES</b>	<b>2016-17</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

There is no anticipated direct material effect on governmental expenditures as a result of this measure. Proposed law inserts authority for the Joint Legislative Committee on the Budget (JLCB) to regulate, control or prohibit personnel transactions with regard to budgetary controls on personnel. Proposed law additionally provides that during the last 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 shall be given unless first approved by the JLCB. The application of proposed law would be contingent upon available funding and whether any such salary increases were granted in the last year of a gubernatorial term. Proposed law could restrict salary increases for unclassified employees if proposed, but classified employees fall under civil service rule and the purview of the State Civil Service Commission. In general terms, withholding of an annual merit increase under existing civil service rule requires the filing and authentication of a layoff avoidance plan by a state agency to State Civil Service. Similarly, existing civil service rules govern the regulation, control or prohibition of personnel transactions.

NOTE: Article X. Section 10.(A)(1)(a) of the Louisiana State Constitution empowers the State Civil Service Commission in part with "broad and general rulemaking and subpoena powers for the administration and regulation of the classified service, including the power to adopt rules for regulating employment, promotion, demotion, suspension, reduction in pay, removal, certification, qualifications, political activities, employment conditions, compensation and disbursements to employees, and other personnel matters and transactions..."

**REVENUE EXPLANATION**

There is no anticipated direct material effect on governmental revenues as a result of this measure.

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| <p><u>Senate</u>      <u>Dual Referral Rules</u>      <u>House</u></p> <p><input type="checkbox"/> 13.5.1 &gt;= \$100,000 Annual Fiscal Cost {S&amp;H}</p> <p><input type="checkbox"/> 13.5.2 &gt;= \$500,000 Annual Tax or Fee Change {S&amp;H}</p> | <p><input type="checkbox"/> 6.8(F)(1) &gt;= \$100,000 SGF Fiscal Cost {H &amp; S}</p> <p><input type="checkbox"/> 6.8(G) &gt;= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}</p> |
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