



Rep. Jay C. Hoffman

**Filed: 5/4/2004**

09300SB2215ham002

LRB093 15842 MKM 50456 a

1 AMENDMENT TO SENATE BILL 2215

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2215 by replacing  
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the  
5 Balanced Budget Act.

6 Section 5. Definitions.

7 "Spending Increase Proposal" means any legislation that  
8 (i) is introduced or amended (including any changes to  
9 legislation by means of a conference committee report) during a  
10 regular or special session of the General Assembly and (ii)  
11 proposes or results in (as introduced or amended, as the case  
12 may be) an increase in any item of appropriation or a creation  
13 or expansion of any program or initiative so that an  
14 expenditure of State general funds greater than the  
15 expenditures set forth in the State budget prepared and  
16 submitted by the Governor to the General Assembly for the State  
17 fiscal year is authorized or necessary.

18 "Revenue Decrease Proposal" means any legislation that (i)  
19 is introduced or amended (including any changes to legislation  
20 by means of a conference committee report) during a regular or  
21 special session of the General Assembly and (ii) proposes or  
22 results in (as introduced or amended, as the case may be) a  
23 reduction or elimination of any source of State general funds  
24 revenues so that State general funds revenues are less than the

1 revenues set forth in the State budget prepared and submitted  
2 by the Governor to the General Assembly for the State fiscal  
3 year.

4 "Contributes to the deficit" means any Spending Increase  
5 Proposal or Revenue Decrease Proposal that does not include or  
6 identify corresponding legislation to (i) reduce one or more  
7 items of other State general funds appropriations, (ii) modify  
8 substantive legislation to reduce the costs to State general  
9 funds for one or more programs or initiatives, or (iii) enact  
10 new sources of State general funds revenues, in each case in at  
11 least the same amount of the expenditure authorized or  
12 necessary under the Spending Increase Proposal or the reduction  
13 or elimination of revenue under the Revenue Decrease Proposal.

14 Section 10. Notice of deficiency. In the event that a  
15 Spending Increase Proposal or Revenue Decrease Proposal  
16 contributes to the deficit, the Governor, acting by and through  
17 the Governor's Office of Management and Budget, may submit a  
18 notice of deficiency to the General Assembly by delivering the  
19 notice to the Speaker and Minority Leader of the House of  
20 Representatives and the President and Minority Leader of the  
21 Senate. A notice of deficiency shall include, but need not be  
22 limited to:

23 (1) identification of the Spending Increase Proposal  
24 or Revenue Decrease Proposal that contributes to the  
25 deficit; and

26 (2) a fiscal analysis to demonstrate the nature of and  
27 amount that the Spending Increase Proposal or Revenue  
28 Decrease Proposal contributes to the deficit.

29 Section 15. Advancement of legislation. No Spending  
30 Increase Proposal or Revenue Decrease Proposal for which the  
31 Governor has issued a notice of deficiency may be advanced  
32 towards final passage in either the House of Representatives or

1 the Senate until legislation to eliminate the extent to which  
2 the Spending Increase Proposal or Revenue Decrease Proposal  
3 contributes to the deficit is introduced or amended and  
4 advanced towards final passage.

5 Section 20. Adoption of rules. The House of Representatives  
6 and the Senate shall adopt or amend such rules as may be  
7 necessary or advisable to ensure compliance with the provisions  
8 of this Act.".