S T A T E O F N E W Y O R K

2256

2013-2014 Regular Sessions

I N S E N A T E

January 15, 2013

Introduced by Sen. KLEIN -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the legislative law, in relation to creation of the legislative budget office

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The legislative law is amended by adding a new article 5-C to read as follows:

ARTICLE 5-C

LEGISLATIVE BUDGET OFFICE

SECTION 88-K. NON-PARTISAN LEGISLATIVE BUDGET OFFICE.

88-L. POWERS AND DUTIES OF THE NON-PARTISAN LEGISLATIVE BUDGET OFFICE.

S 88-K. NON-PARTISAN LEGISLATIVE BUDGET OFFICE. THERE IS HEREBY ESTABLISHED A NON-PARTISAN LEGISLATIVE BUDGET OFFICE.

S 88-L. POWERS AND DUTIES OF THE NON-PARTISAN LEGISLATIVE BUDGET OFFICE. 1. THE NON-PARTISAN LEGISLATIVE BUDGET OFFICE SHALL PERFORM BUDGET ANALYSIS TO DETERMINE THE FUNDING LEVELS NECESSARY TO THE OPERATION OF GOVERNMENTAL DEPARTMENTS AND PROGRAMS AND RENDER ANTICIPATED REVENUE ESTIMATES FOR EACH FISCAL YEAR. SUCH REVENUE ESTIMATES SHALL BE USED EXCLUSIVELY FOR PURPOSES OF DETERMINING BUDGET EXPENDITURES.

2. THE DIRECTOR OF THE NON-PARTISAN LEGISLATIVE BUDGET OFFICE SHALL EXAMINE AND REVIEW ALL FINANCIAL INFORMATION OF THE STATE FOR THE PURPOSE OF RENDERING REVENUE ESTIMATES USED IN DETERMINING WHETHER THE PROPOSED STATE BUDGET IS BALANCED.

3. THE NON-PARTISAN LEGISLATIVE BUDGET OFFICE SHALL BE HEADED BY A DIRECTOR WHO SHALL BE APPOINTED BY A JOINT RESOLUTION OF THE SENATE AND ASSEMBLY FOR A TERM OF FIVE YEARS. HE OR SHE SHALL DEVOTE HIS OR HER FULL TIME AND EFFORT TO THE OFFICE OF DIRECTOR AND HE OR SHE SHALL HOLD NO OTHER PUBLIC OFFICE. THE DIRECTOR SHALL RECEIVE SUCH COMPENSATION AS

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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MAY BE FIXED BY THE OFFICE. THE DIRECTOR MAY APPOINT BUDGET ANALYSTS, ASSISTANTS AND SUCH OTHER EMPLOYEES AS HE OR SHE MAY DEEM NECESSARY OR DESIRABLE, PRESCRIBE THEIR DUTIES AND FIX THEIR COMPENSATION WITHIN THE AMOUNTS APPROPRIATED AND MADE AVAILABLE THEREFOR.

4. THE NON-PARTISAN LEGISLATIVE BUDGET OFFICE SHALL BE CHARGED WITH THE DUTY OF RENDERING ANTICIPATED REVENUE FORECAST REPORTS TO THE LEGISLATURE AND THE GOVERNOR FOR THE PURPOSES OF FACILITATING PASSAGE OF THE STATE BUDGET IN A TIMELY MANNER. THE DIRECTOR MAY REQUEST AND SHALL RECEIVE FROM ALL PUBLIC OFFICERS, DEPARTMENTS, AGENCIES AND AUTHORITIES OF THE STATE AND ITS POLITICAL SUBDIVISIONS, SUCH ASSISTANCE AND DATA AS SHALL BE NECESSARY TO PROJECT ANTICIPATED STATE REVENUES FOR BUDGETARY PURPOSES.

5. THE NON-PARTISAN LEGISLATIVE BUDGET OFFICE SHALL PROVIDE ASSISTANCE IN DETERMINING THE FISCAL IMPACT OF PROPOSED LEGISLATION.

6. THE NON-PARTISAN LEGISLATIVE BUDGET OFFICE SHALL SUBMIT TO THE LEGISLATURE WRITTEN ESTIMATES OF ANTICIPATED STATE REVENUES ON JANUARY FIFTEENTH, APRIL FIFTEENTH, JULY FIFTEENTH AND OCTOBER FIFTEENTH OF EACH YEAR.

S 2. This act shall take effect on the first of January next succeeding the date on which it shall have become a law.