

1896

2009-2010 Regular Sessions

I N A S S E M B L Y

January 14, 2009

Introduced by M. of A. MORELLE, GALEF -- Multi-Sponsored by -- M. of A. BRENNAN, CHRISTENSEN, COOK, DESTITO, ESPAILLAT, GANTT, GIANARIS, HOYT, KOON, MILLMAN -- read once and referred to the Committee on Governmental 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:

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

3 ARTICLE 5-C

4 LEGISLATIVE BUDGET OFFICE

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

6 88-L. POWERS AND DUTIES OF THE NON-PARTISAN LEGISLATIVE BUDGET
7 OFFICE.

8 S 88-K. NON-PARTISAN LEGISLATIVE BUDGET OFFICE. THERE IS HEREBY
9 CREATED A NON-PARTISAN LEGISLATIVE BUDGET OFFICE.

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

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

20 3. THE NON-PARTISAN LEGISLATIVE BUDGET OFFICE SHALL BE HEADED BY A
21 DIRECTOR WHO SHALL BE APPOINTED BY A JOINT RESOLUTION OF THE SENATE AND
22 ASSEMBLY FOR A TERM OF FIVE YEARS. HE OR SHE SHALL DEVOTE HIS OR HER
23 FULL TIME AND EFFORT TO THE OFFICE OF DIRECTOR AND HE OR SHE SHALL HOLD

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

LBD04929-01-9

1 NO OTHER PUBLIC OFFICE. THE DIRECTOR SHALL RECEIVE SUCH COMPENSATION AS
2 MAY BE FIXED BY THE OFFICE. THE DIRECTOR MAY APPOINT BUDGET ANALYSTS,
3 ASSISTANTS AND SUCH OTHER EMPLOYEES AS HE OR SHE MAY DEEM NECESSARY OR
4 DESIRABLE, PRESCRIBE THEIR DUTIES AND FIX THEIR COMPENSATION WITHIN THE
5 AMOUNTS APPROPRIATED AND MADE AVAILABLE THEREFOR.

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

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

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

20 S 2. This act shall take effect immediately.