4526

2009-2010 Regular Sessions

IN SENATE

April 24, 2009

- Introduced by Sen. KRUEGER -- 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 non-partisan legislative budget office

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

1 Section 1. The legislative law is amended by adding a new article 4-B 2 to read as follows: 3

ARTICLE 4-B

NON-PARTISAN LEGISLATIVE BUDGET OFFICE

5 SECTION 76. NON-PARTISAN LEGISLATIVE BUDGET OFFICE. 6

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77. POWERS AND DUTIES OF THE OFFICE; REPORT.

7 76. NON-PARTISAN LEGISLATIVE BUDGET OFFICE. 1. FOR PURPOSES OF THIS S 8 **ARTICLE:**

9 A. "OFFICE" MEANS THE NON-PARTISAN LEGISLATIVE BUDGET OFFICE ESTAB-10 LISHED IN THIS ARTICLE; AND

B. "DIRECTOR" MEANS THE DIRECTOR OF THE NON-PARTISAN LEGISLATIVE BUDG-11 12 ET OFFICE.

13 2. THERE IS HEREBY CREATED A NON-PARTISAN LEGISLATIVE BUDGET OFFICE. THE HEAD OF SUCH OFFICE SHALL BE THE DIRECTOR WHO SHALL BE APPOINTED 14 BY A JOINT RESOLUTION OF THE SENATE AND ASSEMBLY FOR A TERM OF SEVEN YEARS. 15 16 THE DIRECTOR SHALL HOLD NO OTHER PUBLIC OFFICE WHILE SERVING AS THE DIRECTOR. THE DIRECTOR SHALL RECEIVE SUCH COMPENSATION AS MAY 17 BEFIXED 18 BY THE LEGISLATURE.

S 77. POWERS AND DUTIES OF THE OFFICE; REPORT. 1. THE OFFICE SHALL: 19

20 A. PROVIDE INFORMATION TO THE LEGISLATIVE COMMITTEES OF THE SENATE AND ASSEMBLY WITH RESPECT TO THE STATE BUDGET, APPROPRIATION BILLS AND OTHER 21 22 BILLS PROVIDING BUDGET AUTHORITY OR TAX EXPENDITURES;

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

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1 B. EXAMINE AND REVIEW ALL FINANCIAL INFORMATION OF THE STATE FOR THE 2 PURPOSE OF RENDERING REVENUE ESTIMATES USED IN DETERMINING WHETHER ANY 3 PROPOSED STATE BUDGET IS BALANCED;

4 C. BE CHARGED WITH THE DUTY OF RENDERING ANTICIPATED REVENUE FORECAST 5 REPORTS TO THE LEGISLATURE AND THE GOVERNOR FOR THE PURPOSES OF FACILI-6 TATING PASSAGE OF THE STATE BUDGET IN A TIMELY MANNER; AND

7 D. PROVIDE ASSISTANCE IN DETERMINING THE FISCAL IMPACT OF PROPOSED 8 LEGISLATION.

9 2. THE DIRECTOR MAY APPOINT BUDGET ANALYSTS, ASSISTANTS AND SUCH OTHER 10 EMPLOYEES AS HE OR SHE MAY DEEM NECESSARY OR DESIRABLE, PRESCRIBE SUCH EMPLOYEE'S DUTIES AND FIX SUCH EMPLOYEE'S COMPENSATION WITHIN THE 11 AMOUNTS APPROPRIATED AND MADE AVAILABLE THEREFOR. THE DIRECTOR MAY 12 REQUEST AND SHALL RECEIVE FROM ALL PUBLIC OFFICERS, DEPARTMENTS, AGEN-13 14 CIES AND AUTHORITIES OF THE STATE AND ITS POLITICAL SUBDIVISIONS, SUCH 15 ASSISTANCE AND DATA AS SHALL BE NECESSARY TO PROJECT ANTICIPATED STATE 16 REVENUES FOR BUDGETARY PURPOSES.

17 3. THE OFFICE SHALL SUBMIT A REPORT TO THE TEMPORARY PRESIDENT OF THE 18 SENATE AND THE SPEAKER OF THE ASSEMBLY WHICH SHALL INCLUDE:

19 A. DOCUMENTATION OF FISCAL POLICIES OF THE STATE, INCLUDING BUDGET 20 AUTHORITY;

21 B. WRITTEN ESTIMATES OF ANTICIPATED STATE REVENUES FOR BUDGETARY 22 PURPOSES;

C. PROJECTED ECONOMIC FACTORS AND FORECASTS; AND

24 D. SUMMARIZATION OF THE BUDGET PROPOSED BY THE GOVERNOR PURSUANT TO 25 ARTICLE SEVEN OF THE CONSTITUTION.

SUCH REPORT SHALL BE SUBMITTED ON THE FIRST OF MARCH EACH YEAR FOR THE NEXT SUCCEEDING FISCAL YEAR. AFTER SUBMISSION TO THE TEMPORARY PRESIDENT OF THE SENATE AND THE SPEAKER OF THE ASSEMBLY, SUCH REPORT SHALL BE MADE AVAILABLE TO THE PUBLIC, UPON REQUEST.

30 S 2. This act shall take effect immediately.