

# STATE OF NEW YORK

1290

2017-2018 Regular Sessions

## IN SENATE

January 9, 2017

Introduced by Sens. AVELLA, KLEIN -- read twice and ordered printed, and  
when printed to be committed to the Committee on Judiciary

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 Assem-  
bly, do enact as follows:

1 Section 1. The legislative law is amended by adding a new article 5-C  
2 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.

8 § 88-k. Non-partisan legislative budget office. There is hereby estab-  
9 lished a non-partisan legislative budget office.

10 § 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  
24 no other public office. The director shall receive such compensation as  
25 may be fixed by the office. The director may appoint budget analysts,

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

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1 assistants and such other employees as he or she may deem necessary or  
2 desirable, prescribe their duties and fix their compensation within the  
3 amounts appropriated and made available therefor.

4 4. The non-partisan legislative budget office shall be charged with  
5 the duty of rendering anticipated revenue forecast reports to the legis-  
6 lature and the governor for the purposes of facilitating passage of the  
7 state budget in a timely manner. The director may request and shall  
8 receive from all public officers, departments, agencies and authorities  
9 of the state and its political subdivisions, such assistance and data as  
10 shall be necessary to project anticipated state revenues for budgetary  
11 purposes.

12 5. The non-partisan legislative budget office shall provide assistance  
13 in determining the fiscal impact of proposed legislation.

14 6. The non-partisan legislative budget office shall submit to the  
15 legislature written estimates of anticipated state revenues on January  
16 fifteenth, April fifteenth, July fifteenth and October fifteenth of each  
17 year.

18 § 2. This act shall take effect on the first of January next succeed-  
19 ing the date on which it shall have become a law.