

HOUSE BILL No. 1367

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-10-15.

Synopsis: Operation of government without a budget bill. Provides for a continuing appropriation to state agencies and programs for current expenses when the general assembly does not enact a budget bill. Places administration of the continuing appropriation in the state board of finance. Makes related changes. (Current law provides a continuing appropriation only to selected state institutions.)

Effective: July 1, 1998.

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January 13, 1998, read first time and referred to Committee on Ways and Means.

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Introduced

Second Regular Session 110th General Assembly (1998)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1997 General Assembly.

HOUSE BILL No. 1367

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 4-10-15-1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 1. Whenever there shall
3 be a failure at any regular biennial session of the General Assembly to
4 pass an appropriation bill or bills, making appropriations for the objects
5 and purposes hereinafter mentioned, it shall be lawful for the ~~governor,~~
6 ~~secretary, and treasurer of state;~~ **state board of finance**, until
7 appropriations shall be made by the legislature, to direct the auditor of
8 state to draw his warrants on the state treasury for such sums as they
9 may, from time to time, decide to be necessary for such purposes
10 respectively, not however exceeding the amounts appropriated for the
11 same objects respectively by the last preceding appropriations which
12 shall have been made by the general assembly; and to pay such
13 warrants as may, from time to time, be drawn and presented, a
14 sufficient sum of money is hereby appropriated. **However, the state**
15 **board of finance may transfer, assign, and reassign appropriations**
16 **as authorized in IC 4-13-2-23, and the budget agency may transfer,**
17 **assign, and reassign appropriations as authorized in**



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1 **IC 4-12-1-12(e), IC 4-12-1-14.1, and IC 4-12-1-15.**
 2 SECTION 2. IC 4-10-15-2, AS AMENDED BY P.L.12-1996,
 3 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 4 JULY 1, 1998]: Sec. 2. The warrants may be drawn for the necessary
 5 and current expenses of the following:
 6 (1) All psychiatric hospitals (as defined in IC 12-7-2-184).
 7 (2) The Indiana State School for the Deaf.
 8 (3) The Indiana State School for the Blind.
 9 (4) The Indiana Veterans' Home.
 10 (5) The Plainfield Juvenile Correctional Facility.
 11 **(6) Any other state agency or program, including any federal**
 12 **entitlement program administered or funded through the**
 13 **state, state educational institutions (as defined in**
 14 **IC 20-12-0.5-1), and any program that distributes money to a**
 15 **political subdivision under a formula established by law.**

16 SECTION 3. IC 4-10-15-3 IS AMENDED TO READ AS
 17 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 3. The warrants so to
 18 be drawn ~~shall be drawn on the general fund and not otherwise, and~~
 19 shall not include any sum or sums for enlarging ~~said~~ institutions,
 20 **agencies, or programs**, or any or either of them, but shall be confined
 21 strictly to the necessary current expenses of said institutions, **agencies,**
 22 **or programs**, respectively. ~~and said~~ Allowances shall be made
 23 ~~monthly upon the certificate of the president of the proper Board of~~
 24 ~~Trustees of the said Institutions respectively, showing in detail the~~
 25 ~~necessity for the amount demanded; and that it has been approved by~~
 26 ~~such Board; which certificate shall be countersigned by the~~
 27 ~~Superintendent of the particular Institution for which the expense was~~
 28 ~~incurred: in the same manner as if a budget bill had been enacted.~~
 29 **A warrant to a state agency may be drawn only after the amount**
 30 **has been allotted by the budget agency in conformity with the**
 31 **allotment system procedures in IC 4-13-2-18.**

32 SECTION 4. IC 4-10-15-4 IS AMENDED TO READ AS
 33 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 4. ~~In making said~~
 34 ~~monthly allowances;~~ It shall be the duty of the officers as ~~aforesaid~~
 35 authorized **under this chapter** to make the same, not to exceed in ~~any~~
 36 ~~one month one-twelfth of a state fiscal year~~ the amount appropriated
 37 for the current expenses of the ~~same~~ institution, **agency, or program**
 38 for the last preceding year for which an appropriation shall have been
 39 made by the general assembly.

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