

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2232 Session of
1991

INTRODUCED BY BUNT, STISH, TANGRETTI, ALLEN, M. N. WRIGHT,
CLARK, PHILLIPS, D. W. SNYDER, FLICK, S. H. SMITH, HECKLER,
FAIRCHILD, ARGALL, SCHEETZ, SCHULER, FOX, LEVDANSKY,
GODSHALL, J. TAYLOR, LAWLESS, GEIST, NYCE, HERMAN, WOGAN,
ARMSTRONG, SERAFINI, E. Z. TAYLOR, LEH, KING, DeLUCA, BARLEY,
MARSICO, LANGTRY, SAURMAN, NAILOR, TOMLINSON, KENNEY,
GERLACH, ANGSTADT, LEE AND FARMER, NOVEMBER 25, 1991

REFERRED TO COMMITTEE ON APPROPRIATIONS, NOVEMBER 25, 1991

A JOINT RESOLUTION

1 Proposing amendments to the Constitution of the Commonwealth of
2 Pennsylvania, further providing for the continuance of the
3 budget of the preceding year in the event that a new budget
4 is not adopted by July 1; and removing the prohibition
5 against diminishing salaries of public officers.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby resolves as follows:

8 Section 1. The following amendments to the Constitution of
9 Pennsylvania are proposed in accordance with Article XI:

10 (1) That section 27 of Article III be amended to read:

11 § 27. Changes in term of office or salary prohibited.

12 No law shall extend the term of any public officer, or
13 increase [or diminish] his salary or emoluments, after his
14 election or appointment.

15 (2) That section 12 of Article VIII be amended to read:

16 § 12. Governor's budgets and financial plan.

1 (a) Annually, at the times set by law, the Governor shall
2 submit to the General Assembly:

3 ~~[(a)]~~ (1) A balanced operating budget for the ensuing
4 fiscal year setting forth in detail [(i) proposed expenditures
5 classified by department or agency and by program and (ii)
6 estimated revenues from all sources. If estimated revenues and
7 available surplus are less than proposed expenditures, the
8 Governor shall recommend specific additional sources of revenue
9 sufficient to pay the deficiency and the estimated revenue to be
10 derived from each source;]:

11 (i) Proposed expenditures classified by department or agency
12 and by program.

13 (ii) Estimated revenues from all sources.

14 If estimated revenues and available surplus are less than
15 proposed expenditures, the Governor shall recommend specific
16 additional sources of revenue sufficient to pay the deficiency
17 and the estimated revenue to be derived from each source.

18 ~~[(b)]~~ (2) A capital budget for the ensuing fiscal year
19 setting forth in detail proposed expenditures to be financed
20 from the proceeds of obligations of the Commonwealth or of its
21 agencies or authorities or from operating funds[; and].

22 ~~[(c)]~~ (3) A financial plan for not less than the next
23 succeeding five fiscal years, which plan shall include for each
24 such fiscal year:

25 (i) Projected operating expenditures classified by
26 department or agency and by program, in reasonable detail, and
27 estimated revenues, by major categories, from existing and
28 additional sources[, and].

29 (ii) Projected expenditures for capital projects
30 specifically itemized by purpose, and the proposed sources of

1 financing each.

2 (b) In the event a general appropriation bill is not finally
3 enacted prior to July 1 of the fiscal year to which it relates,
4 the General Appropriation Act and other acts appropriating
5 moneys from the General Fund in effect for the preceding fiscal
6 year shall on July 1 be deemed to have been reenacted for the
7 new fiscal year and be applicable to the new fiscal year
8 together with any amendments to that General Appropriation Act
9 and other acts appropriating moneys from the General Fund
10 finally enacted by the General Assembly during the new or
11 preceding fiscal year. The General Assembly by law may prescribe
12 procedures for carrying out this subsection and may provide for
13 the effect of the final enactment of a general appropriation
14 bill and other appropriation bills on or after July 1 of the
15 fiscal year to which it relates.

16 (c) In the event that subsection (b) takes effect, the
17 operating budgets of the Office of the Governor and the General
18 Assembly shall be suspended, and no moneys shall be expended
19 from such accounts until a general appropriation act is enacted.