

Session 116 - (2005-2006)

S 1090 Joint Resolution, By Bryant, Grooms, Verdin, Cleary, Peeler, Ryberg, Fair, Hawkins, Campsen, Cromer, Gregory and Scott

Summary: Annual appropriations

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 36, ARTICLE III OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE GENERAL RESERVE FUND AND THE CAPITAL RESERVE FUND, SO AS TO REQUIRE THE GENERAL ASSEMBLY TO ESTABLISH A TAXPAYER RELIEF FUND (RELIEF FUND) TO WHICH MUST BE APPROPRIATED ALL ESTIMATED STATE GENERAL FUND SURPLUS REVENUE FOR A FISCAL YEAR IN EXCESS OF THE STATE CONSTITUTIONAL SPENDING LIMIT AND SUCH OTHER REVENUES AS THE GENERAL ASSEMBLY MAY PROVIDE BY LAW, TO PROVIDE THAT REVENUES CREDITED TO THE RELIEF FUND MAY BE WITHDRAWN ONLY FOR THE PURPOSE OF RESTORING THE GENERAL RESERVE FUND OR COVERING OPERATING DEFICITS OF STATE GOVERNMENT, AND TO PROVIDE THAT AFTER MARCH FIRST OF EACH FISCAL YEAR, THE GENERAL ASSEMBLY ANNUALLY BY LAW SHALL REFUND TO THE TAXPAYERS OF THIS STATE ALL RELIEF FUND REVENUES NOT NEEDED FOR GENERAL RESERVE FUND RESTORATION OR DEFICIT REDUCTION; PROPOSING AN AMENDMENT TO SECTION 7, ARTICLE X, RELATING TO THE SPENDING LIMIT AND BUDGET PROCESS FOR THE STATE AND POLITICAL SUBDIVISIONS AND SCHOOL DISTRICTS OF THE STATE AND THE LIMIT ON STATE EMPLOYEES, SO AS TO LIMIT SPENDING BY A POLITICAL SUBDIVISION OF THE STATE TO ITS PRIOR YEAR SPENDING ADJUSTED FOR INFLATION AND POPULATION GROWTH WITH A REFUND TO TAXPAYERS OF SURPLUS REVENUE GENERATED IN THE MANNER AS THE GENERAL ASSEMBLY PROVIDES BY LAW, TO PROVIDE THAT IN THE CASE OF A POLITICAL SUBDIVISION EXCEEDING THE LIMIT, THE COMPTROLLER GENERAL SHALL FILE A CERTIFICATE OF VIOLATION WITH THE STATE TREASURER SPECIFYING THE AMOUNT OF THE VIOLATION WHICH THE STATE TREASURER THEN SHALL WITHHOLD FROM STATE FUNDS OTHERWISE DUE THE POLITICAL SUBDIVISION WITH THE AMOUNT WITHHELD REFUNDED TO TAXPAYERS IN THE MANNER THAT THE GENERAL ASSEMBLY SHALL PROVIDE BY LAW, TO REQUIRE A POLITICAL SUBDIVISION TO FURNISH THE COMPTROLLER GENERAL THE INFORMATION AND RECORDS REQUESTED BY THE COMPTROLLER GENERAL WITH RESPECT TO THE REVENUES AND EXPENDITURES OF THE POLITICAL SUBDIVISION, AND TO REQUIRE THAT THE QUESTION OF SUSPENDING THIS SPENDING LIMIT FOR NOT MORE THAN TWO YEARS BE PLACED ON THE BALLOT AT THE TIME OF EACH GENERAL ELECTION FOR REPRESENTATIVES AS THE GENERAL ASSEMBLY PROVIDES BY LAW WITH THE SPENDING LIMIT APPLICABLE FOR THE POLITICAL SUBDIVISION SUSPENDED IF A MAJORITY VOTING IN THE REFERENDUM FAVORS THE SUSPENSION; AND TO PROVIDE THAT ANNUAL STATE GENERAL FUNDS APPROPRIATIONS MUST NOT EXCEED THE TOTAL OF SUCH APPROPRIATIONS IN THE PRIOR YEAR ADJUSTED FOR INFLATION AND POPULATION GROWTH, TO PROVIDE THOSE APPROPRIATIONS AND REVENUES NOT SUBJECT TO THIS LIMIT, TO PROVIDE THAT THE GENERAL ASSEMBLY BY LAW SHALL ESTABLISH THE METHOD OF CALCULATING THE ADJUSTMENTS FOR INFLATION AND POPULATION GROWTH, TO REQUIRE THE COMPTROLLER GENERAL TO NOTIFY THE GOVERNOR, SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND PRESIDENT PRO TEMPORE OF THE SENATE IF THE SPENDING LIMIT IS EXCEEDED AND PROVIDE THAT THE GENERAL ASSEMBLY SHALL THEN TAKE CORRECTIVE ACTION AT ITS NEXT REGULAR SESSION OR IN EXTRA SESSION, AND TO REQUIRE THAT THE QUESTION OF SUSPENDING THIS SPENDING LIMIT FOR NOT MORE THAN TWO YEARS BE PLACED ON THE BALLOT AT THE TIME OF EACH GENERAL ELECTION FOR REPRESENTATIVES AS THE GENERAL ASSEMBLY PROVIDES BY LAW WITH THE SPENDING LIMIT SUSPENDED IF A MAJORITY VOTING IN THE REFERENDUM FAVORS THE SUSPENSION.

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