

Regular Session, 1999

HOUSE BILL NO. 1762

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 24:522(C)(introductory paragraph) and (10), R.S. 39:31(C)(8), 87.3(A) and (C), and 87.4(A)(3) and to enact R.S. 39:2(46) and (47), relative to performance-based budgeting; to provide relative to evaluation methods; to define certain terms; to provide with respect to certain reporting dates; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 24:522(C)(introductory paragraph) and (10) are hereby amended and reenacted to read as follows:

§522. Louisiana Performance Audit Program

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C. In accordance with this program and the powers and duties otherwise provided by law, including approval of the Legislative Audit Advisory Council, the legislative auditor shall provide the legislature with evaluation and audit of the functions and activities of the agencies of state government. Such evaluations and audits shall be based on standards appropriate for each evaluation or audit. To accomplish this, the legislative auditor may:

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(10) Evaluate the methods used by each agency in the estimation, calculation, and reporting of its performance, and evaluate

the actual outcomes of each agency's performance with regard to its performance indicators as defined in R.S. 39:2 and provide agencies with information relative to the methods used to evaluate such performance.

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Section 2. R.S. 39:31(C)(8), 87.3(A) and (C), and 87.4(A)(3) are hereby amended and reenacted and R.S. 39:2(46) and (47) are hereby enacted to read as follows:

§2. Definitions

As used in this Chapter, except where the context clearly requires otherwise, the words and expressions defined in this Section shall be held to have the meanings here given to them.

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(46) "Supporting objective" means an objective which is included in the executive budget supporting document, and not included in the General Appropriation Act or Ancillary Appropriation Act.

(47) "Supporting performance indicator" means a performance indicator which is included in the executive budget supporting document and not included in the General Appropriation Act or Ancillary Appropriation Act.

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§31. Strategic planning

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C. Each strategic plan shall, at a minimum, contain the following:

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(8) Specific and measurable performance indicators for each objective which shall, at a minimum, include an indicator of outcome, efficiency, or quality, as well as indicators of input and output, ~~outcome, and efficiency~~ as necessary and relevant.

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§87.3. Performance progress reports

A. Each agency receiving an appropriation in the General Appropriation Act or the Ancillary Appropriation Act shall produce a series of performance progress reports. The reports shall provide the legislature with information on the agency's actual progress toward achievement of performance standards for performance indicators contained within the General Appropriation Act or the Ancillary Appropriation Act and the executive budget supporting document. The Joint Legislative Committee on the Budget, hereinafter referred to as the "committee", shall prescribe the format and the method of transmission of the reports. The reports shall be submitted to the committee, the legislative fiscal officer, the legislative auditor, and the commissioner of administration, and shall contain data as provided in Paragraphs (1) through (4) of this Subsection, as well as any other data required by the committee relative to agency performance and accountability. The reporting schedule and specific components of each report are as follows:

(1) The First Quarter Performance Progress Report shall be submitted to the committee, the legislative fiscal officer, the legislative auditor, and the commissioner of administration on or before November ~~first~~ eighth of each year. It shall contain data for the period of July through September of the current fiscal year and shall include for each

key performance indicator a comparison of the actual performance with the annual performance standard therefor, including a brief explanation of any variance from the standard which exceeds five percent.

(2) The Mid-year Performance Progress Report shall be submitted to the committee, the legislative fiscal officer, the legislative auditor, and the commissioner of administration on or before February ~~first~~ eight of each year, and it shall contain data for the period of July through December of the current fiscal year. It shall include:

(a) For each performance indicator included in the executive budget supporting document or the General Appropriation Act or the Ancillary Appropriation Act, a comparison of the actual performance with the annual performance standard therefor contained in the executive budget supporting document or the General Appropriation Act or the Ancillary Appropriation Act, including a brief explanation of any variance from the standard which exceeds five percent.

(b) The prior year actual data for the indicators required by Subparagraph (a).

(3) The Third Quarter Performance Progress Report shall be submitted to the committee, the legislative fiscal officer, the legislative auditor, and the commissioner of administration on or before May ~~first~~ eight of each year, and it shall contain data for the period of July through March of the current fiscal year. It shall include, for each key performance indicator contained in the General Appropriation Act or the Ancillary Appropriation Act, a comparison of the actual performance with the annual performance standard therefor, including a brief explanation of any variance from the standard which exceeds five percent.

(4) The Year-end Performance Progress Report shall be submitted to the committee, the legislative fiscal officer, the legislative auditor, and the commissioner of administration on or before September first eighth of each year. It shall contain data from the immediately preceding fiscal year, and it shall cover the period of July through June of that fiscal year, to include:

(a) For each performance indicator included in the executive budget supporting document or the General Appropriation Act or the Ancillary Appropriation Act, a comparison of the actual performance with the annual performance standard therefor contained in the executive budget supporting document or the General Appropriation Act or the Ancillary Appropriation Act, including a brief explanation of any variance from the standard which exceeds five percent.

(b) The prior year actual data for the indicators required by Subparagraph (a).

(5) Performance progress reports which are not submitted within ten days after their respective deadlines shall be delinquent.

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C. Within thirty days from the date of receipt of the performance progress reports, the legislative fiscal officer shall provide the committee with a summary of the data contained in each agency's performance progress report for the purpose of noting variances in actual performance levels compared to performance standards. The legislative fiscal officer shall identify variances which are greater than five percent or are of a magnitude which he determines to be relevant.

Such summary report, or a synopsis thereof, shall also be made available to all of the members of the legislature and each state agency.

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§87.4. Performance rewards and penalties

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(3) In making its determination, the committee shall consider the report's contents, as well as any findings of the Legislative Fiscal Office, any recommendations from the division of administration relative thereto, any reports issued by the legislative auditor, ~~and any information from~~ provided by the state agency, and any other information which the committee deems necessary. ~~in its evaluation of the agency's performance.~~

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____