

House Bill 1178 (RULES COMMITTEE SUBSTITUTE)

By: Representatives Horner of the 3<sup>rd</sup>, Tarvin of the 2<sup>nd</sup>, Persinger of the 119<sup>th</sup>, Scoggins of the 14<sup>th</sup>, Ridley of the 6<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 1 of Chapter 5 of Title 28 of the Official Code of Georgia Annotated,  
2 relating to general provisions regarding financial affairs, so as to establish the Budget and  
3 Fiscal Affairs Oversight Committee of the House of Representatives; to provide for  
4 appointment; to provide for duties, functions, and powers; to provide for reporting and  
5 summaries; to provide for member allowances; to provide for audits; to provide for related  
6 matters; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article 1 of Chapter 5 of Title 28 of the Official Code of Georgia Annotated, relating to  
10 general provisions regarding financial affairs, is amended by revising Code Section 28-5-5,  
11 which is reserved, as follows:

12 "28-5-5.

13 (a) There is created the Budget and Fiscal Affairs Oversight Committee comprising 19  
14 members of the House of Representatives appointed in accordance with the rules of the  
15 House of Representatives, to include the chairperson of the House Committee on  
16 Appropriations. The members of such committee shall be selected within ten days after

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17 the convening of the General Assembly in each odd-numbered year and shall serve until  
18 their successors are appointed.

19 (b) The Speaker of the House of Representatives shall appoint a member of the committee  
20 to serve as chairperson. The committee may meet up to nine times per year between  
21 sessions and, upon the call of the chairperson, at such additional times as deemed necessary  
22 by the chairperson, with the approval of the Speaker of the House of Representatives.

23 (c) It shall be the duty of such committee to consult with the Governor and the Office of  
24 Planning and Budget concerning the development and implementation of the strategic  
25 planning process, the development of outcome measures for program evaluation, and the  
26 implementation of related actions.

27 (d) It shall be the duty of the committee to review and evaluate the following:

28 (1) The strategic plans for the state and individual departments submitted by the Office  
29 of Planning and Budget;

30 (2) Information or reports to be submitted by the Office of Planning and Budget  
31 identifying moneys received and the purposes for which moneys are expended in any  
32 case in which the receipt or expenditure is not contemplated by an appropriations Act;

33 (3) Such other information or reports as deemed necessary by the committee; and

34 (4) Liabilities of the state and individual departments and agencies.

35 (e) The Office of Planning and Budget and the head of each budget unit shall cooperate  
36 with the committee and shall provide such information or reports as requested by the  
37 committee for the performance of its functions.

38 (f) The committee shall make an annual report of its activities and findings to the  
39 membership of the General Assembly and the Governor within one week of the convening  
40 of each regular session of the General Assembly. The chairperson of the committee shall  
41 prepare written executive summaries of such report prior to the adoption of the General  
42 Appropriations Act each year. The committee shall not be required to distribute copies of  
43 the annual report or the executive summaries to the members of the General Assembly but

44 shall notify members of the availability of such materials in the manner which it deems to  
45 be most effective and efficient. The committee chairperson shall provide a copy of the  
46 executive summaries to the Speaker of the House of Representatives and the chairperson  
47 of the House Committee on Appropriations.

48 (g) The members of the committee shall receive the allowances authorized for legislative  
49 members of legislative committees. The funds necessary to pay such allowances shall  
50 come from funds appropriated to the House of Representatives.

51 (h) The committee, upon a determination of necessity, shall be authorized to request that  
52 a performance audit be conducted for any state or local governmental entity which receives  
53 state funding. Such audit may be conducted by one or more third-party auditors. Subject  
54 to approval by the Speaker of the House of Representatives, the funds necessary to pay for  
55 such audit shall come from funds appropriated to the House of Representatives.

56 (i) The committee shall have the power, at the discretion of the Speaker of the House of  
57 Representatives, to call any elected official, state department, state agency, state employee,  
58 county commissioner, county manager, or school superintendent to address the committee's  
59 findings. Reserved."

60 **SECTION 2.**

61 All laws and parts of laws in conflict with this Act are repealed.