

**48.140 Surplus expenditure plan to be included in each enacted branch budget bill  
-- Surplus in excess of two and one-half percent to accrue to surplus account.**

- (1) The General Assembly shall include in each enacted branch budget bill a plan for the expenditure of a general fund or road fund surplus.
- (2) If there is a surplus, the Office of State Budget Director shall notify all branches of government.
- (3) Except as provided in KRS 48.705, any surplus in the general or road fund in excess of two and one-half percent (2.5%) of the enacted estimates shall not be expended but shall accrue to the surplus account of the general fund or road fund for investment until appropriated by the General Assembly.
- (4) Unless required by the budget reduction provisions in a branch budget bill, no funds shall be transferred from one budget unit to another budget unit.
- (5) Surplus funds in any account, unless a statute requires otherwise, shall lapse to the surplus account of the general fund for investment until appropriated by the General Assembly.
- (6) Funds in the surplus account of the general fund may be used for current expenditures as authorized by the budget reduction provisions of a branch budget bill.

**Effective:** June 25, 2009

**History:** Amended 2009 Ky. Acts ch. 78, sec. 7, effective June 25, 2009. -- Amended 1995 (3d Extra. Sess.) Ky. Acts ch. 2, sec. 3, effective November 3, 1995. -- Amended 1990 Ky. Acts ch. 507, sec. 10, effective July 13, 1990. -- Amended 1988 Ky. Acts ch. 273, sec. 6, effective July 15, 1988. -- Created 1982 Ky. Acts ch. 450, sec. 14, effective July 1, 1983.

**2010-2012 Budget Reference.** See State/Executive Branch Budget, 2010 (1st Extra. Sess.) Ky. Acts ch. 1, Pt. VII, (1) at 148.

**2010-2012 Budget Reference.** See State/Executive Branch Budget, 2010 (1st Extra. Sess.) Ky. Acts ch. 1, Pt. IX at 148.