

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Edwards**

S.J.R.

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7 **SENATE JOINT RESOLUTION**

8 TO PROPOSE A CONSTITUTIONAL AMENDMENT TO REQUIRE THE
9 FILING OF A FISCAL IMPACT STATEMENT WITH THE SECRETARY OF
10 STATE PRIOR TO THE ADOPTION OF ANY LAW OR REGULATION
11 HAVING A FISCAL IMPACT ON ANY MUNICIPALITY OR COUNTY IN
12 THE STATE.

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14 **Subtitle**

15 TO REQUIRE FISCAL IMPACT STATEMENT FOR LAWS OR REGULATIONS
16 HAVING A FISCAL IMPACT ON ANY MUNICIPALITY OR COUNTY.

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20 BE IT RESOLVED BY THE SENATE OF THE SEVENTY-NINTH GENERAL ASSEMBLY OF THE
21 STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL
22 MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

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24 That the following is hereby proposed as an amendment to the Constitution
25 of the state of Arkansas, and upon being submitted to the electors of the
26 state for approval or rejection at the next general election for Senators and
27 Representatives, if a majority of the electors voting thereon at such
28 election, adopt such amendment, the same shall become a part of the
29 Constitution of the state of Arkansas, to wit:

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31 SECTION 1. As used in this amendment, "fiscal impact statement" means a
32 realistic statement of the estimated financial cost to municipalities or
33 counties of implementing or complying with a state law or a regulation, rule
34 or order of any officer or agency of the state which has a fiscal impact upon
35 the municipalities or counties.

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SECTION 2. (a) No state law or regulation, rule or order of any officer or agency of the state which would have a fiscal impact on any municipality or county in the state shall be valid unless at least thirty (30) days prior to its adoption a fiscal impact statement is filed with the Secretary of State.

(b) Any municipality or county which will be affected by the law, regulation, rule or order shall be furnished with a copy of the fiscal impact statement by the entity or person enacting, issuing or adopting the law, regulation, rule or order at least thirty days (30) prior to its enactment, issuance or adoption.

SECTION 3. This amendment shall become effective on January 1, 1995.

SECTION 4. If any provision of this amendment or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or application so the act which can be given effect without the invalid provision or application, and to this end the provisions of the amendment are declared to be severable.

