

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: S2/19/99

A Bill

Act 372 of 1999
SENATE BILL 345

5 *By: Joint Budget Committee*
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR STATEWIDE
10 DISTANCE LEARNING NETWORK, TELEMEDICINE NETWORK AND
11 TECHNOLOGY GRANTS FOR THE DEPARTMENT OF INFORMATION
12 SYSTEMS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2001;
13 AND FOR OTHER PURPOSES."

Subtitle

15 "AN ACT FOR THE DEPARTMENT OF
16 INFORMATION SYSTEMS - STATEWIDE DISTANCE
17 LEARNING NETWORK, TELEMEDICINE NETWORK
18 AND TECHNOLOGY GRANTS CAPITAL
19 IMPROVEMENT APPROPRIATION FOR THE 1999-
20 2001 BIENNIUM."
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23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
25

26 SECTION 1. APPROPRIATION. There is hereby appropriated, to the Department
27 of Information Systems, to be payable from the Telecommunications and
28 Information Technology Fund, from funds received from the General Improvement
29 Fund and its successor fund or fund accounts, from time to time the following:
30 (A) For providing grants to public and/or non-profit entities for the
31 development of a statewide distance learning network, telemedicine network or
32 other related technology projects, the sum of\$6,000,000.
33

34 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
35 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REVIEW. Before
36 disbursing funds from the appropriation provided in Section 1 herein, the

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1 Department of Information Systems shall seek prior review from the Joint
2 Committee on Advanced Communications and Information Technology of the
3 Arkansas General Assembly.

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5 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
6 obligations otherwise incurred in relation to the project or projects
7 described herein in excess of the State Treasury funds actually available
8 therefor as provided by law. Provided, however, that institutions and
9 agencies listed herein shall have the authority to accept and use grants and
10 donations including Federal funds, and to use its unobligated cash income or
11 funds, or both available to it, for the purpose of supplementing the State
12 Treasury funds for financing the entire costs of the project or projects
13 enumerated herein. Provided further, that the appropriations and funds
14 otherwise provided by the General Assembly for Maintenance and General
15 Operations of the agency or institutions receiving appropriation herein shall
16 not be used for any of the purposes as appropriated in this act.

17 (B) The restrictions of any applicable provisions of the State Purchasing
18 Law, the General Accounting and Budgetary Procedures Law, the Revenue
19 Stabilization Law and any other applicable fiscal control laws of this State
20 and regulations promulgated by the Department of Finance and Administration,
21 as authorized by law, shall be strictly complied with in disbursement of any
22 funds provided by this act unless specifically provided otherwise by law.

23
24 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
25 this act shall be limited to the appropriation for such agency and funds made
26 available by law for the support of such appropriations; and the restrictions
27 of the State Purchasing Law, the General Accounting and Budgetary Procedures
28 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
29 Restrictions Act, or their successors, and other fiscal control laws of this
30 State, where applicable, and regulations promulgated by the Department of
31 Finance and Administration, as authorized by law, shall be strictly complied
32 with in disbursement of said funds.

33
34 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
35 that any funds disbursed under the authority of the appropriations contained
36 in this act shall be in compliance with the stated reasons for which this act

1 was adopted, as evidenced by the Agency Requests, Executive Recommendations
2 and Legislative Recommendations contained in the budget manuals prepared by
3 the Department of Finance and Administration, letters, or summarized oral
4 testimony in the official minutes of the Arkansas Legislative Council or Joint
5 Budget Committee which relate to its passage and adoption.

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7 SECTION 6. CODE. All provisions of this Act of a general and permanent
8 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
9 Code Revision Commission shall incorporate the same in the Code.

10
11 SECTION 7. SEVERABILITY. If any provision of this act or the application
12 thereof to any person or circumstance is held invalid, such invalidity shall
13 not affect other provisions or applications of the act which can be given
14 effect without the invalid provision or application, and to this end the
15 provisions of this act are declared to be severable.

16
17 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict with
18 this act are hereby repealed.

19
20 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
21 Eighty-second General Assembly, that the Constitution of the State of Arkansas
22 prohibits the appropriation of funds for more than a two (2) year period; that
23 the effectiveness of this Act on July 1, 1999 is essential to the operation of
24 the agency for which the appropriations in this Act are provided, and that in
25 the event of an extension of the Regular Session, the delay in the effective
26 date of this Act beyond July 1, 1999 could work irreparable harm upon the
27 proper administration and provision of essential governmental programs.
28 Therefore, an emergency is hereby declared to exist and this Act being
29 necessary for the immediate preservation of the public peace, health and
30 safety shall be in full force and effect from and after July 1, 1999.

31
32 /s/ Russ

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35 APPROVED: 3/1/1999