

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

SENATE BILL 402

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
9 TOBACCO CONTROL BOARD FOR THE ATC CASE, LICENSING,
10 AND RECORDS MANAGEMENT SYSTEM; AND FOR OTHER
11 PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE ARKANSAS TOBACCO CONTROL
15 BOARD - ATC CASE, LICENSING, AND RECORDS
16 MANAGEMENT SYSTEM GENERAL IMPROVEMENT
17 APPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - ATC CASE, LICENSING AND RECORDS MANAGEMENT
24 SYSTEM. There is hereby appropriated, to the Arkansas Tobacco Control Board,
25 to be payable from the General Improvement Fund or its successor fund or fund
26 accounts, the following:

27 (A) for a comprehensive database for tracking all licenses issued, fees
28 collected, investigations conducted, administrative cases, criminal cases,
29 hearings, and other associated data regarding each entity conducting tobacco
30 business in Arkansas, in a sum not to exceed.....\$206,100.
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32 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
33 obligations otherwise incurred in relation to the project or projects
34 described herein in excess of the State Treasury funds actually available
35 therefor as provided by law. Provided, however, that institutions and
36 agencies listed herein shall have the authority to accept and use grants and



1 donations including Federal funds, and to use its unobligated cash income or
2 funds, or both available to it, for the purpose of supplementing the State
3 Treasury funds for financing the entire costs of the project or projects
4 enumerated herein. Provided further, that the appropriations and funds
5 otherwise provided by the General Assembly for Maintenance and General
6 Operations of the agency or institutions receiving appropriation herein shall
7 not be used for any of the purposes as appropriated in this act.

8 (B) The restrictions of any applicable provisions of the State Purchasing
9 Law, the General Accounting and Budgetary Procedures Law, the Revenue
10 Stabilization Law and any other applicable fiscal control laws of this State
11 and regulations promulgated by the Department of Finance and Administration,
12 as authorized by law, shall be strictly complied with in disbursement of any
13 funds provided by this act unless specifically provided otherwise by law.
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15 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
16 Assembly that any funds disbursed under the authority of the appropriations
17 contained in this act shall be in compliance with the stated reasons for
18 which this act was adopted, as evidenced by the Agency Requests, Executive
19 Recommendations and Legislative Recommendations contained in the budget
20 manuals prepared by the Department of Finance and Administration, letters, or
21 summarized oral testimony in the official minutes of the Arkansas Legislative
22 Council or Joint Budget Committee which relate to its passage and adoption.
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24 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
25 Assembly, that the Constitution of the State of Arkansas prohibits the
26 appropriation of funds for more than a one (1) year period; that the
27 effectiveness of this Act on July 1, 2013 is essential to the operation of
28 the agency for which the appropriations in this Act are provided, and that in
29 the event of an extension of the legislative session, the delay in the
30 effective date of this Act beyond July 1, 2013 could work irreparable harm
31 upon the proper administration and provision of essential governmental
32 programs. Therefore, an emergency is hereby declared to exist and this Act
33 being necessary for the immediate preservation of the public peace, health
34 and safety shall be in full force and effect from and after July 1, 2013.
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36 APPROVED: 03/01/2013