

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: H4/1/99
A Bill

Act 1401 of 1999
HOUSE BILL 1692

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
10 INFORMATION SYSTEMS FOR OPERATIONS, CONTRACTING, AND
11 EXPENSES OF THE YEAR 2000 PROJECT; FOR PLANNING,
12 DEVELOPMENT, IMPLEMENTATION, OPERATION AND MAINTENANCE
13 OF A STATEWIDE NETWORK INFRASTRUCTURE; INVESTIGATION,
14 PLANNING AND DESIGN OF A STATEWIDE RADIO SYSTEM FOR
15 USE BY ALL STATE AGENCIES; AND FOR OTHER PURPOSES."

Subtitle

17 "AN ACT FOR THE DEPARTMENT OF
18 INFORMATION SYSTEMS - CAPITAL
19 IMPROVEMENT APPROPRIATION.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. APPROPRIATIONS – GENERAL IMPROVEMENT. There is hereby
26 appropriated, to the Department of Information Systems, to be payable from the
27 General Improvement Fund or its successor fund or fund accounts, the
28 following:

29 (A) For operations, contracting for, and the expenses of the Year 2000
30 Project, the sum of \$ 1,000,000.
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32 (B) For planning, development, implementation, operation and maintenance of
33 a Statewide Network Infrastructure, the sum of \$12,900,000.
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35 (C) For investigation, planning and design of a statewide radio system for
36 use by all state agencies, the sum of \$300,000.

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2 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
4 DISBURSEMENT OF FUNDS. Expenditure of the funds authorized herein shall be
5 made only upon documentation to the Chief Fiscal Officer of the State, in such
6 form as deemed necessary, that all criteria or pre-conditions established in
7 the appropriation act have been met or in the case of state agencies, that a
8 Method of Finance has been filed with the Office of Accounting in the
9 Department of Finance and Administration. Any matching funds as may be
10 provided in law shall be certified to the Chief Fiscal Officer of the State
11 prior to the commencement of the project. Further, any recipient of the funds
12 appropriated herein may be required to file a compliance audit indicating that
13 the use of the funds was in compliance with the intent of the General
14 Assembly.

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16 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
17 obligations otherwise incurred in relation to the project or projects
18 described herein in excess of the State Treasury funds actually available
19 therefor as provided by law. Provided, however, that institutions and
20 agencies listed herein shall have the authority to accept and use grants and
21 donations including Federal funds, and to use its unobligated cash income or
22 funds, or both available to it, for the purpose of supplementing the State
23 Treasury funds for financing the entire costs of the project or projects
24 enumerated herein. Provided further, that the appropriations and funds
25 otherwise provided by the General Assembly for Maintenance and General
26 Operations of the agency or institutions receiving appropriation herein shall
27 not be used for any of the purposes as appropriated in this act.

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

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35 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
36 that any funds disbursed under the authority of the appropriations contained

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

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8 SECTION 5. CODE. All provisions of this Act of a general and permanent
9 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
10 Code Revision Commission shall incorporate the same in the Code.

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12 SECTION 6. SEVERABILITY. If any provision of this act or the application
13 thereof to any person or circumstance is held invalid, such invalidity shall
14 not affect other provisions or applications of the act which can be given
15 effect without the invalid provision or application, and to this end the
16 provisions of this act are declared to be severable.

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18 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict with
19 this act are hereby repealed.

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21 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
22 Eighty-second General Assembly, that the Constitution of the State of Arkansas
23 prohibits the appropriation of funds for more than a two (2) year period; that
24 the effectiveness of this Act on July 1, 1999 is essential to the operation of
25 the agency for which the appropriations in this Act are provided, and that in
26 the event of an extension of the Regular Session, the delay in the effective
27 date of this Act beyond July 1, 1999 could work irreparable harm upon the
28 proper administration and provision of essential governmental programs.
29 Therefore, an emergency is hereby declared to exist and this Act being
30 necessary for the immediate preservation of the public peace, health and
31 safety shall be in full force and effect from and after July 1, 1999.

32 /s/ Joint Budget Committee

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35 APPROVED: 4/13/1999