

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

A Bill

Act 443 of 1999
HOUSE BILL 1690

5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
10 HEALTH FOR A STATEWIDE INFORMATION NETWORK FOR THE
11 DEPARTMENT AND LOCAL HEALTH UNITS; AND FOR OTHER
12 PURPOSES. "

Subtitle

15 "AN ACT FOR THE DEPARTMENT OF HEALTH
16 - STATEWIDE INFORMATION NETWORK CAPITAL
17 IMPROVEMENT APPROPRIATION.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. APPROPRIATIONS - STATEWIDE INFORMATION NETWORK. There is hereby
23 appropriated, to the Department of Health, to be payable from the General
24 Improvement Fund or its successor fund or fund accounts, the following:

25 (A) For a statewide information network for the department and local health
26 units including contractual services, training costs, equipment purchases, and
27 other system development related costs, the sum of\$7,691,000.
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29 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
30 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DEPARTMENT OF
31 HEALTH - FUND TRANSFER. The Director of the Department of Health is authorized
32 to transfer agency funds into the General Improvement Fund in support of the
33 appropriation provided for in this act for the Department of Health-
34 Information Technology Project in the event sufficient General Improvement
35 funds are not allocated to this project. Upon approval of the Chief Fiscal
36 Officer of the State, such transfer shall be made on the books of the

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1 Department of Finance and Administration, Auditor of State, and Treasurer of
 2 State.

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 4 SECTION 3. SPECIAL LANGUAGE. DEPARTMENT OF HEALTH - INFORMATION
 5 TECHNOLOGY PROJECT. In order to adequately provide for the development and
 6 implementation of a statewide information network through the Department of
 7 Health, the Department of Health shall be permitted to use all appropriations
 8 and funds as provided by the General Assembly for personal services,
 9 maintenance, and general operations of the agency in connection with this
 10 project.

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

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 26 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
 27 obligations otherwise incurred in relation to the project or projects
 28 described herein in excess of the State Treasury funds actually available
 29 therefor as provided by law. Provided, however, that institutions and
 30 agencies listed herein shall have the authority to accept and use grants and
 31 donations including Federal funds, and to use its unobligated cash income or
 32 funds, or both available to it, for the purpose of supplementing the State
 33 Treasury funds for financing the entire costs of the project or projects
 34 enumerated herein. Provided further, that the appropriations and funds
 35 otherwise provided by the General Assembly for Maintenance and General
 36 Operations of the agency or institutions receiving appropriation herein shall

1 not be used for any of the purposes as appropriated in this act.

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

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 9 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
 10 that any funds disbursed under the authority of the appropriations contained
 11 in this act shall be in compliance with the stated reasons for which this act
 12 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 13 and Legislative Recommendations contained in the budget manuals prepared by
 14 the Department of Finance and Administration, letters, or summarized oral
 15 testimony in the official minutes of the Arkansas Legislative Council or Joint
 16 Budget Committee which relate to its passage and adoption.

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

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 22 SECTION 8. SEVERABILITY. If any provision of this act or the application
 23 thereof to any person or circumstance is held invalid, such invalidity shall
 24 not affect other provisions or applications of the act which can be given
 25 effect without the invalid provision or application, and to this end the
 26 provisions of this act are declared to be severable.

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 28 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict with
 29 this act are hereby repealed.

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 31 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
 32 Eighty-second General Assembly, that the Constitution of the State of Arkansas
 33 prohibits the appropriation of funds for more than a two (2) year period; that
 34 the effectiveness of this Act on July 1, 1999 is essential to the operation of
 35 the agency for which the appropriations in this Act are provided, and that in
 36 the event of an extension of the Regular Session, the delay in the effective

1 date of this Act beyond July 1, 1999 could work irreparable harm upon the
2 proper administration and provision of essential governmental programs.
3 Therefore, an emergency is hereby declared to exist and this Act being
4 necessary for the immediate preservation of the public peace, health and
5 safety shall be in full force and effect from and after July 1, 1999.

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8 APPROVED: 3/4/1999
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