

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

As Engrossed: S3/30/11

A Bill

HOUSE BILL 1596

5 By: Representative Hyde
6

For An Act To Be Entitled

8 AN ACT TO REQUIRE FISCAL IMPACT STATEMENTS FOR
9 PROPOSED BILLS AMENDING THE ARKANSAS SCHOLARSHIP
10 LOTTERY ACT, § 23-115-101 ET SEQ., OR IMPOSING A NEW
11 OR INCREASED COST TO THE LOTTERY, THE ARKANSAS
12 LOTTERY COMMISSION, OR THIS STATE; AND FOR OTHER
13 PURPOSES.
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Subtitle

16 TO REQUIRE FISCAL IMPACT STATEMENTS FOR
17 PROPOSED BILLS AMENDING THE ARKANSAS
18 SCHOLARSHIP LOTTERY ACT, § 23-115-101 ET
19 SEQ.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 23-115-103, concerning the definitions for
26 the Arkansas Scholarship Lottery Act, is amended to add an additional
27 subdivision to read as follows:

28 (27) "Fiscal impact statement" means a realistic written
29 statement of the:

30 (A) Purpose of a proposed law or proposed amendment to a
31 law under this chapter; and

32 (B) Estimated financial cost to the Arkansas Lottery
33 Commission, the lottery, and this state of implementing or complying with the
34 proposed law or proposed rule.
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36 SECTION 2. Arkansas Code Title 23, Chapter 115, Subchapter 1 is amended



1 to add an additional section to read as follows:

2 23-115-104. Fiscal impact statement.

3 (a) The author of a bill filed in the House of Representatives or the
4 Senate shall have a fiscal impact statement prepared if the bill:

5 (1) Amends this chapter; or

6 (2) Will impose a new or increased cost to:

7 (A) The Arkansas Lottery Commission; or

8 (B) A lottery.

9 (b) The author of the bill shall file the fiscal impact statement with
10 the chair of the committee to which the bill is referred:

11 (1) At least three (3) days before the bill may be called up for
12 final action in the committee during a regular session of the General
13 Assembly;

14 (2) At least three (3) days before the bill may be called up for
15 final action in the committee during a fiscal session of the General
16 Assembly; and

17 (3) At least one (1) day before the bill may be called up for
18 final action in the committee during an extraordinary session of the General
19 Assembly.

20 (c)(1) A fiscal impact statement under this section shall be developed
21 by the Bureau of Legislative Research within the guidelines adopted by the
22 Arkansas Lottery Commission Legislative Oversight Committee.

23 (2) The Department of Higher Education or the commission, as
24 applicable, shall assist in the preparation of the fiscal impact statement.

25 (d)(1)(A) If a bill requiring a fiscal impact statement under this
26 section is called up for final passage in the House of Representatives or the
27 Senate and a fiscal impact statement has not been provided by the author of
28 the bill or by the committee to which the bill was referred, any member of
29 the House of Representatives or the Senate may object to the bill's being
30 called up for final passage until a fiscal impact statement is prepared and
31 made available on the desk of each member of the House of Representatives or
32 the Senate at least one (1) day before the bill's being called up for final
33 passage.

34 (B) An affirmative vote of two-thirds (2/3) of a quorum
35 present and voting shall override the objection.

36 (2) If an objection is made without override, the presiding

1 officer of the House of Representatives or the Senate shall cause the bill to
2 be referred to the bureau for the preparation of a fiscal impact statement
3 that shall be filed with the presiding officer of the House of
4 Representatives or the Senate not later than five (5) days from the date of
5 the request.

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/s/Hyde

APPROVED: 04/04/2011