

ARKANSAS SENATE

92nd General Assembly - First Extraordinary Session, 2020

Amendment Form

Subtitle of Senate Bill No. 2

AN ACT TO CREATE THE COVID-19 RAINY DAY FUND; TO TRANSFER FUNDS TO THE COVID-19
RAINY DAY FUND; AND TO DECLARE AN EMERGENCY.

Amendment No. 1 to Senate Bill 2

Amend Senate Bill No. 2 as originally introduced:

Add Senators Hickey, A. Clark, K. Hammer, B. Sample, Caldwell, T. Garner, M. Johnson, G. Stubblefield, Rice as cosponsors of the bill

AND

Page 2, delete lines 7 through 36 and substitute the following:

“(d)(1) Notwithstanding any other provisions of law, the release of any funds from the COVID-19 Rainy Day Fund shall require prior approval of the Performance Evaluation and Expenditure Review Subcommittee of the Legislative Council or, if the General Assembly is in session, the Performance Evaluation and Expenditure Review/Review Subcommittee of the Joint Budget Committee, including the Speaker of the House of Representatives and the President Pro Tempore of the Senate.

(2) The Secretary of the Department of Finance and Administration shall notify the co-chairs of the Performance Evaluation and Expenditure Review Subcommittee of the Legislative Council or, if the General Assembly is in session, the Performance Evaluation and Expenditure Review/Review Subcommittee of the Joint Budget Committee, the Speaker of the House of Representatives, the President Pro Tempore of the Senate, and all other members of the General Assembly of a request for the release of funds from the COVID-19 Rainy Day Fund.

(3)(A) The co-chairs of the Performance Evaluation and Expenditure Review Subcommittee of the Legislative Council or, if the General



Assembly is in session, the Performance Evaluation and Expenditure Review/Review Subcommittee of the Joint Budget Committee, shall communicate the request to the members of the appropriate subcommittee and shall schedule a meeting within three (3) hours after receiving the request.

(B)(1) The co-chairs of the Performance Evaluation and Expenditure Review Subcommittee of the Legislative Council or, if the General Assembly is in session, the Performance Evaluation and Expenditure Review/Review Subcommittee of the Joint Budget Committee, shall provide the meeting notice to the Speaker of the House of Representatives and the President Pro Tempore of the Senate.

(2) The votes of the Speaker of the House of Representatives and the President Pro Tempore of the Senate shall be recorded with the votes of the Performance Evaluation and Expenditure Review Subcommittee of the Legislative Council or, if the General Assembly is in session, the Performance Evaluation and Expenditure Review/Review Subcommittee of the Joint Budget Committee.

(4) As used in this section, "meeting" includes a:

(A) Conference call at which a roll call vote shall be taken and the votes recorded;

(B)(i) Notification by email and voting by electronic means.

(ii) The vote on the request to release any funds from the COVID-19 Rainy Day Fund shall be submitted electronically within two (2) hours after receiving the notification from the co-chairs of the Performance Evaluation and Expenditure Review Subcommittee of the Legislative Council or, if the General Assembly is in session, the Performance Evaluation and Expenditure Review/Review Subcommittee of the Joint Budget Committee; or

(C) A scheduled meeting at the seat of government.

(5)(A) A quorum for the purpose of approving the release of any funds from the COVID-19 Rainy Day Fund shall be:

(i) A majority of the members of the Performance Evaluation and Expenditure Review Subcommittee of the Legislative Council or, if the General Assembly is in session, the Performance Evaluation and Expenditure Review/Review Subcommittee of the Joint Budget Committee;

(ii) The Speaker of the House of Representatives;
and

(iii) The President Pro Tempore of the Senate.

(B) An affirmative vote of a majority of the members present, including the Speaker of the House of Representatives and the President Pro Tempore of the Senate, shall be necessary for approving the release of any funds from the COVID-19 Rainy Day Fund.

(C) Action by the Performance Evaluation and Expenditure Review Subcommittee of the Legislative Council or, if the General Assembly is in session, the Performance Evaluation and Expenditure Review/Review Subcommittee of the Joint Budget Committee, is final and shall not require Legislative Council or Joint Budget Committee approval.

(D)(i) The action taken under this subsection (d) shall be reported to the members of the General Assembly.

(ii) The report shall include:

(a) Remaining Balances in the COVID-19 Rainy Day Fund;

(b) Total amount released to date; and

(c) The amount of each prior release and the purpose of the release."

And

Page 3, delete lines 1 through 23

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Hickey

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Secretary