

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

# A Bill

HOUSE BILL 1596

5 By: Representative Hyde  
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## 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;

8 (B) A lottery; or

9 (C) This state.

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

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

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

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

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

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

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

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

1           (2) If an objection is made without override, the presiding  
2 officer of the House of Representatives or the Senate shall cause the bill to  
3 be referred to the bureau for the preparation of a fiscal impact statement  
4 that shall be filed with the presiding officer of the House of  
5 Representatives or the Senate not later than five (5) days from the date of  
6 the request.

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