

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

As Engrossed: S3/7/97

A Bill

SENATE BILL 259

4
5 By: Joint Budget Committee
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For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
10 COMPUTER SERVICES OR ITS SUCCESSOR AGENCY FOR A STATEWIDE
11 DISTANCE LEARNING AND TELEMEDICINE NETWORK GRANTS; AND FOR
12 OTHER PURPOSES."

Subtitle

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14 "AN ACT FOR STATEWIDE DISTANCE LEARNING
15 AND TELEMEDICINE NETWORK GRANTS CAPITAL
16 IMPROVEMENT APPROPRIATION."
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
22 Department of Computer Services or its successor agency, to be payable from
23 the Telecommunications and Information Technology Fund, from funds received
24 from the General Improvement Fund from time to time the following:

25 (A) For providing grants to public and/or non-profit entities for the
26 development of a statewide distance learning and telemedicine network, the sum
27 of.....\$4,000,000.
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29 SECTION 2. Before disbursing funds from the appropriation provided in
30 Section 1 herein, the Department of Computer Services or its successor agency
31 shall seek prior review from the Joint Interim Committee on Advanced
32 Communications and Information Technology of the Arkansas General Assembly.
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34 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
35 obligations otherwise incurred in relation to the project or projects
36 described herein in excess of the State Treasury funds actually available

1 therefor as provided by law. Provided, however, that institutions and
2 agencies listed herein shall have the authority to accept and use grants and
3 donations including Federal funds, and to use its unobligated cash income or
4 funds, or both available to it, for the purpose of supplementing the State
5 Treasury funds for financing the entire costs of the project or projects
6 enumerated herein. Provided further, that the appropriations and funds
7 otherwise provided by the General Assembly for Maintenance and General
8 Operations of the agency or institutions receiving appropriation herein shall
9 not be used for any of the purposes as appropriated in this Act.

10 (B) The restrictions of any applicable provisions of the State
11 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
12 Revenue Stabilization Law and any other applicable fiscal control laws of this
13 State and regulations promulgated by the Department of Finance and
14 Administration, as authorized by law, shall be strictly complied with in
15 disbursement of any funds provided by this Act unless specifically provided
16 otherwise by law.

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18 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
19 Assembly that any funds disbursed under the authority of the appropriations
20 contained in this Act shall be in compliance with the stated reasons for which
21 this Act was adopted, as evidenced by the Agency Requests, Executive
22 Recommendations and Legislative Recommendations contained in the budget
23 manuals prepared by the Department of Finance and Administration, letters, or
24 summarized oral testimony in the official minutes of the Arkansas Legislative
25 Council or Joint Budget Committee which relate to its passage and adoption.

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

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31 SECTION 6. SEVERABILITY. If any provision of this Act or the
32 application thereof to any person or circumstance is held invalid, such
33 invalidity shall not affect other provisions or applications of the Act which
34 can be given effect without the invalid provision or application, and to this
35 end the provisions of this Act are declared to be severable.

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SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-First General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1997 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1997 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1997.

/s/Russ et al

