

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

HOUSE BILL 1368

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

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9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
11 INFORMATION SYSTEMS; AND FOR OTHER PURPOSES. "

Subtitle

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14 "AN ACT FOR THE DEPARTMENT OF INFORMATION
15 SYSTEMS REAPPROPRIATION. "

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION - DISTANCE LEARNING AND TELEMEDICINE. There is
21 hereby appropriated, to the Department of Information Systems, to be payable
22 from the Telecommunications and Information Technology Fund, for the
23 Department of Information Systems, the following:

24 (A) Effective July 1, 1999, the balance of the appropriation provided in
25 Section 1 of Act 559 of 1997, for providing grants to public and/or non-profit
26 entities for the development of a statewide distance learning and telemedicine
27 network, in a sum not to exceed\$1,256,190.
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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. PRIOR REVIEW.
31 Before disbursing funds from the appropriation provided in Section 1 herein,
32 the Department of ~~Computer Services~~ Information Systems or its successor
33 agency shall seek prior review from the Joint Committee on Advanced
34 Communications and Information Technology of the Arkansas General Assembly.
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36 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor

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

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

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

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

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

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2 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict with
3 this act are hereby repealed.
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5 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
6 Eighty-second General Assembly, that the Constitution of the State of Arkansas
7 prohibits the appropriation of funds for more than a two (2) year period; that
8 previous General Assemblies have provided appropriations for the projects
9 provided or enumerated in this act; that certain appropriations will expire
10 before the adjournment of the General Assembly; and that if such
11 appropriations expire, the projects and programs authorized herein will cease
12 thereby depriving the citizens of the State of the benefits to be derived from
13 such projects. Therefore, an emergency is hereby declared to exist and this
14 Act being necessary for the immediate preservation of the public peace, health
15 and safety shall be in full force and effect from and after the date of its
16 passage and approval. If the bill is neither approved nor vetoed by the
17 Governor, it shall become effective on the expiration of the period of time
18 during which the Governor may veto the bill. If the bill is vetoed by the
19 Governor and the veto is overridden, it shall become effective on the date the
20 last house overrides the veto.
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