

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

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

A Bill

SENATE BILL 279

4
5 By: Senators Beebe, Bradford, Argue, Bearden, Bisbee, Brown, Canada, Critcher, DeLay, Dowd,
6 Edwards, Everett, Fitch, Gordon, Gwatney, Harriman, Hill, Hoofman, Hopkins, Hunter, Kennedy, B.
7 Lewellen, Mahony, D. Malone, Riggs, Roebuck, Ross, Russ, Scott, K. Smith, B. Walker, Walters, Webb,
8 Wilson, Wooldridge

9 By: Representatives B. Johnson, T. Thomas, Magnus, P. Malone, Agee, Bennett, Bledsoe, Broadway,
10 Buchanan, Bush, Courtway, Duggar, Elliott, Faris, Files, French, Glover, Green, Haak, Hausam, Hendren,
11 Hunt, Kidd, Lavery, Luker, Milum, Minton, Morris, Parks, Rackley, Rodgers, Sheppard, Simmons, R.
12 Smith, T. Smith, Taylor, Vess, Womack

For An Act To Be Entitled

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15 "AN ACT TO AUTHORIZE A PILOT PROGRAM OF PERFORMANCE-
16 BASED PROGRAM BUDGETING AND STRATEGIC PLANNING BY THE
17 LEGISLATIVE COUNCIL; AND FOR OTHER PURPOSES."

Subtitle

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20 "PERFORMANCE-BASED PROGRAM BUDGETING AND
21 STRATEGIC PLANNING PILOT PROGRAM"

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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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27 SECTION 1. DEFINITIONS. For the purposes of this act:

28 (a) "Performance-based program budget" means a budget that incorporates
29 approved programs and performance measures.

30 (b) "Performance-based program appropriation" means funds appropriated for a
31 specific set of activities or classification of expenditure and performance
32 measures within an approved performance-based program.

33
34 SECTION 2. PILOT PROGRAM AUTHORIZED. On or before the date of the
35 regular monthly meeting of the Legislative Council in June, 1999 the
36 Legislative Council, in consultation with the appropriate officials of

1 Executive Branch, shall select programs from at least three agencies for a
 2 pilot program of performance-based program budgeting and strategic planning.
 3 At the same time the Legislative Council will select or appoint a subcommittee
 4 that will be given the responsibility for implementing the pilot program. The
 5 subcommittee shall:

6 (1) design and recommend to the 83rd General Assembly a comprehensive
 7 statewide performance-based budget system to become effective July 1, 2001;

8 (2) report its findings and recommendations to the Legislative Council
 9 during the budget hearings held prior to the convening of the 83rd General
 10 Assembly;

11 (3) make a recommendation of the relationships and roles of the various
 12 legislative service agencies and the Office of the Governor in the
 13 performance-based budgeting system;

14 (4) recommend the timetable required for statewide implementation;

15 (5) recommend a method and fix the responsibility of verification of
 16 data collection;

17 (6) recommend a method and fix the responsibility for the evaluation of
 18 the success of programs;

19 (7) determine incentives and disincentives to be available for agency
 20 performance; and

21 (8) provide an estimated cost of implementation and such other elements
 22 as may be appropriate.

23 The Bureau of Legislative Research, the Legislative Auditor, the Department
 24 of Finance and Administration and such other agencies as may be required by
 25 the subcommittee shall provide full cooperation and assistance in this
 26 initiative.

27 As close to July 1, 1999 as possible but no later than September 1, 1999
 28 the agencies selected shall determine the goals to be accomplished in those
 29 programs, strategies to be used to accomplish those goals and the measurements
 30 to be used in evaluating the programs. The goals, strategies and measurements
 31 shall be determined in consultation with the appropriate interim committee,
 32 the Governor's Office, the staffs of the Bureau of Legislative Research and
 33 the Legislative Auditor. The budget requests for the 2001-2003 biennium
 34 submitted by the selected agencies to the Legislative Council and Joint Budget
 35 Committees shall contain performance-based appropriations for those selected
 36 programs which are based upon approved measurements within the performance-

1 based program format as determined by the Legislative Council.

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3 SECTION 3. EMERGENCY CLAUSE. It is hereby found and determined by the
4 Eighty-second General Assembly that the current line item budgeting is not
5 conducive to making the agencies accountable and that the process of changing
6 the system must begin immediately in order to see results in a meaningful time
7 frame. Therefore, an emergency is declared to exist and this act being
8 immediately necessary for the preservation of the public peace, health and
9 safety shall become effective on the date of its approval by the Governor. If
10 the bill is neither approved nor vetoed by the Governor, it shall become
11 effective on the expiration of the period of time during which the Governor
12 may veto the bill. If the bill is vetoed by the Governor and the veto is
13 overridden, it shall become effective on the date the last house overrides the
14 veto.