

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  
4

*As Engrossed: S2/19/99*

# A Bill

SENATE BILL 345

5 *By: Joint Budget Committee*  
6  
7

## For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR STATEWIDE  
10 DISTANCE LEARNING NETWORK, TELEMEDICINE NETWORK AND  
11 TECHNOLOGY GRANTS FOR THE DEPARTMENT OF INFORMATION  
12 SYSTEMS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2001;  
13 AND FOR OTHER PURPOSES."

## Subtitle

15 "AN ACT FOR THE DEPARTMENT OF  
16 INFORMATION SYSTEMS - STATEWIDE DISTANCE  
17 LEARNING NETWORK, TELEMEDICINE NETWORK  
18 AND TECHNOLOGY GRANTS CAPITAL  
19 IMPROVEMENT APPROPRIATION FOR THE 1999-  
20 2001 BIENNIUM."  
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22  
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. APPROPRIATION. There is hereby appropriated, to the Department  
27 of Information Systems, to be payable from the Telecommunications and  
28 Information Technology Fund, from funds received from the General Improvement  
29 Fund and its successor fund or fund accounts, from time to time the following:  
30 (A) For providing grants to public and/or non-profit entities for the  
31 development of a statewide distance learning network, telemedicine network or  
32 other related technology projects, the sum of .....\$6,000,000.  
33

34 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
35 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REVIEW. Before  
36 disbursing funds from the appropriation provided in Section 1 herein, the

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1 Department of Information Systems shall seek prior review from the Joint  
2 Committee on Advanced Communications and Information Technology of the  
3 Arkansas General Assembly.

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5 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
6 obligations otherwise incurred in relation to the project or projects  
7 described herein in excess of the State Treasury funds actually available  
8 therefor as provided by law. Provided, however, that institutions and  
9 agencies listed herein shall have the authority to accept and use grants and  
10 donations including Federal funds, and to use its unobligated cash income or  
11 funds, or both available to it, for the purpose of supplementing the State  
12 Treasury funds for financing the entire costs of the project or projects  
13 enumerated herein. Provided further, that the appropriations and funds  
14 otherwise provided by the General Assembly for Maintenance and General  
15 Operations of the agency or institutions receiving appropriation herein shall  
16 not be used for any of the purposes as appropriated in this act.

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

23  
24 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by  
25 this act shall be limited to the appropriation for such agency and funds made  
26 available by law for the support of such appropriations; and the restrictions  
27 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
28 Law, the Revenue Stabilization Law, the Regular Salary Procedures and  
29 Restrictions Act, or their successors, and other fiscal control laws of this  
30 State, where applicable, and regulations promulgated by the Department of  
31 Finance and Administration, as authorized by law, shall be strictly complied  
32 with in disbursement of said funds.

33  
34 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
35 that any funds disbursed under the authority of the appropriations contained  
36 in this act shall be in compliance with the stated reasons for which this act

1 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
2 and Legislative Recommendations contained in the budget manuals prepared by  
3 the Department of Finance and Administration, letters, or summarized oral  
4 testimony in the official minutes of the Arkansas Legislative Council or Joint  
5 Budget Committee which relate to its passage and adoption.

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7 SECTION 6. CODE. All provisions of this Act of a general and permanent  
8 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
9 Code Revision Commission shall incorporate the same in the Code.

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11 SECTION 7. SEVERABILITY. If any provision of this act or the application  
12 thereof to any person or circumstance is held invalid, such invalidity shall  
13 not affect other provisions or applications of the act which can be given  
14 effect without the invalid provision or application, and to this end the  
15 provisions of this act are declared to be severable.

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

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20 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
21 Eighty-second General Assembly, that the Constitution of the State of Arkansas  
22 prohibits the appropriation of funds for more than a two (2) year period; that  
23 the effectiveness of this Act on July 1, 1999 is essential to the operation of  
24 the agency for which the appropriations in this Act are provided, and that in  
25 the event of an extension of the Regular Session, the delay in the effective  
26 date of this Act beyond July 1, 1999 could work irreparable harm upon the  
27 proper administration and provision of essential governmental programs.  
28 Therefore, an emergency is hereby declared to exist and this Act being  
29 necessary for the immediate preservation of the public peace, health and  
30 safety shall be in full force and effect from and after July 1, 1999.

31  
32 /s/ Russ  
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