

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 616

4
5 By: Senator Dowd
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR DISTRIBUTION OF
10 APPROPRIATION AND FUNDS FROM THE TOBACCO SETTLEMENT
11 FOR HEALTH RELATED TREATMENTS AND RESEARCH AS PROVIDED
12 BY LAW FOR THE OFFICE OF THE TREASURER OF STATE FOR
13 THE BIENNIAL PERIOD ENDING JUNE 30, 2001; AND FOR
14 OTHER PURPOSES. "

Subtitle

15
16 "AN ACT FOR THE OFFICE OF THE TREASURER
17 OF STATE - TOBACCO SETTLEMENT PROCEEDS
18 APPROPRIATION FOR THE 1999-2001
19 BIENNIUM. "
20
21
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. APPROPRIATION - TOBACCO SETTLEMENT. There is hereby
26 appropriated, to the Office of the Treasurer of State, to be payable from the
27 Tobacco Settlement Trust Fund, for distribution and transfers to state
28 agencies for health related research projects and other programs approved to
29 be financed from the proceeds of the tobacco settlement of the Office of the
30 Treasurer of State - Tobacco Settlement Proceeds for the biennial period
31 ending June 30, 2001, the sum of\$1,622,338,126.
32

33 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
34 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFERS OF
35 TOBACCO SETTLEMENT PROCEEDS. The Chief Fiscal Officer of the State shall
36 notify the State Treasurer of the accounts to which the proceeds from the

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1 tobacco settlement shall be transferred and the amount approved by law of such
 2 transfer. Upon notification by the Chief Fiscal Officer of the State, the
 3 State Treasurer shall transfer funds from the Tobacco Settlement Trust Fund
 4 and appropriations from the amounts set out in this act to the accounts and
 5 funds so determined by the Chief Fiscal Officer of the State and shall notify
 6 the Chief Fiscal Officer of the State and the State Auditor of such transfers.
 7 Such proceeds and appropriations as transferred to the various state
 8 agencies, boards, commissions and institutions may be used for any purpose as
 9 authorized by law from such proceeds.

10
 11 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
 12 this act shall be limited to the appropriation for such agency and funds made
 13 available by law for the support of such appropriations; and the restrictions
 14 of the State Purchasing Law, the General Accounting and Budgetary Procedures
 15 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
 16 Restrictions Act, or their successors, and other fiscal control laws of this
 17 State, where applicable, and regulations promulgated by the Department of
 18 Finance and Administration, as authorized by law, shall be strictly complied
 19 with in disbursement of said funds.

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

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

33
 34 SECTION 6. SEVERABILITY. If any provision of this act or the application
 35 thereof to any person or circumstance is held invalid, such invalidity shall
 36 not affect other provisions or applications of the act which can be given

1 effect without the invalid provision or application, and to this end the
2 provisions of this act are declared to be severable.

3
4 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict with
5 this act are hereby repealed.

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7 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
8 Eighty-second General Assembly, that the Constitution of the State of Arkansas
9 prohibits the appropriation of funds for more than a two (2) year period; that
10 the effectiveness of this Act on July 1, 1999 is essential to the operation of
11 the agency for which the appropriations in this Act are provided, and that in
12 the event of an extension of the Regular Session, the delay in the effective
13 date of this Act beyond July 1, 1999 could work irreparable harm upon the
14 proper administration and provision of essential governmental programs.
15 Therefore, an emergency is hereby declared to exist and this Act being
16 necessary for the immediate preservation of the public peace, health and
17 safety shall be in full force and effect from and after July 1, 1999.