

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007

A Bill

SENATE BILL 397

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
10 OF FINANCE AND ADMINISTRATION - DISBURSING
11 OFFICER - SETTLEMENT PAYMENT; AND FOR OTHER
12 PURPOSES.
13
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Subtitle

15 AN ACT FOR THE DEPARTMENT OF FINANCE AND
16 ADMINISTRATION - DISBURSING OFFICER; AND
17 FOR OTHER PURPOSES.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATIONS - SETTLEMENT PAYMENT. There is hereby
24 appropriated, to the Department of Finance and Administration - Disbursing
25 Officer, to be payable from the General Revenue Allotment Reserve Fund, the
26 following:

27 (A) For a settlement payment to the United States Department of Health and
28 Human Services for any and all claims, inclusive of interest, of a federal
29 debt owed by the Arkansas Department of Information Systems for over
30 recoveries of costs in service categories for years 1997 through 2005, the
31 sum of\$44,000,000.
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33 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
34 obligations otherwise incurred in relation to the project or projects
35 described herein in excess of the State Treasury funds actually available
36 therefor as provided by law. Provided, however, that institutions and



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

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

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 16 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly
 17 that any funds disbursed under the authority of the appropriations contained
 18 in this act shall be in compliance with the stated reasons for which this act
 19 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 20 and Legislative Recommendations contained in the budget manuals prepared by
 21 the Department of Finance and Administration, letters, or summarized oral
 22 testimony in the official minutes of the Arkansas Legislative Council or
 23 Joint Budget Committee which relate to its passage and adoption.

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 25 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
 26 Assembly, that the Constitution of the State of Arkansas prohibits the
 27 appropriation of funds for more than a two (2) year period; that the
 28 effectiveness of this Act on the date of its passage and approval is
 29 essential to the operation of the agency for which the appropriations in this
 30 Act are provided, and that in the event of an extension of the Regular
 31 Session, the delay in the effective date of this Act beyond the date of its
 32 passage and approval could work irreparable harm upon the proper
 33 administration and provision of essential governmental programs. Therefore,
 34 an emergency is hereby declared to exist and this Act being necessary for the
 35 immediate preservation of the public peace, health and safety shall be in
 36 full force and effect from and after the date of its passage and approval.

1 If the bill is neither approved nor vetoed by the Governor, it shall become
2 effective on the expiration of the period of time during which the Governor
3 may veto the bill. If the bill is vetoed by the Governor and the veto is
4 overridden, it shall become effective on the date the last house overrides
5 the veto.

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