

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas

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As Engrossed: H2/6/19 H2/27/19

3 92nd General Assembly

A Bill

4 Regular Session, 2019

HOUSE BILL 1341

5

6 By: Representatives Cavanaugh, Bentley, Bragg, Payton, *Brown, Christiansen, Della Rosa, Gates, M.*

7 *Gray, Ladyman, Lundstrum, Lynch, McCollum, Penzo, Petty, Rushing, S. Smith, Speaks, Vaught*

8 By: Senator B. Ballinger

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For An Act To Be Entitled

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AN ACT CONCERNING STATE ACCOUNTING AND BUDGETARY

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PROCEDURES; TO CREATE THE GOVERNMENT FINANCIAL

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DISCLOSURE AND ACCOUNTABILITY ACT OF 2019; TO AMEND

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THE LAW CONCERNING THE BUDGET REQUESTS OF CERTAIN

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STATE OFFICES AND DEPARTMENTS; TO AMEND THE LAW

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CONCERNING THE EXPENDITURE OF CASH FUNDS; AND FOR

17

OTHER PURPOSES.

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Subtitle

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TO CREATE THE GOVERNMENT FINANCIAL

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DISCLOSURE AND ACCOUNTABILITY ACT OF

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2019.

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

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SECTION 1. DO NOT CODIFY. Title.

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This act shall be known and may be cited as the "Government Financial Disclosure and Accountability Act of 2019".

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SECTION 2. DO NOT CODIFY. Legislative intent.

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(a) It is the intent of the General Assembly:

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(1) To provide for additional transparency in the budgeting and

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expenditure procedures used by constitutional officers and agencies;

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(2) To require additional financial disclosures to better enable



1 the General Assembly to responsibly appropriate state funds;

2 (3) To ensure that the state and the public have the necessary
3 information to determine whether state funds are being used in an appropriate
4 and fiscally responsible manner; and

5 (4) That, to the extent this section conflicts with any
6 provision of the Arkansas Constitution, the Arkansas Constitution applies.

7 (b) It is not the intent of the General Assembly to:

8 (1) Make the constitutional officers and agencies state agencies
9 for purposes of state accounting and budgetary procedures;

10 (2) Require the constitutional officers and agencies to submit
11 annual operations plans that are the same as the annual operations plans
12 required for state agencies; or

13 (3) Apply the procurement laws in Arkansas Code, Title 19,
14 Chapter 11, to the constitutional officers and agencies to the extent that
15 the procurement laws do not already apply.

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17 SECTION 3. Arkansas Code § 19-4-201(b)(2), concerning the authority of
18 the Governor with respect to the execution of the state budget, is amended to
19 read as follows:

20 (2)(A) Budget requests for administration and operation of the
21 legislative branch, the judicial branch, the elective constitutional offices,
22 the Arkansas Department of Transportation, the Office of the Arkansas
23 Lottery, and the Arkansas State Game and Fish Commission shall be submitted
24 directly to the Legislative Council without any recommendation by the
25 Governor.

26 (B) Each budget request submitted under subdivision
27 (b)(2)(A) of this section shall:

28 (i) Include all of the information required for
29 other public entities under this chapter;

30 (ii) Be in substantially the same format as budget
31 requests for other public entities under this chapter; and

32 (iii) Include a detailed listing of any
33 unappropriated funds, including without limitation the sources of the funds,
34 the fund balances, and the expenditures of the funds for the previous fiscal
35 year.

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