

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: S3/14/13

A Bill

SENATE BILL 517

5 By: Senators J. English, D. Sanders
6

For An Act To Be Entitled

8 AN ACT TO PROVIDE THAT FUNDS RECEIVED BY
9 CONSTITUTIONAL OFFICERS OR STATE AGENCIES AS A RESULT
10 OF AN AWARD BY THE COURT OR SETTLEMENT AGREEMENT ARE
11 SUBJECT TO APPROPRIATION BY THE GENERAL ASSEMBLY; AND
12 FOR OTHER PURPOSES.
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Subtitle

15 TO PROVIDE THAT FUNDS RECEIVED BY
16 CONSTITUTIONAL OFFICERS OR STATE AGENCIES
17 AS A RESULT OF AN AWARD BY THE COURT OR
18 SETTLEMENT AGREEMENT ARE SUBJECT TO
19 APPROPRIATION BY THE GENERAL ASSEMBLY.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code Title 25, Chapter 16, Subchapter 7, is
26 amended to add an additional section to read as follows:

27 25-16-714. Settlement orders.

28 An order of settlement in a matter in which the Attorney General will
29 receive funds on behalf of the State of Arkansas as a result of an award by a
30 court or a settlement agreement shall specify that any funds received by the
31 Attorney General are funds subject to appropriation by the General Assembly.
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33 SECTION 2. Arkansas Code Title 19, Chapter 4, Subchapter 2, is amended
34 to add an additional section to read as follows:

35 19-4-207. Funds received as an award by a court or a settlement
36 agreement.



1 (a)(1) As used in this section and except as provided in subdivision
2 (a)(2) of this section, "state agency" means an agency, board, authority,
3 commission, or department created by or receiving an appropriation by the
4 General Assembly.

5 (2) "State agency" does not include:

6 (A) An institution of higher education;

7 (B) The State Securities Department;

8 (C) The Arkansas State Game and Fish Commission;

9 (D) The Arkansas State Highway and Transportation
10 Department; and

11 (E) The Arkansas Lottery Commission.

12 (b) Except as provided in §§ 18-28-213(a), 18-28-403(a), and 19-4-
13 803(e), funds received as a result of an award by a court or a settlement
14 agreement are subject to appropriation by the General Assembly if the funds
15 have been received by a state agency or the:

16 (1) Governor;

17 (2) Secretary of State;

18 (3) Attorney General;

19 (4) Treasurer of State;

20 (5) Lieutenant Governor;

21 (6) Auditor of State;

22 (7) Commissioner of State Lands;

23 (8) Supreme Court and its justices;

24 (9) Court of Appeals and its judges;

25 (10) Circuit courts and circuit judges;

26 (11) Prosecuting attorneys;

27 (12) General Assembly; or

28 (13) Respective staffs of the officers, agencies, or courts
29 listed in this section.

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31 /s/J. English
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