

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

State of Arkansas  
89th General Assembly  
Regular Session, 2013

*As Engrossed: S3/14/13*  
**A Bill**

SENATE BILL 517

By: Senators J. English, D. Sanders

**For An Act To Be Entitled**

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

**Subtitle**

TO PROVIDE THAT FUNDS RECEIVED BY  
CONSTITUTIONAL OFFICERS OR STATE AGENCIES  
AS A RESULT OF AN AWARD BY THE COURT OR  
SETTLEMENT AGREEMENT ARE SUBJECT TO  
APPROPRIATION BY THE GENERAL ASSEMBLY.

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

SECTION 1. Arkansas Code Title 25, Chapter 16, Subchapter 7, is amended to add an additional section to read as follows:

25-16-714. Settlement orders.

An order of settlement in a matter in which the Attorney General will receive funds on behalf of the State of Arkansas as a result of an award by a court or a settlement agreement shall specify that any funds received by the Attorney General are funds subject to appropriation by the General Assembly.

SECTION 2. Arkansas Code Title 19, Chapter 4, Subchapter 2, is amended to add an additional section to read as follows:

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



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

(2) "State agency" does not include:

(A) An institution of higher education;

(B) The State Securities Department;

(C) The Arkansas State Game and Fish Commission;

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

(E) The Arkansas Lottery Commission.

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

(1) Governor;

(2) Secretary of State;

(3) Attorney General;

(4) Treasurer of State;

(5) Lieutenant Governor;

(6) Auditor of State;

(7) Commissioner of State Lands;

(8) Supreme Court and its justices;

(9) Court of Appeals and its judges;

(10) Circuit courts and circuit judges;

(11) Prosecuting attorneys;

(12) General Assembly; or

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

/s/J. English