

By: Senator Hickey
By: Representative Cozart

SENATE CONCURRENT RESOLUTION

TO AMEND THE JOINT RULES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY; AND TO ESTABLISH PROCEDURAL REQUIREMENTS FOR THE CREATION OR AMENDMENT OF LOTTERY-FUNDED SCHOLARSHIPS.

Subtitle

TO AMEND THE JOINT RULES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY.

BE IT RESOLVED BY THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ARKANSAS, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Joint Rules of the House of Representatives and the Senate of the Ninety-Third General Assembly are amended to add a new section to read as follows:

Procedural Requirements for Creating or Amending Lottery-Funded Scholarships

Section 25.(A) Introduction of Bills.

(1) The following proposed legislation to be considered by the General Assembly at a regular session shall be introduced in the General Assembly during the first thirty-one (31) calendar days of a regular session:

(a) A bill that creates a new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable; and



(b) A bill that affects an existing scholarship that is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable.

(2)(a) A bill creating a new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, or affecting an existing scholarship that is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, shall not be introduced after the thirty-first day of a regular session unless its introduction is first approved by a three-fourths ($\frac{3}{4}$) vote of the full membership of each chamber of the General Assembly.

(b) If the General Assembly recesses for longer than three (3) consecutive days during the first thirty-one (31) days of a regular session, the deadline imposed under this section shall be extended for a time period equal to the recess.

(3) A bill creating a new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, or affecting an existing scholarship that is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, shall not be introduced or considered at a special session or fiscal session of the General Assembly unless the introduction or consideration of the bill is first approved by a two-thirds ($\frac{2}{3}$) vote of the full membership of each chamber of the General Assembly.

(4) The requirements of subsection (A) of this section shall not apply to bills introduced during the 2021 Regular Session.

(B) Lottery fiscal impact statements.

(1) Any bill filed with the Senate or the House of Representatives that creates a new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, or affects an existing scholarship that is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, shall:

(a)(i) Have a lottery fiscal impact statement attached to it that is substantially in the form set forth in Act 636 of 2021.

(ii) A bill that creates a new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, or affects an existing scholarship that

is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, shall not be taken up by the House Committee on Education and the Senate Committee on Education, meeting jointly, until a lottery fiscal impact statement is attached; and

(b) Not take effect until at least one (1) year immediately following the year in which the scholarship was enacted.

(2) The lottery fiscal impact of a bill that creates a new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, or affects an existing scholarship that is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, shall be determined in the manner set forth in Act 636 of 2021.

(3) In addition to the information required under subdivision (B)(2) of this section, the final lottery fiscal impact of the new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, or an existing scholarship that is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, shall include and be calculated as required in Act 636 of 2021.

(4)(a)(i) If the final lottery fiscal impact results in a positive number, the House Committee on Education and the Senate Committee on Education, meeting jointly during a regular session, special session, or fiscal session, as applicable, may refer a bill creating a new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, or amending an existing scholarship funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, to either chamber of the General Assembly for consideration.

(ii) The referral of a bill under subdivision (B)(4)(a)(i) of this section shall require approval by a separate vote of House Committee on Education members and Senate Committee on Education members, meeting jointly during a regular session, special session, or fiscal session, as applicable.

(b) If the final lottery fiscal impact results in a negative number, the House Committee on Education and the Senate Committee on Education, meeting jointly during a regular session, special session, or

fiscal session, as applicable, shall not refer the bill to either chamber of the General Assembly for consideration unless:

(i) The bill is amended to ensure the final lottery fiscal impact results in a positive number; or

(ii) Additional funding is provided through the General Revenue Fund Account.

(C) Consideration of bills.

(1) The House Committee on Education and the Senate Committee on Education shall meet jointly during a regular session, special session, or fiscal session, as applicable, to consider any bill:

(A) Creating a new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable; or

(B) Affecting an existing scholarship that is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable.

(2) A bill creating a new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, or affecting an existing scholarship that is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, shall not be recommended to either chamber of the General Assembly except upon the affirmative vote of a majority of the members of the following, meeting jointly during a regular session, special session, or fiscal session, as applicable:

(A) House Committee on Education; and

(B) Senate Committee on Education.

(3) A lottery fiscal impact statement prepared for a bill as required under Act 636 of 2021 shall be amended each time the House Committee on Education and the Senate Committee on Education recommends to either chamber of the General Assembly a bill creating a new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, or affecting an existing scholarship that is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, in order to account for the updated lottery fiscal impact, if any, the bill that proposes a new scholarship or amends an existing scholarship will have.