

Act 177 of the First Special Session of 1989.

Act 177

HB1024

By: Joint Budget Committee

For An Act To Be Entitled  
"AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING STATE AGENCIES DISPOSING OF PROPERTY THROUGH THE MARKETING AND REDISTRIBUTION DIVISION OF THE DEPARTMENT OF FINANCE AND ADMINISTRATION A METHOD OF DISBURSING PROCEEDS FROM SUCH DISPOSITIONS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1991; AND FOR OTHER PURPOSES."

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

SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Property Sales Holding Fund, to the various state agencies disposing of property through the Marketing and Redistribution Division of the Department of Finance and Administration for expending or disbursing the net proceeds from such property for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) M & R PROCEEDS	\$ 4,500,000	\$ 4,500,000
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SECTION 2. TRANSFER PROVISION. The Department of Finance and Administration shall, upon transfer to the agencies or institutions fund or fund account of the proceeds derived from disposal of property by the Marketing and Redistribution Division for the benefit of various agencies, transfer appropriation, as provided in Section 1 hereof in such amount as funds are deposited into the Property Sale Holding Fund and transferred therefrom for the benefit of such agencies.

SECTION 3. CLASSIFICATION AND USE OF APPROPRIATIONS. The appropriations authorized in Section 1 hereof which are transferred to the various agencies, as authorized in Section 1 hereof, are to be used for the maintenance and general operation of the benefiting agency and shall only be expended under the provisions cited in Arkansas Code 19-4-522, the same being the General Accounting and Budgetary Procedures Law of Arkansas. Provided, however, no appropriation authorized herein shall be expended for Conference and Travel Expenses or Professional Fees and Services.

SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this Act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Purchasing Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly

that any funds disbursed under the authority of the appropriations contained in this Act shall be in compliance with the stated reasons for which this Act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 6. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code. Act 87 of 1989 is hereby repealed.

SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Seventh General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1989 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1989 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1989.

APPROVED: June 23, 1989

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