

**Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.**

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

# A Bill

**Act 116 of 2001**  
HOUSE BILL 1364

5 By: Joint Budget Committee  
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## **For An Act To Be Entitled**

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS STATE  
11 HIGHWAY AND TRANSPORTATION DEPARTMENT; AND FOR OTHER  
12 PURPOSES.  
13

## **Subtitle**

14 AN ACT FOR THE ARKANSAS STATE HIGHWAY  
15 AND TRANSPORTATION DEPARTMENT  
16 REAPPROPRIATION.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. REAPPROPRIATION - PURCHASE OF VEHICLES. There is hereby  
24 appropriated, to the Arkansas State Highway and Transportation Department, to  
25 be payable from the General Improvement Fund or its successor fund or fund  
26 accounts, for the Arkansas State Highway and Transportation Department, the  
27 following:

28 (A) Effective July 1, 2001, the balance of the appropriation provided in  
29 Item (A) of Section 1 of Act 285 of 1999, for the purchase of replacement  
30 vehicles for human service, rural and urban public transportation providers  
31 serving the transportation-dependent and to meet the requirements of the  
32 Americans with Disabilities Act, in a sum not to exceed .....\$1,000,000.  
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34 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
35 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXEMPTION. The  
36 Arkansas State Highway & Transportation Department shall be exempt from the

1 provisions of Arkansas Code 19-4-525 for the purposes of this Act.

2 The provisions of this section shall be in effect only from July 1, 2001  
3 through June 30, 2003.

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5 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
6 obligations otherwise incurred in relation to the project or projects  
7 described herein in excess of the State Treasury funds actually available  
8 therefor as provided by law. Provided, however, that institutions and  
9 agencies listed herein shall have the authority to accept and use grants and  
10 donations including Federal funds, and to use its unobligated cash income or  
11 funds, or both available to it, for the purpose of supplementing the State  
12 Treasury funds for financing the entire costs of the project or projects  
13 enumerated herein. Provided further, that the appropriations and funds  
14 otherwise provided by the General Assembly for Maintenance and General  
15 Operations of the agency or institutions receiving appropriation herein shall  
16 not be used for any of the purposes as appropriated in this act.

17 (B) The restrictions of any applicable provisions of the State Purchasing  
18 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
19 Stabilization Law and any other applicable fiscal control laws of this State  
20 and regulations promulgated by the Department of Finance and Administration,  
21 as authorized by law, shall be strictly complied with in disbursement of any  
22 funds provided by this act unless specifically provided otherwise by law.

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24 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
25 that any funds disbursed under the authority of the appropriations contained  
26 in this act shall be in compliance with the stated reasons for which this act  
27 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
28 and Legislative Recommendations contained in the budget manuals prepared by  
29 the Department of Finance and Administration, letters, or summarized oral  
30 testimony in the official minutes of the Arkansas Legislative Council or Joint  
31 Budget Committee which relate to its passage and adoption.

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33 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
34 Assembly, that the Constitution of the State of Arkansas prohibits the  
35 appropriation of funds for more than a two (2) year period; that previous  
36 General Assemblies have provided appropriations for the projects provided or

1 enumerated in this act; that certain appropriations will expire before the  
 2 adjournment of the General Assembly; and that if such appropriations expire,  
 3 the projects and programs authorized herein will cease thereby depriving the  
 4 citizens of the State of the benefits to be derived from such projects.  
 5 Therefore, an emergency is hereby declared to exist and this Act being  
 6 necessary for the immediate preservation of the public peace, health and  
 7 safety shall be in full force and effect from and after the date of its  
 8 passage and approval. If the bill is neither approved nor vetoed by the  
 9 Governor, it shall become effective on the expiration of the period of time  
 10 during which the Governor may veto the bill. If the bill is vetoed by the  
 11 Governor and the veto is overridden, it shall become effective on the date the  
 12 last house overrides the veto.

APPROVED: 2/7/2001

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