

1 State of Arkansas
2 88th General Assembly
3 Fiscal Session, 2012
4

A Bill

SENATE BILL 48

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE WAR MEMORIAL
10 STADIUM COMMISSION - CAPITAL IMPROVEMENT PROJECTS;
11 AND FOR OTHER PURPOSES.
12
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Subtitle

14 AN ACT FOR THE WAR MEMORIAL STADIUM
15 COMMISSION - CAPITAL IMPROVEMENT PROJECTS
16 REAPPROPRIATION.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT FUNDS. There is
23 hereby appropriated, to the War Memorial Stadium Commission, to be payable
24 from the General Improvement Fund or its successor fund or fund accounts, for
25 the War Memorial Stadium Commission the following:

26 (A) Effective July 1, 2012, the balance of the appropriation provided
27 in Item (A) Section 1 of Act 309 of 2011, for various maintenance,
28 renovation, equipping, construction, acquisition, improvement, upgrade, and
29 repair of real property and facilities, in a sum not to exceed
30\$600,000.
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32 SECTION 2. REAPPROPRIATION - CASH FUNDS. There is hereby appropriated,
33 to the War Memorial Stadium Commission, to be payable from the cash funds as
34 defined by Arkansas Code 19-4-801, for the War Memorial Stadium Commission
35 the following:

36 (A) Effective July 1, 2012, the balance of the appropriation provided



1 in Item (A) Section 2 of Act 309 of 2011, for various maintenance,
 2 renovation, equipping, construction, acquisition, improvement, upgrade, and
 3 repair of real property and facilities, in a sum not to exceed
 4\$2,000,000.
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6 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
 7 obligations otherwise incurred in relation to the project or projects
 8 described herein in excess of the State Treasury funds actually available
 9 therefor as provided by law. Provided, however, that institutions and
 10 agencies listed herein shall have the authority to accept and use grants and
 11 donations including Federal funds, and to use its unobligated cash income or
 12 funds, or both available to it, for the purpose of supplementing the State
 13 Treasury funds for financing the entire costs of the project or projects
 14 enumerated herein. Provided further, that the appropriations and funds
 15 otherwise provided by the General Assembly for Maintenance and General
 16 Operations of the agency or institutions receiving appropriation herein shall
 17 not be used for any of the purposes as appropriated in this act.

18 (B) The restrictions of any applicable provisions of the State
 19 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
 20 Revenue Stabilization Law and any other applicable fiscal control laws of
 21 this State and regulations promulgated by the Department of Finance and
 22 Administration, as authorized by law, shall be strictly complied with in
 23 disbursement of any funds provided by this act unless specifically provided
 24 otherwise by law.
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26 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
 27 Assembly that any funds disbursed under the authority of the appropriations
 28 contained in this act shall be in compliance with the stated reasons for
 29 which this act was adopted, as evidenced by the Agency Requests, Executive
 30 Recommendations and Legislative Recommendations contained in the budget
 31 manuals prepared by the Department of Finance and Administration, letters, or
 32 summarized oral testimony in the official minutes of the Arkansas Legislative
 33 Council or Joint Budget Committee which relate to its passage and adoption.
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35 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
 36 Assembly, that the Constitution of the State of Arkansas prohibits the

1 appropriation of funds for more than a one (1) year period; that the
2 effectiveness of this Act on July 1, 2012 is essential to the operation of
3 the agency for which the appropriations in this Act are provided, and that in
4 the event of an extension of the legislative session, the delay in the
5 effective date of this Act beyond July 1, 2012 could work irreparable harm
6 upon the proper administration and provision of essential governmental
7 programs. Therefore, an emergency is hereby declared to exist and this Act
8 being necessary for the immediate preservation of the public peace, health
9 and safety shall be in full force and effect from and after July 1, 2012.

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12 **APPROVED: 02/24/2012**
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