

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Joint Budget Committee**

# A Bill

**SENATE BILL**

## For An Act To Be Entitled

8 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS SCIENCE AND  
10 TECHNOLOGY AUTHORITY; AND FOR OTHER PURPOSES."

11

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

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14 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the  
15 Arkansas Science and Technology Authority, to be payable from the General  
16 Improvement Fund or its successor fund or fund accounts, for the Arkansas  
17 Science and Technology Authority, the following:

18 (A) Effective July 1, 1991, the balance of the appropriation provided in  
19 Item (A) of Section 1 of Act 50 of the First Extraordinary Session of 1989,  
20 for providing matching grants to institutions of higher education for  
21 promoting basic and applied research programs, and for providing Business  
22 Incubator Facilities under the auspices of Arkansas colleges and universities  
23 to foster the growth of technology based enterprises, in a sum not to exceed  
24 .....\$395,971.

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26 (B) Effective July 1, 1991, the balance of the appropriation provided in  
27 Item (C) of Section 1 of Act 50 of the First Extraordinary Session of 1989,  
28 for costs incurred in the establishment of Technological Centers for  
29 Excellence to be located at institutions of higher education which are  
30 recognized for excellence in specific technological areas, in a sum not to  
31 exceed... ..\$640,000.

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33 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
34 obligations otherwise incurred in relation to the project or projects  
35 described herein in excess of the State Treasury funds actually available

1 therefor as provided by law. Provided, however, that institutions and  
2 agencies listed herein shall have the authority to accept and use grants and  
3 donations including Federal funds, and to use its unobligated cash income or  
4 funds, or both available to it, for the purpose of supplementing the State  
5 Treasury funds for financing the entire costs of the project or projects  
6 enumerated herein. Provided further, that the appropriations and funds  
7 otherwise provided by the General Assembly for Maintenance and General  
8 Operations of the agency or institutions receiving appropriation herein shall  
9 not be used for any of the purposes as appropriated in this Act.

10 (B) Any restrictions contained in the Acts enumerated in the  
11 reappropriation sections of this Act, the restrictions of any applicable  
12 provisions of the State Purchasing Law, the General Accounting and Budgetary  
13 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal  
14 control laws of this State and regulations promulgated by the Department of  
15 Finance and Administration, as authorized by law, shall be strictly complied  
16 with in disbursement of any funds provided by this Act unless specifically  
17 provided otherwise by law.

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19 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General  
20 Assembly that any funds disbursed under the authority of the appropriations  
21 contained in this Act shall be in compliance with the stated reasons for which  
22 this Act was adopted, as evidenced by the Agency Requests, Executive  
23 Recommendations and Legislative Recommendations contained in the budget  
24 manuals prepared by the Department of Finance and Administration, letters, or  
25 summarized oral testimony in the official minutes of the Arkansas Legislative  
26 Council or Joint Budget Committee which relate to its passage and adoption.

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28 SECTION 4. CODE. All provisions of this Act of a general and permanent  
29 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
30 Code Revision Commission shall incorporate the same in the Code.

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32 SECTION 5. SEVERABILITY. If any provision of this Act or the  
33 application thereof to any person or circumstance is held invalid, such  
34 invalidity shall not affect other provisions or applications of the Act which  
35 can be given effect without the invalid provision or application, and to this

1 end the provisions of this Act are declared to be severable.

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3 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict  
4 with this Act are hereby repealed.

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6 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the  
7 Seventy-Eighth General Assembly, that the Constitution of the State of  
8 Arkansas prohibits the appropriation of funds for more than a two (2) year  
9 period; that previous General Assemblies have provided appropriations for the  
10 projects provided enumerated in this act; that certain appropriations will  
11 expire before the adjournment of the General Assembly; and that if such  
12 appropriations expire, the projects and programs authorized herein will cease  
13 thereby depriving the citizens of the State of the benefits to be derived from  
14 such projects. Therefore, an emergency is hereby declared to exist and this  
15 Act being necessary for the immediate preservation of the public peace, health  
16 and safety shall be in full force and effect from and after the date of its  
17 passage and approval.

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