

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Joint Budget Committee**

# A Bill

**HOUSE BILL**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING STATE  
9 AGENCIES DISPOSING OF PROPERTY THROUGH THE MARKETING AND  
10 REDISTRIBUTION DIVISION OF THE DEPARTMENT OF FINANCE AND  
11 ADMINISTRATION A METHOD OF DISBURSING PROCEEDS FROM SUCH  
12 DISPOSITIONS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1995;  
13 AND FOR OTHER PURPOSES."

## Subtitle

16 "AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION -  
17 DISBURSING OFFICER APPROPRIATION."

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

21 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
22 Department of Finance and Administration - Disbursing Officer, to be payable  
23 from the Property Sales Holding Fund, to the various state agencies disposing  
24 of property through the Marketing and Redistribution Division of the  
25 Department of Finance and Administration for expending or disbursing the net  
26 proceeds from such property for the biennial period ending June 30, 1995, the  
27 following:

ITEM	FISCAL YEARS	
	1993-94	1994-95
NO.		
(01) M & R PROCEEDS	\$ <u>4,500,000</u>	\$ <u>4,500,000</u>

33 SECTION 2. TRANSFER PROVISION. The Department of Finance and  
34 Administration shall, upon transfer to the agencies or institutions fund or  
35 fund account of the proceeds derived from disposal of property by the

1 Marketing and Redistribution Division for the benefit of various agencies,  
2 transfer appropriation, as provided in Section 1 hereof in such amount as  
3 funds are deposited into the Property Sales Holding Fund and transferred  
4 therefrom for the benefit of such agencies.

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6 SECTION 3. CLASSIFICATION AND USE OF APPROPRIATIONS. The  
7 appropriations authorized in Section 1 hereof which are transferred to the  
8 various agencies, as authorized in Section 2 hereof, are to be used for the  
9 maintenance and general operation of the benefiting agency and shall only be  
10 expended under the provisions cited in Arkansas Code 19-4-522, the same being  
11 the General Accounting and Budgetary Procedures Law of Arkansas. Provided,  
12 however, no appropriation authorized herein shall be expended for Conference  
13 and Travel Expenses or Professional Fees and Services.

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

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25 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
26 Assembly that any funds disbursed under the authority of the appropriations  
27 contained in this Act shall be in compliance with the stated reasons for which  
28 this Act was adopted, as evidenced by the Agency Requests, Executive  
29 Recommendations and Legislative Recommendations contained in the budget  
30 manuals prepared by the Department of Finance and Administration, letters, or  
31 summarized oral testimony in the official minutes of the Arkansas Legislative  
32 Council or Joint Budget Committee which relate to its passage and adoption.

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34 SECTION 6. CODE. All provisions of this Act of a general and permanent  
35 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas

1 Code Revision Commission shall incorporate the same in the Code.

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3 SECTION 7. SEVERABILITY. If any provision of this Act or the  
4 application thereof to any person or circumstance is held invalid, such  
5 invalidity shall not affect other provisions or applications of the Act which  
6 can be given effect without the invalid provision or application, and to this  
7 end the provisions of this Act are declared to be severable.

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9 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict  
10 with this Act are hereby repealed.

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12 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
13 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
14 prohibits the appropriation of funds for more than a two (2) year period; that  
15 the effectiveness of this Act on July 1, 1993 is essential to the operation of  
16 the agency for which the appropriations in this Act are provided, and that in  
17 the event of an extension of the Regular Session, the delay in the effective  
18 date of this Act beyond July 1, 1993 could work irreparable harm upon the  
19 proper administration and provision of essential governmental programs.  
20 Therefore, an emergency is hereby declared to exist and this Act being  
21 necessary for the immediate preservation of the public peace, health and  
22 safety shall be in full force and effect from and after July 1, 1993.

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