

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

"AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE STATE FORESTRY
COMMISSION; AND FOR OTHER PURPOSES."

Subtitle

"AN ACT FOR THE STATE FORESTRY COMMISSION
REAPPROPRIATION."

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

SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby appropriated, to the State Forestry Commission, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the State Forestry Commission, the following:

(A) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of Section 1 of Act 946 of 1991, for purchase and repairs of aircraft, in a sum not to exceed\$200,000.

(B) Effective July 1, 1993, the balance of the appropriation provided in Item (C) of Section 1 of Act 946 of 1991, for purchase of various fire fighting equipment, in a sum not to exceed\$300,000.

SECTION 2. REAPPROPRIATION - SPECIAL REVENUE. There is hereby appropriated, to the State Forestry Commission, to be payable from the State Forestry Fund, for the State Forestry Commission, the following:

(A) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of Section 2 of Act 946 of 1991, for building construction/ maintenance at various locations, in a sum not to exceed\$61,458.

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

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

SECTION 4. 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 5. CODE. 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.

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

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7 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict
8 with this Act are hereby repealed.

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

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