

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

# A Bill

**SENATE BILL**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR OPERATING AND OTHER  
9 EXPENSES OF THE PUBLIC TRANSPORTATION PROGRAM AND THE NOAA  
10 WEATHER WARNING SYSTEM FOR THE ARKANSAS STATE HIGHWAY &  
11 TRANSPORTATION DEPARTMENT FOR THE BIENNIAL PERIOD ENDING  
12 JUNE 30, 1995; AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE ARKANSAS STATE HIGHWAY & TRANSPORTATION  
15 DEPARTMENT APPROPRIATION."  
16

17  
18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

19  
20 SECTION 1. APPROPRIATIONS - PUBLIC TRANSPORTATION PROGRAM. There is  
21 hereby appropriated, to the Arkansas State Highway & Transportation  
22 Department, to be payable from the State General Services Fund Account, for  
23 use in the preparation of project applications; program development; and, as  
24 matching monies for the United States Department of Transportation funds and  
25 other federal funds for capital improvements to and operating assistance for  
26 the public transportation programs serving transportation-dependent persons  
27 for the biennial period ending June 30, 1995, the following:

29 ITEM	FISCAL YEARS	
30 NO.	1993-94	1994-95
31 (01) HIGHWAY & TRANSPORTATION DEPARTMENT FUNDING		
32 ASSISTANCE TO RURAL AND URBAN PUBLIC		
33 TRANSPORTATION AGENCIES FOR PROJECT AND		
34 PROGRAM DEVELOPMENT AND CAPITAL		
35 IMPROVEMENTS TO AND OPERATING ASSISTANCE		

1 FOR THE PUBLIC TRANSPORTATION PROGRAMS  
2 SERVING THE TRANSPORTATION-DEPENDENT \$ 350,000 \$ 350,000

3

4 SECTION 2. APPROPRIATIONS - NOAA WEATHER WARNING SYSTEM. There is  
5 hereby appropriated, to the Arkansas State Highway & Transportation  
6 Department, to be payable from the State General Services Fund Account, for  
7 operating expenses of the National Oceanic and Atmospheric Administration  
8 Weather Warning Radio System of the Arkansas State Highway & Transportation  
9 Department for the biennial period ending June 30, 1995, the following:

10

ITEM	FISCAL YEARS	
NO.	1993-94	1994-95
(01) OPERATING EXPENSES	\$ 6,000	\$ 6,000

14

15 SECTION 3. The funding to be made available for the first \$150,000 of  
16 appropriation provided in Section 1 of this Act shall be limited to those  
17 monies obtained or estimated to be obtained for the fiscal year from the  
18 amount of increase in the minimum tax provided by Ark. Code 26-54-104. This  
19 increase shall be \$6.00 for each corporation which is required to pay the  
20 minimum fee and who pays such fee, or includes the minimum fee as part of the  
21 \$25.00 penalty as set out in Ark. Code 26-54-106.

22 The increases to the Corporate Franchise taxes which were enacted by  
23 the 76th General Assembly will be utilized to fund the remaining \$200,000 of  
24 appropriation.

25

26 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
27 authorized by this Act shall be limited to the appropriation for such agency  
28 and funds made available by law for the support of such appropriations; and  
29 the restrictions of the State Purchasing Law, the General Accounting and  
30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
31 Procedures and Restrictions Act, or their successors, and other fiscal control  
32 laws of this State, where applicable, and regulations promulgated by the  
33 Department of Finance and Administration, as authorized by law, shall be  
34 strictly complied with in disbursement of said funds.

35

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

9

10           SECTION 6. CODE. All provisions of this Act of a general and permanent  
11 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
12 Code Revision Commission shall incorporate the same in the Code.

13

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

19

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

22

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

34

35

1

2