

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

A Bill ACT 29 OF 1991

HOUSE BILL 1306

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, 1993;
13 AND FOR OTHER PURPOSES."

14
15 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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17 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
18 Department of Finance and Administration - Disbursing Officer, to be payable
19 from the Property Sales Holding Fund, to the various state agencies disposing
20 of property through the marketing and redistribution Division of the
21 Department of Finance and Administration for expending or disbursing the net
22 proceeds from such property for the biennial period ending June 30, 1993, the
23 following:

24	25 ITEM	26 FISCAL YEARS	
		1991-92	1992-93
27	(01) M & R PROCEEDS	<u>\$ 4,500,000</u>	<u>\$ 4,500,000</u>

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29 SECTION 2. TRANSFER PROVISION. The Department of Finance and
30 Administration shall, upon transfer to the agencies or institutions fund or
31 fund account of the proceeds derived from disposal of property by the
32 Marketing and Redistribution Division for the benefit of various agencies,
33 transfer appropriation, as provided in Section 1 hereof in such amount as
34 funds are deposited into the Property Sales Holding Fund and transferred
35 therefrom for the benefit of such agencies.

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

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

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

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

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33 SECTION 7. SEVERABILITY. If any provision of this Act or the
34 application thereof to any person or circumstance is held invalid, such
35 invalidity shall not affect other provisions or applications of the Act which

1 can be given effect without the invalid provision or application, and to this
2 end the provisions of this Act are declared to be severable.

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

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7 SECTION 9. HEALTH PREMIUMS. The Department of Finance and
8 Administration - Disbursing Officer shall not, during the 1992-93 fiscal year,
9 spend more for health insurance per employee than the amount being contributed
10 to the State Employees Health Insurance Program.

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12 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
13 Seventy-Eighth General Assembly, that the Constitution of the State of
14 Arkansas prohibits the appropriation of funds for more than a two (2) year
15 period; that the effectiveness of this Act on July 1, 1991 is essential to the
16 operation of the agency for which the appropriations in this Act are provided,
17 and that in the event of an extension of the Regular Session, the delay in the
18 effective date of this Act beyond July 1, 1991 could work irreparable harm
19 upon the proper administration and provision of essential governmental
20 programs. Therefore, an emergency is hereby declared to exist and this Act
21 being 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, 1991.

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24 APPROVED: 2-1-91

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