

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

A BILL ACT 591 OF 1991
SENATE BILL 502

For An Act To Be Entitled

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

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

SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the State Military Department, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the State Military Department, the following:

(A) Effective March 22, 1991, the balance of the appropriation provided in Item (A) of Section 1 of Act 53 of the First Extraordinary Session of 1989, for construction, reconstruction, equipping, repair and improvements for Camp Robinson, in a sum not to exceed \$15,435.

(B) Effective July 1, 1991, the balance of the appropriation provided in Item (C) of Section 1 of Act 53 of the First Extraordinary Session of 1989, for reconstruction, equipment and furnishings for the Camp J. T. Robinson National Guard Armory at North Little Rock, in a sum not to exceed . \$243,788.

(C) Effective July 1, 1991, the balance of the appropriation provided in Item (D) of Section 1 of Act 53 of the First Extraordinary Session of 1989, for additions to equipment, furnishings and associated cost for the National Guard Armory at Arkadelphia, in a sum not to exceed \$28,337.

(D) Effective June 30, 1991, the balance of the appropriation provided in Item (E) of Section 1 of Act 53 of the First Extraordinary Session of 1989, for construction, reconstruction, equipping, repair and improvements to armories located in Fayetteville, Hope, Mena, North Little Rock, Arkadelphia,

1 Crossett and Booneville, in a sum not to exceed\$76,449.

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3 (E) Effective June 30, 1991, the balance of the appropriation provided
4 in Item (F) of Section 1 of Act 53 of the First Extraordinary Session of 1989,
5 for major maintenance, renovation or repair of various armories, in a sum not
6 to exceed\$43,771.

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8 (F) Effective July 1, 1991, the balance of the appropriation provided
9 in Item (B) of Section 1 of Act 19 of the First Extraordinary Session of 1989,
10 for construction, major maintenance, equipping and repair of the Stuttgart
11 National Guard Armory, in a sum not to exceed\$2,781.

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13 SECTION 2. REAPPROPRIATION. There is hereby appropriated, to the State
14 Military Department, to be payable from the Armory Construction Fund, for the
15 State Military Department, the following:

16 (A) Effective June 23, 1991, the balance of the appropriation provided
17 in Item (A) of Section 2 of Act 53 of the First Extraordinary Session of 1989,
18 for repair, construction, renovation, landscaping and maintenance of armories,
19 hangers, and other properties held for the use and benefit of the Arkansas
20 National Guard, in a sum not to exceed\$136,196.

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

34 (B) Any restrictions contained in the Acts enumerated in the
35 reappropriation sections of this Act, the restrictions of any applicable

1 provisions of the State Purchasing Law, the General Accounting and Budgetary
2 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal
3 control laws of this State and regulations promulgated by the Department of
4 Finance and Administration, as authorized by law, shall be strictly complied
5 with in disbursement of any funds provided by this Act unless specifically
6 provided otherwise by law.

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

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17 SECTION 5. CODE. All provisions of this Act of a general and permanent
18 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
19 Code Revision Commission shall incorporate the same in the Code.

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

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

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30 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
31 Seventy-Eighth General Assembly, that the Constitution of the State of
32 Arkansas prohibits the appropriation of funds for more than a two (2) year
33 period; that previous General Assemblies have provided appropriations for the
34 projects provided enumerated in this act; that certain appropriations will
35 expire before the adjournment of the General Assembly; and that if such

1 appropriations expire, the projects and programs authorized herein will cease
2 thereby depriving the citizens of the State of the benefits to be derived from
3 such projects. Therefore, an emergency is hereby declared to exist and this
4 Act being necessary for the immediate preservation of the public peace, health
5 and safety shall be in full force and effect from and after the date of its
6 passage and approval.

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APPROVED: 3-18-91

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