

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

A Bill

ACT 70 OF 1993
HOUSE BILL 1192

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."

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

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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:

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

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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
36 Marketing and Redistribution Division for the benefit of various agencies,

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

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

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

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

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

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

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

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

APPROVED: 2/4/93

