

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Joint Budget Committee**

A Bill

ACT 1220 OF 1995
HOUSE BILL 2047

For An Act To Be Entitled

8 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF FINANCE
10 AND ADMINISTRATION - DISBURSING OFFICER; AND FOR OTHER
11 PURPOSES."

Subtitle

14 "AN ACT FOR THE DEPARTMENT OF FINANCE
15 AND ADMINISTRATION - DISBURSING OFFICER
16 REAPPROPRIATION."

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

20 SECTION 1. REAPPROPRIATION - AVIATION AND AEROSPACE INDUSTRY
21 DEVELOPMENT. There is hereby appropriated, to the Department of Finance and
22 Administration - Disbursing Officer, to be payable from the Aerospace and
23 Industry Development Fund for the Department of Finance and Administration -
24 Disbursing Officer, the following:

25 (A) Effective July 1, 1995, the balance of the appropriation provided in
26 Section 1 of Act 649 of 1993, for the purpose of providing economic
27 development and enhancement of the aviation and aerospace industry in the
28 State of Arkansas, in a sum not to exceed.....\$4,000,000.

30 SECTION 2. Funds appropriated for economic development and enhancement
31 of the aviation and aerospace industry in the State of Arkansas may only be
32 disbursed upon the recommendation of the Arkansas Aviation and Aerospace
33 Commission or the Arkansas Industrial Development Commission. Such funds may
34 be utilized for construction, reconstruction, demolition, site development,
35 transportation, contracts and related costs associated with the creation,
36 expansion, and rehabilitation of water or sewer systems, streets and roads,

1 bridges, drainage and other vital public facilities, or to provide training or
2 retraining of the workforce to new or existing industry. Use of funds for
3 such training shall be limited to training where no other existing education
4 or training program is capable of meeting the specific training needs of the
5 aviation and aerospace industry. The public purpose must be certified by the
6 Chief Fiscal Officer of the State. Provided, however, that before any funds
7 are disbursed under the provisions of this Act, the Chief Fiscal Officer of
8 the State shall promulgate such rules and regulations as may be needed to
9 ensure that any recipient shall contribute to the economy of this State
10 consistent with the intents of this Act.

11

12 *SECTION 3. There is hereby appropriated, to the Department of Finance*
13 *and Administration - Disbursing Officer, to be payable from the State General*
14 *Services Fund Account, for costs associated with the development of a business*
15 *plan for a statewide distance learning and telemedicine network, the sum of*
16 *\$50,000.*

17

18 *SECTION 4. Upon passage and approval of this Act, there is hereby*
19 *authorized to be transferred upon the books and records of the Chief Fiscal*
20 *Officer of the State, the State Treasurer, and the State Auditor, the sum of*
21 *fifty thousand dollars (\$50,000) from the General Revenue Allotment Reserve*
22 *Fund to the State General Services Fund Account, to be used for the purposes*
23 *described in Section 3 herein.*

24

25 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
26 by this Act shall be limited to the appropriation for such agency and funds
27 made available by law for the support of such appropriations; and the
28 restrictions of the State Purchasing Law, the General Accounting and Budgetary
29 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
30 and Restrictions Act, or their successors, and other fiscal control laws of
31 this State, where applicable, and regulations promulgated by the Department of
32 Finance and Administration, as authorized by law, shall be strictly complied
33 with in disbursement of said funds.

34

35 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General

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

8

9 SECTION 7. CODE. All provisions of this Act of a general and permanent
10 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
11 Code Revision Commission shall incorporate the same in the Code.

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13 SECTION 8. SEVERABILITY. If any provision of this Act or the
14 application thereof to any person or circumstance is held invalid, such
15 invalidity shall not affect other provisions or applications of the Act which
16 can be given effect without the invalid provision or application, and to this
17 end the provisions of this Act are declared to be severable.

18

19 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict
20 with this Act are hereby repealed.

21

22 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
23 Eightieth General Assembly, that the Constitution of the State of Arkansas
24 prohibits the appropriation of funds for more than a two (2) year period; that
25 previous General Assemblies have provided appropriations for the projects
26 provided or enumerated in this act; that certain appropriations will expire
27 before the adjournment of the General Assembly; and that if such
28 appropriations expire, the projects and programs authorized herein will cease
29 thereby depriving the citizens of the State of the benefits to be derived from
30 such projects. Therefore, an emergency is hereby declared to exist and this
31 Act being necessary for the immediate preservation of the public peace, health
32 and safety shall be in full force and effect from and after *its passage and*
33 *approval.*

34

/s/Rep. E. Thicksten

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As Engrossed: 4/7/95

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APPROVED: 4-11-95

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