

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

A Bill

ACT 36 OF 1995
HOUSE BILL 1213

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PAYING SURETY BOND
9 PREMIUMS FOR STATE, COUNTIES, MUNICIPALITIES AND PUBLIC
10 SCHOOLS PARTICIPATING IN A BLANKET SURETY BOND PROGRAM FOR
11 THEIR PUBLIC EMPLOYEES FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 1997; AND FOR OTHER PURPOSES."

Subtitle

15 "AN ACT FOR THE DEPARTMENT OF FINANCE
16 AND ADMINISTRATION - DISBURSING OFFICER
17 APPROPRIATION FOR THE 1995-97 BIENNIUM."

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 Miscellaneous Revolving Fund, for payment of blanket surety bond
24 premiums for the State of Arkansas for the biennial period ending June 30,
25 1997, the following:

27 ITEM	28 FISCAL YEARS	
	1995-96	1996-97
29 (01) SURETY BOND PREMIUMS	\$ <u>250,000</u>	\$ <u>250,000</u>

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31 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the
32 Department of Finance and Administration - Disbursing Officer, to be payable
33 from the County Aid Fund, for payment of blanket surety bond premiums for
34 those counties participating in the County Public Employee Blanket Bond
35 Program for the biennial period ending June 30, 1997, the following:

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ITEM	FISCAL YEARS	
	1995-96	1996-97
NO.		
(01) SURETY BOND PREMIUMS	\$ 250,000	\$ 250,000

SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Municipal Aid Fund, for payment of blanket surety bond premiums for those municipalities participating in the Municipal Public Employees Blanket Bond Program for the biennial period ending June 30, 1997, the following:

ITEM	FISCAL YEARS	
	1995-96	1996-97
NO.		
(01) SURETY BOND PREMIUMS	\$ 250,000	\$ 250,000

SECTION 4. APPROPRIATIONS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Public School Fund, for payment of blanket surety bond premiums for those school districts participating in the Public School Employees Program for the biennial period ending June 30, 1997, the following:

ITEM	FISCAL YEARS	
	1995-96	1996-97
NO.		
(01) SURETY BOND PREMIUMS	\$ 250,000	\$ 250,000

SECTION 5. DFA/BONDS-BILLING PROCEDURES. The State Risk Manager of the Department of Insurance shall submit to the Department of Finance and Administration a separate billing certification of the costs of blanket bond surety premiums for the State of Arkansas and for the Counties, Municipalities, and Public School Districts participating in the blanket surety bond program for public employees. Upon receipt of such billing certification, the disbursing officer of the Department of Finance and Administration shall prepare a voucher for paying the surety bond premium and attaching thereto a copy of the billing certification received from the State Risk Manager. The Department of Finance and Administration shall forward a copy of the voucher and supporting documentation for payment of County and

1 Municipal Public Employee Blanket Bond Surety Premiums to the State Treasurer.
2 The State Treasurer shall withhold from the General Revenue Turnback of the
3 County Aid Fund and the Municipal Aid Fund the respective amount of surety
4 bond premiums for each political jurisdiction participating in the County or
5 Municipal Public Employee Blanket Bond Program. The Department of Finance and
6 Administration shall forward a copy of the voucher and supporting
7 documentation for payment of Public School Employee Blanket Bond Surety
8 Premiums to the Department of Education. The Department of Education shall
9 withhold from the Public School Fund monies accruing to the benefit of each
10 school district participating in the Public School Employees Blanket Bond
11 Program the respective costs for each school districts' bond surety premium.
12 All state agencies, boards, commissions and institutions of higher education
13 shall reimburse the Miscellaneous Revolving Fund, in such amounts as may be
14 determined by the Chief Fiscal Officer of the State, for payments of blanket
15 bond surety premiums as provided in Section 1 of this Act, by a fund transfer
16 or warrant made payable from the fund from which each state agency, board,
17 commission or institution of higher education receives its financial support.

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19 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
20 authorized by this Act shall be limited to the appropriation for such agency
21 and funds made available by law for the support of such appropriations; and
22 the restrictions of the State Purchasing Law, the General Accounting and
23 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
24 Procedures and Restrictions Act, or their successors, and other fiscal control
25 laws of this State, where applicable, and regulations promulgated by the
26 Department of Finance and Administration, as authorized by law, shall be
27 strictly complied with in disbursement of said funds.

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29 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General
30 Assembly that any funds disbursed under the authority of the appropriations
31 contained in this Act shall be in compliance with the stated reasons for which
32 this Act was adopted, as evidenced by the Agency Requests, Executive
33 Recommendations and Legislative Recommendations contained in the budget
34 manuals prepared by the Department of Finance and Administration, letters, or
35 summarized oral testimony in the official minutes of the Arkansas Legislative

1 Council or Joint Budget Committee which relate to its passage and adoption.

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3 SECTION 8. CODE. All provisions of this Act of a general and permanent
4 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
5 Code Revision Commission shall incorporate the same in the Code.

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7 SECTION 9. SEVERABILITY. If any provision of this Act or the
8 application thereof to any person or circumstance is held invalid, such
9 invalidity shall not affect other provisions or applications of the Act which
10 can be given effect without the invalid provision or application, and to this
11 end the provisions of this Act are declared to be severable.

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13 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict
14 with this Act are hereby repealed.

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16 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the
17 Eightieth General Assembly, that the Constitution of the State of Arkansas
18 prohibits the appropriation of funds for more than a two (2) year period; that
19 the effectiveness of this Act on July 1, 1995 is essential to the operation of
20 the agency for which the appropriations in this Act are provided, and that in
21 the event of an extension of the Regular Session, the delay in the effective
22 date of this Act beyond July 1, 1995 could work irreparable harm upon the
23 proper administration and provision of essential governmental programs.
24 Therefore, an emergency is hereby declared to exist and this Act being
25 necessary for the immediate preservation of the public peace, health and
26 safety shall be in full force and effect from and after July 1, 1995.

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28 APPROVED: 1/23/95

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