

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

A Bill

ACT 373 OF 1995
HOUSE BILL 1583

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."

Subtitle

"AN ACT FOR THE STATE MILITARY
DEPARTMENT REAPPROPRIATION."

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

SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. 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 July 1, 1995, the balance of the appropriation provided in Item (A) of Section 1 of Act 869 of 1993, for renovation of the sanitary sewer at Camp Robinson, in a sum not to exceed \$93,198.

(B) Effective July 1, 1995, the balance of the appropriation provided in Item (H) of Section 1 of Act 869 of 1993, for the construction of a Multi-Unit Armory Facility at Camp Robinson, in a sum not to exceed \$991,501.

SECTION 2. REAPPROPRIATION - FEDERAL. There is hereby appropriated, to the State Military Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for the State Military Department, the following:

(A) Effective July 1, 1995, the balance of the appropriation provided in Item (A) of Section 2 of Act 869 of 1993, for renovation of the Sanitary

1 Sewer at Camp Robinson, in a sum not to exceed\$3,226,781.

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3 (B) Effective July 1, 1995, the balance of the appropriation provided
4 in Item (B) of Section 2 of Act 869 of 1993, for construction of a Multi-Unit
5 Armory Facility at Camp Robinson, in a sum not to exceed.....\$2,900,292.

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7 SECTION 3. REAPPROPRIATION. There is hereby appropriated, to the State
8 Military Department, to be payable from the Armory Construction Fund, for the
9 State Military Department, the following:

10 (A) Effective June 23, 1995, the balance of the appropriation provided
11 in Item (A) of Section 2 of Act 632 of 1993, for repair, construction,
12 renovation, landscaping and maintenance of armories, hangers, and other
13 properties held for the use and benefit of the Arkansas National Guard, in a
14 sum not to exceed\$136,196.

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16 SECTION 4. REAPPROPRIATION. There is hereby appropriated, to the State
17 Military Department, to be payable from the State Military Department Fund,
18 for the State Military Department, the following:

19 (A) Effective July 1, 1995, the balance of the appropriation provided
20 in Item (05) of Section 2 of Act 48 of the 2nd Extraordinary Session of the
21 79th General Assembly, for the purchase/construction of barracks facilities
22 for the Civilian Student Training Program, in a sum not to
23 exceed\$638,049.

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25 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
26 obligations otherwise incurred in relation to the project or projects
27 described herein in excess of the State Treasury funds actually available
28 therefor as provided by law. Provided, however, that institutions and
29 agencies listed herein shall have the authority to accept and use grants and
30 donations including Federal funds, and to use its unobligated cash income or
31 funds, or both available to it, for the purpose of supplementing the State
32 Treasury funds for financing the entire costs of the project or projects
33 enumerated herein. Provided further, that the appropriations and funds
34 otherwise provided by the General Assembly for Maintenance and General
35 Operations of the agency or institutions receiving appropriation herein shall

1 not be used for any of the purposes as appropriated in this Act.

2 (B) Any restrictions contained in the Acts enumerated in the
3 reappropriation sections of this Act, the restrictions of any applicable
4 provisions of the State Purchasing Law, the General Accounting and Budgetary
5 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal
6 control laws of this State and regulations promulgated by the Department of
7 Finance and Administration, as authorized by law, shall be strictly complied
8 with in disbursement of any funds provided by this Act unless specifically
9 provided otherwise by law.

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11 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
12 Assembly that any funds disbursed under the authority of the appropriations
13 contained in this Act shall be in compliance with the stated reasons for which
14 this Act was adopted, as evidenced by the Agency Requests, Executive
15 Recommendations and Legislative Recommendations contained in the budget
16 manuals prepared by the Department of Finance and Administration, letters, or
17 summarized oral testimony in the official minutes of the Arkansas Legislative
18 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

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

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33 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
34 Eightieth General Assembly, that the Constitution of the State of Arkansas
35 prohibits the appropriation of funds for more than a two (2) year period; that

1 previous General Assemblies have provided appropriations for the projects
2 provided or enumerated in this act; that certain appropriations will expire
3 before the adjournment of the General Assembly; and that if such
4 appropriations expire, the projects and programs authorized herein will cease
5 thereby depriving the citizens of the State of the benefits to be derived from
6 such projects. Therefore, an emergency is hereby declared to exist and this
7 Act being necessary for the immediate preservation of the public peace, health
8 and safety shall be in full force and effect from and after the date of its
9 passage and approval.

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APPROVED: 2-20-95

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