

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

A Bill

ACT 416 OF 1995
HOUSE BILL 1645

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. There is hereby appropriated, to the
21 Department of Finance and Administration - Disbursing Officer, to be payable
22 from the General Improvement Fund or its successor fund or fund accounts, for
23 the Department of Finance and Administration - Disbursing Officer, the
24 following:

25 (A) Effective July 1, 1995, the balance of the appropriation provided
26 in Item (A) of Section 1 of Act 801 of 1993, for construction of the Morgan
27 Point Bendway Closure Structure, in a sum not to exceed \$150,000.

28
29 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
30 obligations otherwise incurred in relation to the project or projects
31 described herein in excess of the State Treasury funds actually available
32 therefor as provided by law. Provided, however, that institutions and
33 agencies listed herein shall have the authority to accept and use grants and
34 donations including Federal funds, and to use its unobligated cash income or
35 funds, or both available to it, for the purpose of supplementing the State
36 Treasury funds for financing the entire costs of the project or projects

1 enumerated herein. Provided further, that the appropriations and funds
2 otherwise provided by the General Assembly for Maintenance and General
3 Operations of the agency or institutions receiving appropriation herein shall
4 not be used for any of the purposes as appropriated in this Act.

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

13

14 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
15 Assembly that any funds disbursed under the authority of the appropriations
16 contained in this Act shall be in compliance with the stated reasons for which
17 this Act was adopted, as evidenced by the Agency Requests, Executive
18 Recommendations and Legislative Recommendations contained in the budget
19 manuals prepared by the Department of Finance and Administration, letters, or
20 summarized oral testimony in the official minutes of the Arkansas Legislative
21 Council or Joint Budget Committee which relate to its passage and adoption.

22

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

26

27 SECTION 5. SEVERABILITY. If any provision of this Act or the
28 application thereof to any person or circumstance is held invalid, such
29 invalidity shall not affect other provisions or applications of the Act which
30 can be given effect without the invalid provision or application, and to this
31 end the provisions of this Act are declared to be severable.

32

33 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict
34 with this Act are hereby repealed.

35

1 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
2 Eightieth General Assembly, that the Constitution of the State of Arkansas
3 prohibits the appropriation of funds for more than a two (2) year period; that
4 previous General Assemblies have provided appropriations for the projects
5 provided or enumerated in this act; that certain appropriations will expire
6 before the adjournment of the General Assembly; and that if such
7 appropriations expire, the projects and programs authorized herein will cease
8 thereby depriving the citizens of the State of the benefits to be derived from
9 such projects. Therefore, an emergency is hereby declared to exist and this
10 Act being necessary for the immediate preservation of the public peace, health
11 and safety shall be in full force and effect from and after July 1, 1995.

12 /s/Rep. E. Thicksten

13
14 APPROVED: 2-23-95
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

