

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

A Bill

ACT 45 OF 1995
SENATE BILL 25

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR OPERATING AND OTHER
9 EXPENSES OF THE PUBLIC TRANSPORTATION PROGRAM AND THE NOAA
10 WEATHER WARNING SYSTEM FOR THE ARKANSAS STATE HIGHWAY &
11 TRANSPORTATION DEPT. FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 1997; AND FOR OTHER PURPOSES."

Subtitle

15 "AN ACT FOR THE ARKANSAS STATE HIGHWAY &
16 TRANSPORTATION DEPT. APPROPRIATION FOR
17 THE 1995-97 BIENNIUM."

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

20
21 SECTION 1. APPROPRIATIONS - PUBLIC TRANSPORTATION PROGRAM. There is
22 hereby appropriated, to the Arkansas State Highway & Transportation Dept., to
23 be payable from the State General Services Fund Account, for use in the
24 preparation of project applications; program development; and, as matching
25 monies for the United States Department of Transportation funds and other
26 federal funds for capital improvements to and operating assistance for the
27 public transportation programs serving transportation-dependent persons for
28 the biennial period ending June 30, 1997, the following:

29
30 ITEM FISCAL YEARS
31 ~~NO. 1995-96 1996-97~~

32 (01)HIGHWAY & TRANSPORTATION DEPARTMENT FUNDING
33 ASSISTANCE TO RURAL AND URBAN PUBLIC TRANS-
34 PORTATION AGENCIES FOR PROJECT AND PROGRAM
35 DEVELOPMENT AND CAPITAL IMPROVEMENTS TO AND
36 OPERATING ASSISTANCE FOR THE PUBLIC TRANS-

1 PORTATION PROGRAMS SERVING THE TRANSPORTATION-
 2 DEPENDENT \$ 350,000 \$ 350,000

3
 4 SECTION 2. APPROPRIATIONS - NOAA WEATHER WARNING SYSTEM. There is
 5 hereby appropriated, to the Arkansas State Highway & Transportation Dept., to
 6 be payable from the State General Services Fund Account, for operating
 7 expenses of the National Oceanic and Atmospheric Administration Weather
 8 Warning Radio System of the Arkansas State Highway & Transportation Dept. for
 9 the biennial period ending June 30, 1997, the following:

11 ITEM	12 FISCAL YEARS	
NO.	1995-96	1996-97
13 (1) OPERATING EXPENSES	<u>\$ 6,000</u>	<u>\$ 6,000</u>

14
 15 SECTION 3. The funding to be made available for the first \$150,000 of
 16 appropriation provided in Section 1 of this Act shall be limited to those
 17 monies obtained or estimated to be obtained for the fiscal year from the
 18 amount of increase in the minimum tax provided by Ark. Code 26-54-104. This
 19 increase shall be \$6.00 for each corporation which is required to pay the
 20 minimum fee and who pays such fee, or includes the minimum fee as part of the
 21 \$25.00 penalty as set out in Ark. Code 26-54-106.

22 The increases to the Corporate Franchise taxes which were enacted by
 23 the 76th General Assembly will be utilized to fund the remaining \$200,000 of
 24 appropriation.

25
 26 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 27 authorized by this Act shall be limited to the appropriation for such agency
 28 and funds made available by law for the support of such appropriations; and
 29 the restrictions of the State Purchasing Law, the General Accounting and
 30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 31 Procedures and Restrictions Act, or their successors, and other fiscal control
 32 laws of this State, where applicable, and regulations promulgated by the
 33 Department of Finance and Administration, as authorized by law, shall be
 34 strictly complied with in disbursement of said funds.

35

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

9

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

13

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

19

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

22

23 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
24 Eightieth General Assembly, that the Constitution of the State of Arkansas
25 prohibits the appropriation of funds for more than a two (2) year period; that
26 the effectiveness of this Act on July 1, 1995 is essential to the operation of
27 the agency for which the appropriations in this Act are provided, and that in
28 the event of an extension of the Regular Session, the delay in the effective
29 date of this Act beyond July 1, 1995 could work irreparable harm upon the
30 proper administration and provision of essential governmental programs.
31 Therefore, an emergency is hereby declared to exist and this Act being
32 necessary for the immediate preservation of the public peace, health and
33 safety shall be in full force and effect from and after July 1, 1995.

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APPROVED: 1/26/95

