

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

ACT 72 OF 1997
HOUSE BILL 1269

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 "AN ACT TO MAKE AN APPROPRIATION FOR PAYING SURETY BOND
10 PREMIUMS FOR STATE, COUNTIES, MUNICIPALITIES AND PUBLIC
11 SCHOOLS PARTICIPATING IN A BLANKET SURETY BOND PROGRAM FOR
12 THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING
13 OFFICER FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1999; AND
14 FOR OTHER PURPOSES."

Subtitle

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16
17 "AN ACT FOR THE DEPARTMENT OF FINANCE
18 AND ADMINISTRATION - DISBURSING OFFICER
19 APPROPRIATION FOR THE 1997-99 BIENNIUM."
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
24 Department of Finance and Administration - Disbursing Officer, to be payable
25 from the Miscellaneous Revolving Fund, for payment of blanket surety bond
26 premiums for the State of Arkansas for the biennial period ending June 30,
27 1999, the following:

29 ITEM	FISCAL YEARS	
NO.	1997-98	1998-99
31 (01) SURETY BOND PREMIUMS	<u>\$ 250,000</u>	<u>\$ 250,000</u>

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33 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the
34 Department of Finance and Administration - Disbursing Officer, to be payable
35 from the County Aid Fund, for payment of blanket surety bond premiums for
36 those counties participating in the County Public Employee Blanket Bond

1 Program for the biennial period ending June 30, 1999, the following:

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3 ITEM	FISCAL YEARS	
4 NO.	1997 98	1998 99
5 (01) SURETY BOND PREMIUMS	<u>\$ 250,000</u>	<u>\$ 250,000</u>

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7 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the
8 Department of Finance and Administration - Disbursing Officer, to be payable
9 from the Municipal Aid Fund, for payment of blanket surety bond premiums for
10 those municipalities participating in the Municipal Public Employees Blanket
11 Bond Program for the biennial period ending June 30, 1999, the following:

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13 ITEM	FISCAL YEARS	
14 NO.	1997 98	1998 99
15 (01) SURETY BOND PREMIUMS	<u>\$ 250,000</u>	<u>\$ 250,000</u>

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17 SECTION 4. APPROPRIATIONS. There is hereby appropriated, to the
18 Department of Finance and Administration - Disbursing Officer, to be payable
19 from the Public School Fund, for payment of blanket surety bond premiums for
20 those school districts participating in the Public School Employees Program
21 for the biennial period ending June 30, 1999, the following:

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23 ITEM	FISCAL YEARS	
24 NO.	1997 98	1998 99
25 (01) SURETY BOND PREMIUMS	<u>\$ 250,000</u>	<u>\$ 250,000</u>

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27 SECTION 5. SPECIAL LANGUAGE - DFA/BONDS-BILLING PROCEDURES. The State
28 Risk Manager of the Department of Insurance shall submit to the Department of
29 Finance and Administration a separate billing certification of the costs of
30 blanket bond surety premiums for the State of Arkansas and for the Counties,
31 Municipalities, and Public School Districts participating in the blanket
32 surety bond program for public employees. Upon receipt of such billing
33 certification, the disbursing officer of the Department of Finance and
34 Administration shall prepare a voucher for paying the surety bond premium and
35 attaching thereto a copy of the billing certification received from the State

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

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

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31 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General
32 Assembly that any funds disbursed under the authority of the appropriations
33 contained in this Act shall be in compliance with the stated reasons for which
34 this Act was adopted, as evidenced by the Agency Requests, Executive
35 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or
 2 summarized oral testimony in the official minutes of the Arkansas Legislative
 3 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

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

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18 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the
 19 Eighty-First General Assembly, that the Constitution of the State of Arkansas
 20 prohibits the appropriation of funds for more than a two (2) year period; that
 21 the effectiveness of this Act on July 1, 1997 is essential to the operation of
 22 the agency for which the appropriations in this Act are provided, and that in
 23 the event of an extension of the Regular Session, the delay in the effective
 24 date of this Act beyond July 1, 1997 could work irreparable harm upon the
 25 proper administration and provision of essential governmental programs.
 26 Therefore, an emergency is hereby declared to exist and this Act being
 27 necessary for the immediate preservation of the public peace, health and
 28 safety shall be in full force and effect from and after July 1, 1997.

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30 APPROVED: 1-31-97

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