

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: S2/1/99
A Bill

Act 261 of 1999
SENATE BILL 179

5 By: Joint Budget Committee
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For An Act To Be Entitled

9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS STATE
11 BUILDING SERVICES; AND FOR OTHER PURPOSES. "

Subtitle

14 "AN ACT FOR THE ARKANSAS STATE BUILDING
15 SERVICES REAPPROPRIATION. "

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION - CONSTRUCTION. There is hereby appropriated, to
21 the Arkansas State Building Services, to be payable from the General
22 Improvement Fund or its successor fund or fund accounts, for the Arkansas
23 State Building Services, the following:

24 (A) Effective July 1, 1999, the balance of the appropriation provided in
25 Item (A) of Section 1 of Act 472 of 1997, for the renovation and repair of
26 various state buildings to meet the requirements of the Americans with
27 Disabilities Act, in a sum not to exceed\$117,218.

28 (B) Effective July 1, 1999, the balance of the appropriation provided in
29 Item (E) of Section 1 of Act 455 of 1997, for the renovation and repair of
30 various state buildings to meet the requirement of the Americans with
31 Disabilities Act, in a sum not to exceed\$20,288.
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33 SECTION 2. REAPPROPRIATION - JUSTICE BUILDING CONSTRUCTION. *There is*
34 *hereby appropriated, to the Arkansas State Building Services, to be payable*
35 *from cash funds as defined by Arkansas Code 19-4-801 for the Arkansas State*
36 *Building Services, the following:*

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1 (A) Effective July 1, 1999, the balance of the appropriation provided in
2 Item (10) of Section 5 of Act 855 of 1997, for Justice Building construction,
3 in a sum not to exceed. \$490,000. "
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5 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
6 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER FOR ADA
7 COMPLIANCE. Of the appropriation made in Section 1, Subsections (A) and (B)
8 herein and upon certification by the Director of State Building Services, the
9 Chief Fiscal Officer of the State is hereby authorized to transfer such
10 appropriation as may be certified to the various state agencies, boards and
11 commissions for the purpose of implementing the Americans with Disabilities
12 Act. The Chief Fiscal Officer of the State shall cause such appropriation
13 transfers to be reflected on the fiscal records of the state and made
14 available to such agency, board or commission as may be determined by the
15 Director of State Building Services.
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17 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
18 obligations otherwise incurred in relation to the project or projects
19 described herein in excess of the State Treasury funds actually available
20 therefor as provided by law. Provided, however, that institutions and
21 agencies listed herein shall have the authority to accept and use grants and
22 donations including Federal funds, and to use its unobligated cash income or
23 funds, or both available to it, for the purpose of supplementing the State
24 Treasury funds for financing the entire costs of the project or projects
25 enumerated herein. Provided further, that the appropriations and funds
26 otherwise provided by the General Assembly for Maintenance and General
27 Operations of the agency or institutions receiving appropriation herein shall
28 not be used for any of the purposes as appropriated in this act.

29 (B) The restrictions of any applicable provisions of the State Purchasing
30 Law, the General Accounting and Budgetary Procedures Law, the Revenue
31 Stabilization Law and any other applicable fiscal control laws of this State
32 and regulations promulgated by the Department of Finance and Administration,
33 as authorized by law, shall be strictly complied with in disbursement of any
34 funds provided by this act unless specifically provided otherwise by law.
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36 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly

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

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

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

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

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22 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
23 Eighty-second General Assembly, that the Constitution of the State of Arkansas
24 prohibits the appropriation of funds for more than a two (2) year period; that
25 previous General Assemblies have provided appropriations for the projects
26 provided or enumerated in this act; that certain appropriations will expire
27 before the adjournment of the General Assembly; and that if such
28 appropriations expire, the projects and programs authorized herein will cease
29 thereby depriving the citizens of the State of the benefits to be derived from
30 such projects. Therefore, an emergency is hereby declared to exist and this
31 Act being necessary for the immediate preservation of the public peace, health
32 and safety shall be in full force and effect from and after the date of its
33 passage and approval
34 If the bill is neither approved nor vetoed by the Governor, it shall become
35 effective on the expiration of the period of time during which the Governor
36 may veto the bill. If the bill is vetoed by the Governor and the veto is

1 overridden, it shall become effective on the date the last house overrides the
2 veto.

3 */s/ Joint Budget Committee*

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6 APPROVED: 2/24/1999
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