

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 384 of 2001
HOUSE BILL 1427

5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
11 COMMUNITY PUNISHMENT; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF COMMUNITY
15 PUNISHMENT REAPPROPRIATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
22 appropriated, to the Department of Community Punishment, to be payable from
23 the General Improvement Fund or its successor fund or fund accounts, for the
24 Department of Community Punishment, the following:

25 (A) Effective July 1, 2001, the balance of the appropriation provided in
26 Item (A) of Section 5 of Act 86 of 1999, for constructing, renovating and
27 equipping various community correctional facilities, in a sum not to exceed
28 \$200,000.

29 (B) Effective July 1, 2001, the balance of the appropriation provided in
30 Item (A) of Section 1 of Act 548 of 1999, for construction, acquisition,
31 renovation, purchase of equipment, equipment lease and rental, maintenance,
32 and repair of various community punishment facilities, in a sum not to exceed
33 \$1,500,000.
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35 SECTION 2. REAPPROPRIATION - TRUST. There is hereby appropriated, to the
36 Department of Community Punishment, to be payable from the Arkansas Natural

1 and Cultural Resources Grant and Trust Fund, for the Department of Community
2 Punishment, the following:

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4 (A) Effective July 1, 2001, the balance of the appropriation provided in
5 Item (01) of Section 27 of Act 1017 of 1999, for grants for the acquisition,
6 management, stewardship and preservation of state-owned lands or historic
7 sites by the Natural and Cultural Resources Council of the Department of
8 Arkansas Heritage for construction costs associated with the Walter B. Sorrels
9 Cottage, in a sum not to exceed\$132,969.

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11 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
12 obligations otherwise incurred in relation to the project or projects
13 described herein in excess of the State Treasury funds actually available
14 therefor as provided by law. Provided, however, that institutions and
15 agencies listed herein shall have the authority to accept and use grants and
16 donations including Federal funds, and to use its unobligated cash income or
17 funds, or both available to it, for the purpose of supplementing the State
18 Treasury funds for financing the entire costs of the project or projects
19 enumerated herein. Provided further, that the appropriations and funds
20 otherwise provided by the General Assembly for Maintenance and General
21 Operations of the agency or institutions receiving appropriation herein shall
22 not be used for any of the purposes as appropriated in this act.

23 (B) The restrictions of any applicable provisions of the State Purchasing
24 Law, the General Accounting and Budgetary Procedures Law, the Revenue
25 Stabilization Law and any other applicable fiscal control laws of this State
26 and regulations promulgated by the Department of Finance and Administration,
27 as authorized by law, shall be strictly complied with in disbursement of any
28 funds provided by this act unless specifically provided otherwise by law.

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30 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
31 that any funds disbursed under the authority of the appropriations contained
32 in this act shall be in compliance with the stated reasons for which this act
33 was adopted, as evidenced by the Agency Requests, Executive Recommendations
34 and Legislative Recommendations contained in the budget manuals prepared by
35 the Department of Finance and Administration, letters, or summarized oral
36 testimony in the official minutes of the Arkansas Legislative Council or Joint

Budget Committee which relate to its passage and adoption.

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that previous General Assemblies have provided appropriations for the projects provided or enumerated in this act; that certain appropriations will expire before the adjournment of the General Assembly; and that if such appropriations expire, the projects and programs authorized herein will cease thereby depriving the citizens of the State of the benefits to be derived from such projects. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after the date of its passage and approval. If the bill is neither approved nor vetoed by the Governor, it shall become effective on the expiration of the period of time during which the Governor may veto the bill. If the bill is vetoed by the Governor and the veto is overridden, it shall become effective on the date the last house overrides the veto.

APPROVED: 2/22/2001