

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.  
**Act 109 of the Regular Session**

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

# A Bill

HOUSE BILL 1278

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE STATE FORESTRY  
11 COMMISSION; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14  
15 AN ACT FOR THE STATE FORESTRY  
16 COMMISSION 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 - TRUST FUND. There is hereby appropriated, to  
22 the State Forestry Commission, to be payable from the State Forestry Trust  
23 Fund, for the State Forestry Commission, the following:

24 (A) Effective July 1, 2005, the balance of the appropriation provided in  
25 Item (A) of Section 1 of Act 235 of 2003, for construction of the Baucum  
26 Nursery Office complex including handicapped accessible restrooms, in a sum  
27 not to exceed .....\$176,269.  
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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



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

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

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

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 22 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
 23 Assembly, that the Constitution of the State of Arkansas prohibits the  
 24 appropriation of funds for more than a two (2) year period; that previous  
 25 General Assemblies have provided appropriations for the projects provided or  
 26 enumerated in this act; that certain appropriations will expire before the  
 27 adjournment of the General Assembly; and that if such appropriations expire,  
 28 the projects and programs authorized herein will cease thereby depriving the  
 29 citizens of the State of the benefits to be derived from such projects.  
 30 Therefore, an emergency is hereby declared to exist and this Act being  
 31 necessary for the immediate preservation of the public peace, health and  
 32 safety shall be in full force and effect from and after the date of its  
 33 passage and approval. If the bill is neither approved nor vetoed by the  
 34 Governor, it shall become effective on the expiration of the period of time  
 35 during which the Governor may veto the bill. If the bill is vetoed by the  
 36 Governor and the veto is overridden, it shall become effective on the date

1 the last house overrides the veto.

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**APPROVED: 2/10/2005**

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