

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 113 of the Regular Session

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

A Bill

HOUSE BILL 1304

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

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS STATE
11 HIGHWAY AND TRANSPORTATION DEPARTMENT; AND FOR
12 OTHER PURPOSES.
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15 **Subtitle**

16 AN ACT FOR THE ARKANSAS STATE HIGHWAY
17 AND TRANSPORTATION DEPARTMENT
18 REAPPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby
24 appropriated, to the Arkansas State Highway and Transportation Department, to
25 be payable from the General Improvement Fund or its successor fund or fund
26 accounts, for the Arkansas State Highway and Transportation Department, the
27 following:

28 (A) Effective July 1, 2005, the balance of the appropriation provided in
29 Item (A) of Section 1 of Act 82 of 2003, for providing matching for federal
30 highway funds for a sidewalk in a school zone on Rimmel Avenue for school
31 children in Newport, Arkansas, in a sum not to exceed\$647.
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33 (B) Effective July 1, 2005, the balance of the appropriation provided in
34 Item (B) of Section 1 of Act 82 of 2003, for rebuilding the Texarkana Tourist
35 Information Center, in a sum not to exceed\$1,528,263.



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SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor obligations otherwise incurred in relation to the project or projects described herein in excess of the State Treasury funds actually available therefor as provided by law. Provided, however, that institutions and agencies listed herein shall have the authority to accept and use grants and donations including Federal funds, and to use its unobligated cash income or funds, or both available to it, for the purpose of supplementing the State Treasury funds for financing the entire costs of the project or projects enumerated herein. Provided further, that the appropriations and funds otherwise provided by the General Assembly for Maintenance and General Operations of the agency or institutions receiving appropriation herein shall not be used for any of the purposes as appropriated in this act.

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

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

SECTION 4. 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,

1 the projects and programs authorized herein will cease thereby depriving the
 2 citizens of the State of the benefits to be derived from such projects.
 3 Therefore, an emergency is hereby declared to exist and this Act being
 4 necessary for the immediate preservation of the public peace, health and
 5 safety shall be in full force and effect from and after the date of its
 6 passage and approval. If the bill is neither approved nor vetoed by the
 7 Governor, it shall become effective on the expiration of the period of time
 8 during which the Governor may veto the bill. If the bill is vetoed by the
 9 Governor and the veto is overridden, it shall become effective on the date
 10 the last house overrides the veto.

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13 APPROVED: 2/10/2005
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