

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010

A Bill

SENATE BILL 98

4
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 SECRETARY OF
11 STATE FOR VARIOUS PROJECTS; AND FOR OTHER
12 PURPOSES.
13
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Subtitle

15
16 AN ACT FOR THE SECRETARY OF STATE -
17 VARIOUS PROJECTS REAPPROPRIATION.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby
23 appropriated, to the Secretary of State, to be payable from the General
24 Improvement Fund or its successor fund or fund accounts, for the Secretary of
25 State, the following:

26 (A) Effective July 1, 2010, the balance of the appropriation provided in
27 Item (A) of Section 1 of Act 142 of 2009, for State Match for maintenance,
28 operating expenses and associated costs for the Help America Vote Act (HAVA),
29 in a sum not to exceed\$654,086.
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31 (B) Effective July 1, 2010, the balance of the appropriation provided in
32 Item (B) of Section 1 of Act 142 of 2009, for construction of Phase II of the
33 Arkansas Fallen Firefighters' Memorial on the State Capitol grounds, in a sum
34 not to exceed\$4,948.
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36 (C) Effective July 1, 2010, the balance of the appropriation provided in

1 Item (A) of Section 1 of Act 263 of 2009, for replacement of damaged
2 sidewalks, addition of lighting to unlit or dark areas, an upgrade of the
3 irrigation system, and landscaping and plantings for the North Entry
4 Promenade I and II of the State Capitol grounds, in a sum not to exceed
5\$471,781.

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7 (D) Effective July 1, 2010, the balance of the appropriation provided in
8 Item (B) of Section 1 of Act 263 of 2009, for continued cleaning, re-pointing
9 and sealing of the remaining surfaces of the State Capitol Building for the
10 purpose of halting further deterioration of the exterior stone surface, in a
11 sum not to exceed\$4,470,929.

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13 (E) Effective July 1, 2010, the balance of the appropriation provided in
14 Item (C) of Section 1 of Act 263 of 2009, for an upgrade of the existing
15 Electrical Distribution system, in a sum not to exceed\$366,766.

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17 (F) Effective July 1, 2010, the balance of the appropriation provided in
18 Item (D) of Section 1 of Act 263 of 2009, for an equipment upgrade of the
19 existing fire alarm system for the State Capitol Building, in a sum not to
20 exceed\$168,214.

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22 (G) Effective July 1, 2010, the balance of the appropriation provided in
23 Section 1 of Act 1001 of 2009, for construction, site preparation and
24 maintenance of the Arkansas Fallen Firefighters Memorial on the State Capitol
25 Grounds, in a sum not to exceed\$150,000.

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27 SECTION 2. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL -
28 STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the
29 Secretary of State, to be payable from the Arkansas Natural and Cultural
30 Resources Grant and Trust Fund, for the Secretary of State, the following:

31 (A) Effective July 1, 2010, the balance of the appropriation provided in
32 Section 30 of Act 1228 of 2009, for grants for the acquisition, management,
33 stewardship or preservation of state owned lands, historic sites, buildings,
34 structures or objects, in a sum not to exceed\$547,177.

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

13 (B) The restrictions of any applicable provisions of the State Purchasing
 14 Law, the General Accounting and Budgetary Procedures Law, the Revenue
 15 Stabilization Law and any other applicable fiscal control laws of this State
 16 and regulations promulgated by the Department of Finance and Administration,
 17 as authorized by law, shall be strictly complied with in disbursement of any
 18 funds provided by this act unless specifically provided otherwise by law.
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20 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
 21 that any funds disbursed under the authority of the appropriations contained
 22 in this act shall be in compliance with the stated reasons for which this act
 23 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 24 and Legislative Recommendations contained in the budget manuals prepared by
 25 the Department of Finance and Administration, letters, or summarized oral
 26 testimony in the official minutes of the Arkansas Legislative Council or
 27 Joint Budget Committee which relate to its passage and adoption.
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29 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
 30 Assembly, that the Constitution of the State of Arkansas prohibits the
 31 appropriation of funds for more than a one (1) year period; that the
 32 effectiveness of this Act on July 1, 2010 is essential to the operation of
 33 the agency for which the appropriations in this Act are provided, and that in
 34 the event of an extension of the legislative session, the delay in the
 35 effective date of this Act beyond July 1, 2010 could work irreparable harm
 36 upon the proper administration and provision of essential governmental

1 programs. Therefore, an emergency is hereby declared to exist and this Act
2 being necessary for the immediate preservation of the public peace, health
3 and safety shall be in full force and effect from and after July 1, 2010.

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5 **APPROVED: 02/19/2010**
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