

**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 142 of the Regular Session**

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009  
4

# A Bill

SENATE BILL 294

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
IMPROVEMENT APPROPRIATIONS FOR THE SECRETARY OF  
STATE FOR VARIOUS PROJECTS; AND FOR OTHER  
PURPOSES.

## Subtitle

AN ACT FOR THE SECRETARY OF STATE -  
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, 2009, the balance of the appropriation provided in  
27 Item (A) of Section 1 of Act 417 of 2007, 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 .....\$1,287,067.  
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31 (B) Effective July 1, 2009, the balance of the appropriation provided in  
32 Item (A) of Section 1 of Act 1744 of 2007, for construction of Phase II of  
33 the Arkansas Fallen Firefighters' Memorial on the State Capitol grounds, in a  
34 sum not to exceed .....\$5,000.  
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1 (C) Effective July 1, 2009, the balance of the appropriation provided in  
2 Item (A) of Section 1 of Act 765 of 2007, for the complete replacement of all  
3 roofing material on the lower roof of the State Capitol Building, in a sum  
4 not to exceed .....\$288,246.

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6 (D) Effective July 1, 2009, the balance of the appropriation provided in  
7 Item (B) of Section 1 of Act 765 of 2007, for replacement of all locks and  
8 card readers with a complete upgrade of all support and software systems for  
9 the State Capitol Building, in a sum not to exceed .....\$161,807.

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11 (E) Effective July 1, 2009, the balance of the appropriation provided in  
12 Item (C) of Section 1 of Act 765 of 2007, for continued cleaning, re-pointing  
13 and sealing of the remaining surfaces of the State Capitol Building for the  
14 purpose of halting further deterioration of the exterior stone surface, in a  
15 sum not to exceed .....\$4,370,929.

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17 (F) Effective July 1, 2009, the balance of the appropriation provided in  
18 Item (D) of Section 1 of Act 765 of 2007, for the replacement and renovation  
19 of all existing wiring and lighting in the first floor rotunda and to address  
20 handicap accessibility issues, in a sum not to exceed .....\$386,789.

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22 (G) Effective July 1, 2009, the balance of the appropriation provided in  
23 Item (E) of Section 1 of Act 765 of 2007, for an upgrade of the existing fire  
24 alarm system and the installation of a new computer control panel and  
25 software for the State Capitol Building, in a sum not to exceed.....\$127,435.

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27 (H) Effective July 1, 2009, the balance of the appropriation provided in  
28 Item (F) of Section 1 of Act 765 of 2007, for the replacement of sidewalks,  
29 addition of new lighting and to upgrade the irrigation system for the North  
30 entry area of the State Capitol Building, in a sum not to exceed....\$137,280.

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32 (I) Effective July 1, 2009, the balance of the appropriation provided in  
33 Item (G) of Section 1 of Act 765 of 2007, for repairs including re-plastering  
34 and painting and other related expenses of surfaces affected by water leaks  
35 to the interior dome surfaces of the State Capitol Building, in a sum not to  
36 exceed .....\$484,883.

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(J) Effective July 1, 2009, the balance of the appropriation provided in Item (H) of Section 1 of Act 765 of 2007, for the continuation of a heating, ventilation and air conditioning upgrade for the North End of the State Capitol Building, in a sum not to exceed .....\$3,643,972.

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

1 appropriation of funds for more than a one (1) year period; that the  
2 effectiveness of this Act on July 1, 2009 is essential to the operation of  
3 the agency for which the appropriations in this Act are provided, and that in  
4 the event of an extension of the Regular Session, the delay in the effective  
5 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
6 proper administration and provision of essential governmental programs.  
7 Therefore, an emergency is hereby declared to exist and this Act being  
8 necessary for the immediate preservation of the public peace, health and  
9 safety shall be in full force and effect from and after July 1, 2009.

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11 **APPROVED: 2/12/2009**  
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