

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

ACT 472 OF 1997  
SENATE BILL 376

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

8  
9 "AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE  
10 BUILDING SERVICES FOR MAJOR MAINTENANCE, RENOVATION AND  
11 REPAIR; AND FOR OTHER PURPOSES."

## Subtitle

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13  
14 "AN ACT FOR THE ARKANSAS STATE BUILDING  
15 SERVICES CAPITAL IMPROVEMENT  
16 APPROPRIATION."  
17

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
21 Arkansas State Building Services, to be payable from the General Improvement  
22 Fund or its successor fund or fund accounts, the following:

23 (A) For the renovation and repair of various state buildings to meet  
24 the requirements of the Americans with Disabilities Act, the sum of .....  
25 .....\$3,000,000.

26 (B) For major maintenance, renovation and repair projects for various  
27 state buildings, managed by the Arkansas State Building Services, the sum of  
28 .....\$3,000,000.  
29

30 SECTION 2. SPECIAL LANGUAGE. Of the appropriation made in Section 1,  
31 Subsection (A) herein and upon certification by the Director of State Building  
32 Services, the Chief Fiscal Officer of the State is hereby authorized to  
33 transfer such appropriation as may be certified to the various state agencies,  
34 boards and commissions for the purpose of implementing the Americans with  
35 Disabilities Act. The Chief Fiscal Officer of the State shall cause such  
36 appropriation transfers to be reflected on the fiscal records of the state and

1 made available to such agency, board or commission as may be determined by the  
2 Director of State Building Services.

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

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

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24 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General  
25 Assembly that any funds disbursed under the authority of the appropriations  
26 contained in this Act shall be in compliance with the stated reasons for which  
27 this Act was adopted, as evidenced by the Agency Requests, Executive  
28 Recommendations and Legislative Recommendations contained in the budget  
29 manuals prepared by the Department of Finance and Administration, letters, or  
30 summarized oral testimony in the official minutes of the Arkansas Legislative  
31 Council or Joint Budget Committee which relate to its passage and adoption.

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33 SECTION 5. CODE. All provisions of this Act of a general and permanent  
34 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
35 Code Revision Commission shall incorporate the same in the Code.

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2 SECTION 6. SEVERABILITY. If any provision of this Act or the  
3 application thereof to any person or circumstance is held invalid, such  
4 invalidity shall not affect other provisions or applications of the Act which  
5 can be given effect without the invalid provision or application, and to this  
6 end the provisions of this Act are declared to be severable.

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8 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict  
9 with this Act are hereby repealed.

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11 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the  
12 Eighty-First General Assembly, that the Constitution of the State of Arkansas  
13 prohibits the appropriation of funds for more than a two (2) year period; that  
14 the effectiveness of this Act on July 1, 1997 is essential to the operation of  
15 the agency for which the appropriations in this Act are provided, and that in  
16 the event of an extension of the Regular Session, the delay in the effective  
17 date of this Act beyond July 1, 1997 could work irreparable harm upon the  
18 proper administration and provision of essential governmental programs.  
19 Therefore, an emergency is hereby declared to exist and this Act being  
20 necessary for the immediate preservation of the public peace, health and  
21 safety shall be in full force and effect from and after July 1, 1997.

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APPROVED:3-12-97

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