

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999  
4

As Engrossed: H3/8/99  
**A Bill**

**Act 605 of 1999**  
HOUSE BILL 1718

5 By: *Joint Budget Committee*  
6  
7

**For An Act To Be Entitled**

9 "AN ACT TO MAKE AN APPROPRIATION TO THE STATE MILITARY  
10 DEPARTMENT FOR GENERATORS FOR ARKANSAS NATIONAL GUARD  
11 UNITS; AND FOR OTHER PURPOSES."

**Subtitle**

13 "AN ACT FOR THE STATE MILITARY DEPARTMENT  
14 - GENERATORS FOR ARKANSAS NATIONAL  
15 GUARD UNITS CAPITAL IMPROVEMENT  
16 APPROPRIATION.  
17  
18  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
21

22 SECTION 1. APPROPRIATIONS - EMERGENCY GENERATORS. There is hereby  
23 appropriated, to the State Military Department, to be payable from the General  
24 Improvement Fund or its successor fund or fund accounts, the following:

25 (A) For the purchase for generators for disaster/emergency use for Arkansas  
26 National Guard Units, the sum of .....\$132,000.  
27

28 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
29 obligations otherwise incurred in relation to the project or projects  
30 described herein in excess of the State Treasury funds actually available  
31 therefor as provided by law. Provided, however, that institutions and  
32 agencies listed herein shall have the authority to accept and use grants and  
33 donations including Federal funds, and to use its unobligated cash income or  
34 funds, or both available to it, for the purpose of supplementing the State  
35 Treasury funds for financing the entire costs of the project or projects  
36 enumerated herein. Provided further, that the appropriations and funds

\*JKA051\*

1 otherwise provided by the General Assembly for Maintenance and General  
2 Operations of the agency or institutions receiving appropriation herein shall  
3 not be used for any of the purposes as appropriated in this act.

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

10  
11 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly  
12 that any funds disbursed under the authority of the appropriations contained  
13 in this act shall be in compliance with the stated reasons for which this act  
14 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
15 and Legislative Recommendations contained in the budget manuals prepared by  
16 the Department of Finance and Administration, letters, or summarized oral  
17 testimony in the official minutes of the Arkansas Legislative Council or Joint  
18 Budget Committee which relate to its passage and adoption.

19  
20 SECTION 4. CODE. All provisions of this Act of a general and permanent  
21 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
22 Code Revision Commission shall incorporate the same in the Code.

23  
24 SECTION 5. SEVERABILITY. If any provision of this act or the application  
25 thereof to any person or circumstance is held invalid, such invalidity shall  
26 not affect other provisions or applications of the act which can be given  
27 effect without the invalid provision or application, and to this end the  
28 provisions of this act are declared to be severable.

29  
30 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict with  
31 this act are hereby repealed.

32  
33 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the  
34 Eighty-second General Assembly, that the Constitution of the State of Arkansas  
35 prohibits the appropriation of funds for more than a two (2) year period; that  
36 the effectiveness of this Act on July 1, 1999 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in  
2 the event of an extension of the Regular Session, the delay in the effective  
3 date of this Act beyond July 1, 1999 could work irreparable harm upon the  
4 proper administration and provision of essential governmental programs.  
5 Therefore, an emergency is hereby declared to exist and this Act being  
6 necessary for the immediate preservation of the public peace, health and  
7 safety shall be in full force and effect from and after July 1, 1999.

8 */s/ Joint Budget Committee APPROVED: 3/15/1999e*