

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.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 189 of 2001
HOUSE BILL 1460

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE STATE MILITARY
11 DEPARTMENT; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE STATE MILITARY DEPARTMENT
15 REAPPROPRIATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. REAPPROPRIATION - FEDERAL. There is hereby appropriated, to the
22 State Military Department, to be payable from the federal funds as designated
23 by the Chief Fiscal Officer of the State, for the State Military Department,
24 the following:

25 (A) Effective July 1, 2001, the balance of the appropriation provided in
26 Item (B) of Section 2 of Act 552 of 1999, for construction and related
27 expenses for a Combined Support Maintenance Shop, in a sum not to exceed
28 \$11,100,724.

29 (B) Effective July 1, 2001, the balance of the appropriation provided in
30 Item (C) of Section 2 of Act 552 of 1999, for construction, major maintenance,
31 repairs, asphalt paving and associated expenses at various National Guard
32 Armories including Warren, Mountain Home, West Memphis and an Aviation Armory
33 at Camp Robinson, in a sum not to exceed \$9,005,269.

34 (C) Effective July 1, 2001, the balance of the appropriation provided in
35 Item (D) of Section 2 of Act 552 of 1999, for the construction and related
36 expenses for an Ammunition Supply Point at Camp Robinson, in a sum not to

1 exceed \$3,544,800.

2 (D) Effective July 1, 2001, the balance of the appropriation provided in
3 Item (E) of Section 2 of Act 552 of 1999, for construction and related expense
4 for a Centralized Vehicle Wash Facility for cleaning heavy/tracked vehicles,
5 to provide vehicle maintenance for mechanized or tracked units and related
6 services, in a sum not to exceed \$1,065,500.

7 (E) Effective July 1, 2001, the balance of the appropriation provided in
8 Item (F) of Section 2 of Act 552 of 1999, for construction and related
9 expenses for an Organizational Maintenance Shop in Searcy, Arkansas, in a sum
10 not to exceed \$1,373,986.

11 (F) Effective July 1, 2001, the balance of the appropriation provided in
12 Item (G) of Section 2 of Act 552 of 1999, for construction and related
13 expenses for additional space to the United States Property and Fiscal Office,
14 in a sum not to exceed \$566,600.

15 (G) Effective July 1, 2001, the balance of the appropriation provided in
16 Item (I) of Section 2 of Act 552 of 1999, for miscellaneous statewide
17 construction projects, in a sum not to exceed \$500,000.

18 (H) Effective July 1, 2001, the balance of the appropriation provided in
19 Item (J) of Section 2 of Act 552 of 1999, for various Training Site
20 improvement projects, in a sum not to exceed \$500,000.

21 (I) Effective July 1, 2001, the balance of the appropriation provided in
22 Item (A) of Section 1 of Act 94 of 1999, for construction and equipping the
23 National Guard Armory in Benton, Arkansas, in a sum not to exceed ... \$143,046.

24 (J) Effective July 1, 2001, the balance of the appropriation provided in
25 Item (C) of Section 1 of Act 94 of 1999, for constructing and equipping the
26 National Guard Armory in Warren, Arkansas, in a sum not to exceed . \$2,049,535.

27 (K) Effective July 1, 2001, the balance of the appropriation provided in
28 Item (D) of Section 1 of Act 94 of 1999, for constructing and equipping a
29 National Guard Armory and Organizational Maintenance Shop in Hazen, Arkansas,
30 in a sum not to exceed \$30,191.

31 (L) Effective July 1, 2001, the balance of the appropriation provided in
32 Item (E) of Section 1 of Act 94 of 1999, for constructing and equipping a
33 National Guard Military Operations in Urban Terrain (MOUT) Training Facility,
34 in a sum not to exceed \$3,575,560.

35 (M) Effective July 1, 2001, the balance of the appropriation provided in
36 Item (F) of Section 1 of Act 94 of 1999, for constructing and equipping a

1 National Guard Combined Support Maintenance Shop in Fayetteville, Arkansas, in
2 a sum not to exceed \$1,970,520.

3 (N) Effective July 1, 2001, the balance of the appropriation provided in
4 Item (J) of Section 1 of Act 94 of 1999, for constructing and equipping the
5 National Guard Organizational Maintenance Shop in Jonesboro, Arkansas, in a
6 sum not to exceed \$1,970,520.

7 (O) Effective July 1, 2001, the balance of the appropriation provided in
8 Item (K) of Section 1 of Act 94 of 1999, for constructing and equipping the
9 National Guard Organizational Maintenance Shop at Camp Robinson, Arkansas, in
10 a sum not to exceed \$1,373,986.

11 (P) Effective July 1, 2001, the balance of the appropriation provided in
12 Item (L) of Section 1 of Act 94 of 1999, for construction of a hangar and
13 support facility at the Army Aviation Support Facility at Camp Robinson,
14 Arkansas, in a sum not to exceed \$15,600,000.

15 (Q) Effective July 1, 2001, the balance of the appropriation provided in
16 Item (Q) of Section 1 of Act 94 of 1999, for construction and utility upgrades
17 by the State Military Department, in a sum not to exceed \$381,070.
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19 SECTION 2. REAPPROPRIATION – GENERAL IMPROVEMENT. There is hereby
20 appropriated, to the State Military Department, to be payable from the General
21 Improvement Fund or its successor fund or fund accounts, for the State
22 Military Department, the following:

23 (A) Effective July 1, 2001, the balance of the appropriation provided in
24 Item (B) of Section 2 of Act 94 of 1999, for construction, major maintenance,
25 asphalt paving and associated expenses for the National Guard Armory in
26 Benton, Arkansas, in a sum not to exceed \$50,364.

27 (B) Effective July 1, 2001, the balance of the appropriation provided in
28 Item (A) of Section 1 of Act 552 of 1999, for Phase I and II Armory
29 Rehabilitation Projects, for major repairs, renovations and construction
30 related projects for armories, in a sum not to exceed \$1,419,096.

31 (C) Effective July 1, 2001, the balance of the appropriation provided in
32 Item (B) of Section 1 of Act 552 of 1999, for construction, major maintenance,
33 repairs, asphalt paving and associated expenses at various National Guard
34 Armories including Warren, Mountain Home, West Memphis and an Aviation Armory
35 at Camp Robinson, in a sum not to exceed \$1,650,000.

36 (D) Effective July 1, 2001, the balance of the appropriation provided in

1 Item (C) of Section 1 of Act 552 of 1999, for work at various locations to
2 alter existing buildings to meet Americans with Disabilities Act regulations,
3 work will include but not be limited to ramps, restroom alterations,
4 passageway alterations, and parking spaces, in a sum not to exceed ..\$174,800.

5 (E) Effective July 1, 2001, the balance of the appropriation provided in
6 Item (D) of Section 1 of Act 552 of 1999, for asbestos detection, evaluation
7 and related services of all armories utilized by the National Guard, in a sum
8 not to exceed\$157,390.

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10 SECTION 3. REAPPROPRIATION - ARMORY CONSTRUCTION FUND. There is hereby
11 appropriated, to the State Military Department, to be payable from the Armory
12 Construction Fund, for the State Military Department, the following:

13 (A) Effective July 1, 2001, the balance of the appropriation provided in
14 Item (A) of Section 3 of Act 94 of 1999, for repair, construction, renovation,
15 landscaping and maintenance of armories, hangars, and other properties held
16 for the use and benefit of the Arkansas National Guard, in a sum not to exceed
17\$128,292.

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19 SECTION 4. REAPPROPRIATION - CASH. There is hereby appropriated, to the
20 State Military Department, to be payable from the cash funds as defined by
21 Arkansas Code 19-4-801, for the State Military Department, the following:

22 (A) Effective July 1, 2001, the balance of the appropriation provided in
23 Item (A) of Section 4 of Act 94 of 1999, for construction and construction
24 related services at the Hazen Armory, Arkansas, in a sum not to exceed
25\$85,634.

26
27 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
28 obligations otherwise incurred in relation to the project or projects
29 described herein in excess of the State Treasury funds actually available
30 therefor as provided by law. Provided, however, that institutions and
31 agencies listed herein shall have the authority to accept and use grants and
32 donations including Federal funds, and to use its unobligated cash income or
33 funds, or both available to it, for the purpose of supplementing the State
34 Treasury funds for financing the entire costs of the project or projects
35 enumerated herein. Provided further, that the appropriations and funds
36 otherwise provided by the General Assembly for Maintenance and General

1 Operations of the agency or institutions receiving appropriation herein shall
2 not be used for any of the purposes as appropriated in this act.

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

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10 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
11 that any funds disbursed under the authority of the appropriations contained
12 in this act shall be in compliance with the stated reasons for which this act
13 was adopted, as evidenced by the Agency Requests, Executive Recommendations
14 and Legislative Recommendations contained in the budget manuals prepared by
15 the Department of Finance and Administration, letters, or summarized oral
16 testimony in the official minutes of the Arkansas Legislative Council or Joint
17 Budget Committee which relate to its passage and adoption.

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19 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
20 Assembly, that the Constitution of the State of Arkansas prohibits the
21 appropriation of funds for more than a two (2) year period; that previous
22 General Assemblies have provided appropriations for the projects provided or
23 enumerated in this act; that certain appropriations will expire before the
24 adjournment of the General Assembly; and that if such appropriations expire,
25 the projects and programs authorized herein will cease thereby depriving the
26 citizens of the State of the benefits to be derived from such projects.
27 Therefore, an emergency is hereby declared to exist and this Act being
28 necessary for the immediate preservation of the public peace, health and
29 safety shall be in full force and effect from and after the date of its
30 passage and approval. If the bill is neither approved nor vetoed by the
31 Governor, it shall become effective on the expiration of the period of time
32 during which the Governor may veto the bill. If the bill is vetoed by the
33 Governor and the veto is overridden, it shall become effective on the date the
34 last house overrides the veto.

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36 APPROVED: 2/9/2001