

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 334 of the Regular Session

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 1348

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 AN ACT TO MAKE AN APPROPRIATION FOR INVESTMENTS,
10 BENEFITS, REFUNDS AND EXPENSES FOR THE ARKANSAS
11 STATE HIGHWAY AND TRANSPORTATION DEPARTMENT -
12 ARKANSAS STATE HIGHWAY EMPLOYEES' RETIREMENT
13 SYSTEM FOR THE BIENNIAL PERIOD ENDING JUNE 30,
14 2009; AND FOR OTHER PURPOSES.
15

Subtitle

16
17
18 AN ACT FOR THE ARKANSAS STATE HIGHWAY
19 AND TRANSPORTATION DEPARTMENT - ARKANSAS
20 STATE HIGHWAY EMPLOYEES' RETIREMENT
21 SYSTEM APPROPRIATION FOR THE 2007-2009
22 BIENNIUM.
23

24
25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
26

27 SECTION 1. APPROPRIATION. There is hereby appropriated, to the Arkansas
28 State Highway and Transportation Department, to be payable from the Arkansas
29 State Highway Employees' Retirement System Fund, for annuities, investments,
30 benefits, refunds and expenses of the Arkansas State Highway and
31 Transportation Department - Arkansas State Highway Employees' Retirement
32 System for the biennial period ending June 30, 2009, the following:
33

34 ITEM	FISCAL YEARS	
35 NO.	2007-2008	2008-2009



1 (01) GENERAL OPERATIONS - ANNUITIES,
 2 INVESTMENTS, REFUNDS TO WITHDRAWING
 3 MEMBERS & ADMINISTRATIVE EXPENSES \$ 100,000,000 \$ 100,000,000
 4

5 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ~~TRANSFER~~
 7 ~~PROVISIONS~~ CARRY FORWARD - RETIREMENT SYSTEM. Any unexpended balance of the
 8 appropriation made in Section 1 which remains at the close of the fiscal year
 9 ending June 30, ~~2006~~ 2008 shall be ~~transferred~~ carried forward and made
 10 available for the same purpose in the fiscal year ending June 30, ~~2007~~ 2009.
 11

12 Any carry forward of unexpended balance of appropriation and/or funding as
 13 authorized herein, may be carried forward under the following conditions:
 14

15 (1) Prior to June 30, 2008 the Agency shall by written statement set forth
 16 its reason(s) for the need to carry forward said appropriation and/or funding
 17 to the Department of Finance and Administration Office of Budget;
 18

19 (2) The Department of Finance and Administration Office of Budget shall
 20 report to the Arkansas Legislative Council all amounts carried forward from
 21 the first fiscal year of the biennium to the second fiscal year of the
 22 biennium by the September Arkansas Legislative Council or Joint Budget
 23 Committee meeting in the second fiscal year of the biennial period which
 24 report shall include the name of the Agency, Board, Commission or Institution
 25 and the amount of the appropriation and/or funding carried forward from the
 26 first fiscal year to the second fiscal year, the program name or line item,
 27 the funding source of that appropriation and a copy of the written request
 28 set forth in (1) above;
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30 (3) Each Agency, Board, Commission or Institution shall provide a written
 31 report to the Arkansas Legislative Council or Joint Budget Committee
 32 containing all information set forth in item (2) above, along with a written
 33 statement as to the current status of the project, contract, purpose etc. for
 34 which the carry forward was originally requested no later than thirty (30)
 35 days prior to the time the Agency, Board, Commission or Institution presents
 36 its budget request to the Arkansas Legislative Council/Joint Budget

1 Committee; and

2
 3 (4) Thereupon, the Department of Finance and Administration shall include
 4 all information obtained in item (3) above in the biennial budget manuals
 5 and/or a statement of non-compliance by the Agency, Board, Commission or
 6 Institution.

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 8 The provisions of this section shall be in effect only from July 1, 2005
 9 2007 through June 30, ~~2007~~ 2009.

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 11 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 12 by this act shall be limited to the appropriation for such agency and funds
 13 made available by law for the support of such appropriations; and the
 14 restrictions of the State Procurement Law, the General Accounting and
 15 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 16 Procedures and Restrictions Act, or their successors, and other fiscal
 17 control laws of this State, where applicable, and regulations promulgated by
 18 the Department of Finance and Administration, as authorized by law, shall be
 19 strictly complied with in disbursement of said funds.

20
 21 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
 22 that any funds disbursed under the authority of the appropriations contained
 23 in this act shall be in compliance with the stated reasons for which this act
 24 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 25 and Legislative Recommendations contained in the budget manuals prepared by
 26 the Department of Finance and Administration, letters, or summarized oral
 27 testimony in the official minutes of the Arkansas Legislative Council or
 28 Joint Budget Committee which relate to its passage and adoption.

29
 30 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
 31 Assembly, that the Constitution of the State of Arkansas prohibits the
 32 appropriation of funds for more than a two (2) year period; that the
 33 effectiveness of this Act on July 1, 2007 is essential to the operation of
 34 the agency for which the appropriations in this Act are provided, and that in
 35 the event of an extension of the Regular Session, the delay in the effective
 36 date of this Act beyond July 1, 2007 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.
2 Therefore, an emergency is hereby declared to exist and this Act being
3 necessary for the immediate preservation of the public peace, health and
4 safety shall be in full force and effect from and after July 1, 2007.

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7 APPROVED: 3/19/2007
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