

**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 992 of the Regular Session**

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

# A Bill

SENATE BILL 434

5 By: Senator Bookout  
6 By: Representatives Cash, Kidd, B. Wilkins  
7

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
STATE UNIVERSITY - JONESBORO FOR DEFERRED  
MAINTENANCE FOR CLASSROOMS, BUILDINGS AND RELATED  
INFRASTRUCTURE; AND FOR OTHER PURPOSES.

### Subtitle

AN ACT FOR THE ARKANSAS STATE UNIVERSITY  
- JONESBORO - DEFERRED MAINTENANCE FOR  
CLASSROOMS, BUILDINGS AND RELATED  
INFRASTRUCTURE GENERAL IMPROVEMENT  
APPROPRIATION.

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

26 SECTION 1. APPROPRIATION - ARK. STATE UNIVERSITY - JONESBORO - DEFERRED  
27 MAINTENANCE. There is hereby appropriated, to the Arkansas State University  
28 - Jonesboro, to be payable from the General Improvement Fund or its successor  
29 fund or fund accounts, the following:

30 (A) For deferred maintenance for classrooms, buildings and related  
31 infrastructure, the sum of .....\$7,000,000.  
32

33 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
34 obligations otherwise incurred in relation to the project or projects  
35 described herein in excess of the State Treasury funds actually available



1 therefor as provided by law. Provided, however, that institutions and  
2 agencies listed herein shall have the authority to accept and use grants and  
3 donations including Federal funds, and to use its unobligated cash income or  
4 funds, or both available to it, for the purpose of supplementing the State  
5 Treasury funds for financing the entire costs of the project or projects  
6 enumerated herein. Provided further, that the appropriations and funds  
7 otherwise provided by the General Assembly for Maintenance and General  
8 Operations of the agency or institutions receiving appropriation herein shall  
9 not be used for any of the purposes as appropriated in this act.

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

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

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26 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
27 Assembly, that the Constitution of the State of Arkansas prohibits the  
28 appropriation of funds for more than a one (1) year period; that the  
29 effectiveness of this Act on July 1, 2009 is essential to the operation of  
30 the agency for which the appropriations in this Act are provided, and that in  
31 the event of an extension of the Regular Session, the delay in the effective  
32 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
33 proper administration and provision of essential governmental programs.  
34 Therefore, an emergency is hereby declared to exist and this Act being  
35 necessary for the immediate preservation of the public peace, health and  
36 safety shall be in full force and effect from and after July 1, 2009.

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APPROVED: 4/7/2009