

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011

A Bill

HOUSE BILL 1344

4
5 By: Joint Budget Committee

For An Act To Be Entitled

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8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS
10 BUILDING AUTHORITY; AND FOR OTHER PURPOSES.

Subtitle

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14 AN ACT FOR THE ARKANSAS BUILDING AUTHORITY
15 REAPPROPRIATION.

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

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20 SECTION 1. REAPPROPRIATION - CRITICAL MAINTENANCE. There is hereby
21 appropriated, to the Arkansas Building Authority, to be payable from the
22 Arkansas Building Authority Maintenance Fund, for the Arkansas Building
23 Authority the following:

24 (A) Effective July 1, 2011, the balance of the appropriation provided
25 in Item (A) Section 2 of Act 199 of 2010, for critical maintenance of various
26 state buildings, in a sum not to exceed.....\$6,291,541.

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28 SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby
29 appropriated, to the Arkansas Building Authority, to be payable from the
30 General Improvement Fund or its successor fund or fund accounts, for the
31 Arkansas Building Authority the following:

32 (A) Effective July 1, 2011, the balance of the appropriation provided
33 in Item (D) Section 1 of Act 199 of 2010, for maintenance, renovation,
34 equipping, construction, acquisition, improvement, upgrade and repair
35 projects for all state-owned real property and facilities, in a sum not to
36 exceed.....\$16,310,934.



1 (B) Effective July 1, 2011, the balance of the appropriation provided
2 in Item (C) Section 1 of Act 199 of 2010, for a transfer to the Sustainable
3 Building Design Revolving Loan Fund to provide loans to agencies, boards or
4 commissions for the Sustainable Building Design Program, in a sum not to
5 exceed.....\$20,000,000.
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7 SECTION 3. REAPPROPRIATION - NCRC GRANT. There is hereby appropriated,
8 to the Arkansas Building Authority, to be payable from the Arkansas Natural
9 and Cultural Resources Grant and Trust Fund, for the Arkansas Building
10 Authority the following:

11 (A) Effective July 1, 2011, the balance of the appropriation provided
12 in Section 30 of Act 237 of 2010, for restoration of the Governor's Mansion
13 Entry Garden/Fountain, in a sum not to exceed.....\$141,096.
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15 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
16 obligations otherwise incurred in relation to the project or projects
17 described herein in excess of the State Treasury funds actually available
18 therefor as provided by law. Provided, however, that institutions and
19 agencies listed herein shall have the authority to accept and use grants and
20 donations including Federal funds, and to use its unobligated cash income or
21 funds, or both available to it, for the purpose of supplementing the State
22 Treasury funds for financing the entire costs of the project or projects
23 enumerated herein. Provided further, that the appropriations and funds
24 otherwise provided by the General Assembly for Maintenance and General
25 Operations of the agency or institutions receiving appropriation herein shall
26 not be used for any of the purposes as appropriated in this act.

27 (B) The restrictions of any applicable provisions of the State
28 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
29 Revenue Stabilization Law and any other applicable fiscal control laws of
30 this State and regulations promulgated by the Department of Finance and
31 Administration, as authorized by law, shall be strictly complied with in
32 disbursement of any funds provided by this act unless specifically provided
33 otherwise by law.
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35 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
36 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this act shall be in compliance with the stated reasons for
 2 which this act was adopted, as evidenced by the Agency Requests, Executive
 3 Recommendations and Legislative Recommendations contained in the budget
 4 manuals prepared by the Department of Finance and Administration, letters, or
 5 summarized oral testimony in the official minutes of the Arkansas Legislative
 6 Council or Joint Budget Committee which relate to its passage and adoption.

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 8 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
 9 Assembly, that the Constitution of the State of Arkansas prohibits the
 10 appropriation of funds for more than a one (1) year period; that the
 11 effectiveness of this Act on July 1, 2011 is essential to the operation of
 12 the agency for which the appropriations in this Act are provided, and that in
 13 the event of an extension of the legislative session, the delay in the
 14 effective date of this Act beyond July 1, 2011 could work irreparable harm
 15 upon the proper administration and provision of essential governmental
 16 programs. Therefore, an emergency is hereby declared to exist and this Act
 17 being necessary for the immediate preservation of the public peace, health
 18 and safety shall be in full force and effect from and after July 1, 2011.

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 21 **APPROVED: 02/18/2011**
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