

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

SENATE BILL 276

5 By: Senator Irvin
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR THE STATE AID
9 STREET SYSTEM FOR THE ARKANSAS STATE HIGHWAY AND
10 TRANSPORTATION DEPARTMENT WHICH SHALL BE SUPPLEMENTAL
11 AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT
12 230 OF 2012; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS STATE HIGHWAY AND
16 TRANSPORTATION DEPARTMENT - STATE AID
17 STREET SYSTEM SUPPLEMENTAL APPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - STATE AID STREETS. There is hereby
24 appropriated, to the Arkansas State Highway and Transportation Department, to
25 be payable from the State Aid Street Fund, for construction, reconstruction,
26 and improvement of roads and expenses of state aid for municipalities in the
27 State Aid Street System as authorized by Arkansas Code Title 27, Chapter 72,
28 for transfer of engineering and other expenses to the State Highway and
29 Transportation Department Fund, and for refunds to municipalities, of the
30 Arkansas State Highway and Transportation Department which shall be
31 supplemental and in addition to those funds appropriated in Act 230 of 2012,
32 the following:
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34	ITEM	FISCAL YEAR
35	<u>NO.</u>	<u>2012-2013</u>

36 (01) CONSTRUCTION, RECONSTRUCTION, AND



1 IMPROVEMENT OF ROADS AND
 2 EXPENSES OF STATE AID FOR
 3 MUNICIPALITIES IN THE STATE AID
 4 STREET SYSTEM AS AUTHORIZED BY
 5 ARKANSAS CODE TITLE 27, CHAPTER
 6 72, FOR TRANSFER OF ENGINEERING
 7 AND OTHER EXPENSES TO THE STATE
 8 HIGHWAY AND TRANSPORTATION
 9 DEPARTMENT FUND, AND FOR
 10 REFUNDS TO MUNICIPALITIES \$15,000,000

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 12 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 13 authorized by this act shall be limited to the appropriation for such agency
 14 and funds made available by law for the support of such appropriations; and
 15 the restrictions of the State Procurement Law, the General Accounting and
 16 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 17 Procedures and Restrictions Act, or their successors, and other fiscal
 18 control laws of this State, where applicable, and regulations promulgated by
 19 the Department of Finance and Administration, as authorized by law, shall be
 20 strictly complied with in disbursement of said funds.

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

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 31 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
 32 Assembly, that by a vote of the People a constitutional amendment was passed
 33 on the 6th day of November, 2012, transferring one cent per gallon from
 34 revenues distributed under the Arkansas Highway Revenue Distribution Law from
 35 the proceeds derived from existing motor fuel taxes and distillate fuel taxes
 36 and permanently dedicating the revenues to the State Street Aid Fund; that

1 since the certification of that vote the fund has been accumulating revenues
2 from the mandated transfer of the one cent per gallon tax; and that a delay
3 in the effective date of this Act could work irreparable harm upon the proper
4 administration and provision of essential governmental programs. Therefore,
5 an emergency is hereby declared to exist and this Act being necessary for the
6 immediate preservation of the public peace, health and safety shall be in
7 full force and effect from and after the date of its passage and approval.

8 If the bill is neither approved nor vetoed by the Governor, it shall
9 become effective on the expiration of the period of time during which the
10 Governor may veto the bill. If the bill is vetoed by the Governor and the
11 veto is overridden, it shall become effective on the date the last house
12 overrides the veto.

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15 **APPROVED: 03/11/2013**
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