

1 State of Arkansas
2 92nd General Assembly
3 Fiscal Session, 2020
4

A Bill

SENATE BILL 5

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
10 TRANSFORMATION AND SHARED SERVICES - BUILDING
11 AUTHORITY DIVISION; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF
15 TRANSFORMATION AND SHARED SERVICES -
16 BUILDING AUTHORITY DIVISION
17 REAPPROPRIATION.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REAPPROPRIATION - CAPITAL PROJECTS. There is hereby
24 appropriated, to the Department of Transformation and Shared Services, to be
25 payable from the Development and Enhancement Fund, for the Department of
26 Transformation and Shared Services - Building Authority Division the
27 following:

28 (A) Effective July 1, 2020, the balance of the appropriation provided
29 in Item (A) of Section 1 of Act 359 of 2019, for various maintenance,
30 renovation, equipping, construction, acquisition, improvement, upgrade and
31 repair projects for all state-owned real property and facilities, in a sum
32 not to exceed\$160,000,000.

33 (B) Effective July 1, 2020, the balance of the appropriation provided
34 in Item (B) of Section 1 of Act 359 of 2019, for major maintenance,
35 renovation, repair or construction work to provide contingency appropriation
36 for capital projects, in a sum not to exceed\$50,000,000.



1 (C) Effective July 1, 2020, the balance of the appropriation provided
2 in Item (C) of Section 1 of Act 359 of 2019, for information technology
3 enhancement, innovation, operation, equipping, consolidation, incentive,
4 construction, repair, expansion, major maintenance, improvement, replacement,
5 and/or upgrade to the state's existing technology, as well as the development
6 and implementation of new projects, in a sum not to exceed\$50,000,000.

7
8 SECTION 2. REAPPROPRIATION - NCRC GRANT. There is hereby appropriated,
9 to the Department of Transformation and Shared Services, to be payable from
10 the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the
11 Department of Transformation and Shared Services - Building Authority
12 Division the following:

13 (A) Effective July 1, 2020, the balance of the appropriation provided
14 in Section 25 of Act 902 of 2019, for the acquisition, management,
15 stewardship or preservation of state owned lands, historic sites, buildings,
16 structures or objects, in a sum not to exceed\$469,386.

17
18 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
19 obligations otherwise incurred in relation to the project or projects
20 described herein in excess of the State Treasury funds actually available
21 therefor as provided by law. Provided, however, that institutions and
22 agencies listed herein shall have the authority to accept and use grants and
23 donations including Federal funds, and to use its unobligated cash income or
24 funds, or both available to it, for the purpose of supplementing the State
25 Treasury funds for financing the entire costs of the project or projects
26 enumerated herein. Provided further, that the appropriations and funds
27 otherwise provided by the General Assembly for Maintenance and General
28 Operations of the agency or institutions receiving appropriation herein shall
29 not be used for any of the purposes as appropriated in this act.

30 (B) The restrictions of any applicable provisions of the State
31 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
32 Revenue Stabilization Law and any other applicable fiscal control laws of
33 this State and regulations promulgated by the Department of Finance and
34 Administration, as authorized by law, shall be strictly complied with in
35 disbursement of any funds provided by this act unless specifically provided
36 otherwise by law.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

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

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2020 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2020 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2020.

APPROVED: 4/20/20