

**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 240 of the Regular Session**

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

A Bill

SENATE BILL 284

5 By: Senator Altes
6 By: Representatives Glidewell, Medley, Walters, Blair
7

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
OF FINANCE AND ADMINISTRATION - DISBURSING
OFFICER FOR THE CITY OF FORT SMITH, ARKANSAS FOR
CAROL ANN CROSS PARK; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF FINANCE AND
ADMINISTRATION - DISBURSING OFFICER - TO
THE CITY OF FORT SMITH, ARKANSAS FOR
CAROL ANN CROSS PARK GENERAL IMPROVEMENT
APPROPRIATION.

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

26 SECTION 1. APPROPRIATIONS – CITY OF FORT SMITH, ARKANSAS - CAROL ANN CROSS
27 PARK. There is hereby appropriated, to the Department of Finance and
28 Administration - Disbursing Officer, to be payable from the General
29 Improvement Fund or its successor fund or fund accounts, the following:

30 (A) For the City of Fort Smith, for costs related to the construction,
31 rebuilding or replacement of the Carol Ann Cross Park Dam, the sum
32 of.....\$1,500,000.
33

34 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
35 obligations otherwise incurred in relation to the project or projects



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

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

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

26
27 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
28 Assembly, that the Constitution of the State of Arkansas prohibits the
29 appropriation of funds for more than a two (2) year period; that the
30 effectiveness of this Act on July 1, 2005 is essential to the operation of
31 the agency for which the appropriations in this Act are provided, and that in
32 the event of an extension of the Regular Session, the delay in the effective
33 date of this Act beyond July 1, 2005 could work irreparable harm upon the
34 proper administration and provision of essential governmental programs.
35 Therefore, an emergency is hereby declared to exist and this Act being
36 necessary for the immediate preservation of the public peace, health and

1 safety shall be in full force and effect from and after July 1, 2005.

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APPROVED: 2/17/2005