

B

Hall of the House of Representatives

89th General Assembly - Fiscal Session, 2014

Amendment Form

DRAFT

Subtitle of House Bill No. 1037

AN ACT FOR THE DEPARTMENT OF ARKANSAS HERITAGE APPROPRIATION FOR THE 2014-2015
FISCAL YEAR.

Amendment No. ___ to House Bill No. 1037

Amend House Bill No. 1037 as originally introduced:

Page 20, immediately following SECTION 34, insert a new SECTION to read as follows:

" SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW.

(a) For purposes of this section, "new facilities" shall mean any land, building, structure, facility or other real estate used as central headquarters by the Department of Arkansas Heritage and which was not owned or leased by the Department of Arkansas Heritage prior to July 1, 2013.

(b) Except as shall be specifically approved by the General Assembly during the regular session of the Arkansas General Assembly and pursuant to Arkansas Code Annotated 22-9-104 (a)(b) and (c), the Department of Arkansas Heritage shall not allocate, budget, expend, or utilize any appropriation authorized by the General Assembly for the purpose of:

(1) purchasing, acquiring, renovating, constructing, or equipping new facilities, including the purchase or acquisition of real property for the construction or renovation thereof;

(2) hiring or contracting with architects, engineers, or other design professionals for the renovation, construction, or equipping of new facilities;

(3) compensating its employees, agents, contractors, or other personnel for work related to purchasing, acquiring, renovating, constructing, or equipping new facilities;

(4) purchasing, acquiring, renovating, constructing, leasing or equipping new facilities pursuant to Arkansas Code Annotated 22-3-1401, et seq.;

(5) securing revenue bonds for purchasing, renovating, constructing, leasing or equipping new facilities pursuant to Arkansas Code Annotated 22-3-1401, et seq. or as issued by the Arkansas Development Finance Authority;

(6) leasing or subleasing new facilities acquired or constructed pursuant to Arkansas Code Annotated 22-3-1401 et seq., or otherwise, from the

DRAFT

KMW157 - 02-26-2014 17:38:11

Page 1 of 2

Arkansas Building Authority.

(c) Except as shall be specifically approved by the General Assembly during the regular session of the Arkansas General Assembly, the Department of Arkansas Heritage shall not pledge any rents appropriated by the General Assembly to secure revenue bonds issued by the Arkansas Development Finance Authority for the purchase, acquisition, renovation, or constructing of new facilities to house the Department of Arkansas Heritage.

The provisions of this section shall be in effect only from July 1, 2014 through July 1, 2015."

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read _____

By: Representatives Hammer, Love, Murdock, Catlett, Leding, Jett, Lea, E. Armstrong

By: Senator Elliott

KMW/KMW - 02-26-2014 17:38:11

KMW157

Chief Clerk

1 State of Arkansas
2 89th General Assembly
3 Fiscal Session, 2014

A Bill

HOUSE BILL 1037

4
5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF ARKANSAS
10 HERITAGE FOR THE FISCAL YEAR ENDING JUNE 30, 2015;
11 AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF ARKANSAS
15 HERITAGE APPROPRIATION FOR THE 2014-2015
16 FISCAL YEAR.
17
18
19

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

22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Department of Arkansas Heritage for the 2014-2015 fiscal year, the following
24 maximum number of regular employees.
25

26				Maximum	Maximum Annual
27				Number	Salary Rate
28	Item	Class		No. of	Fiscal Year
29	No.	Code	Title	Employees	2014-2015
30	(1)	U018U	DAH DIRECTOR	1	\$108,522
31	(2)	U020U	DAH ASSISTANT DIRECTOR	2	\$97,701
32	(3)	P003C	DAH AGENCY DIRECTOR	7	GRADE C126
33	(4)	D017C	INFO SYSTEMS SECURITY SPECIALIST	1	GRADE C126
34	(5)	G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
35	(6)	P006C	DAH AGENCY ASSISTANT DIRECTOR	7	GRADE C122
36	(7)	A050C	AGENCY FISCAL MANAGER	1	GRADE C121



1 Resources Historic Preservation Fund or other funds established from federal
2 or non-federal grants to the Publication Development and Resale Revolving
3 Fund to use to develop and purchase additional publications for resale after
4 seeking prior review by the Arkansas Legislative Council. In no case shall
5 the fund transfers exceed twenty-five thousand dollars (\$25,000) in any
6 fiscal year.

7 The provisions of this section shall be in effect only from July 1, ~~2013~~
8 2014 through June 30, ~~2014~~ 2015.

9
10 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NATURAL
12 AND CULTURAL RESOURCES COUNCIL. The Director of the Department of Arkansas
13 Heritage shall be the disbursing officer for the Natural and Cultural
14 Resources Council appropriation and the Main Street Program appropriation
15 provided by this Act. Further, if grants are made to state agencies from the
16 Natural and Cultural Resources Council appropriation, and the Main Street
17 Program appropriation provided herein, the corresponding amount of
18 appropriation and funding of such grant may be transferred to such state
19 agency for use in classifications of expenditures as determined by conditions
20 of the grant and the state agency.

21 The provisions of this section shall be in effect only from July 1, ~~2013~~
22 2014 through June 30, ~~2014~~ 2015.

23
24 SECTION 35. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
25 authorized by this act shall be limited to the appropriation for such agency
26 and funds made available by law for the support of such appropriations; and
27 the restrictions of the State Procurement Law, the General Accounting and
28 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
29 Procedures and Restrictions Act, or their successors, and other fiscal
30 control laws of this State, where applicable, and regulations promulgated by
31 the Department of Finance and Administration, as authorized by law, shall be
32 strictly complied with in disbursement of said funds.

33
34 SECTION 36. LEGISLATIVE INTENT. It is the intent of the General
35 Assembly that any funds disbursed under the authority of the appropriations
36 contained in this act shall be in compliance with the stated reasons for

FOCUS™ Terms

Search Within Original Results (1 - 1)

Advanced...

View Tutorial

View Full

1 of 1

Return to Results | Book Browse

A.C.A. § 22-9-104 (Copy w/ Cite)

A.C.A. § 22-9-104

Pages: 3

Arkansas Code of 1987 Annotated Official Edition
© 1987-2014 by the State of Arkansas
All rights reserved.

*** Legislation is current through the 2013 Regular Session and updates ***
*** received from the Arkansas Code Revision Commission through ***
*** November 15, 2013. ***

Title 22 Public Property
Chapter 9 Public Works
Subchapter 1 -- General Provisions

A.C.A. § 22-9-104 (2014)

22-9-104. Proposed capital expenditures.

(a) Prior to the convening of regular sessions of the General Assembly, each state agency, department, or institution shall submit a proposed capital expenditures request which shall:

(1) Identify each public works construction project proposed to be constructed or obligated by construction contract by the governmental body during the next biennial period of the state;

(2) Indicate a method of financing the construction through state appropriation, federal grants, revenue bonds, or revenue notes provided by law, the use of agency or institutional receipts, the use of donated funds from private sources, or a combination of one (1) or more such sources; and

(3) Be accompanied by estimates of the cost of maintaining and operating the capital improvement facility once constructed.

(b) After appropriate hearings and review, the General Assembly shall designate each proposed capital expenditure for construction which has been approved and the method of financing the proposed capital expenditure.

(c) Proposed capital expenditure projects shall not be undertaken until approved by the General Assembly.

(d) (1) In unusual circumstances between sessions of the General Assembly, a state agency, department, or institution which needs to make a capital expenditure in excess of two hundred fifty thousand dollars (\$250,000), which has not been approved by the General Assembly, may submit a request for the expenditure to the Chief Fiscal Officer of the State, who shall review the request and submit his or her recommendation for the method of finance for the expenditure to the Legislative Council for its advice and recommendation.

(2) Upon obtaining the advice and recommendation of the Legislative Council, the state agency, department, or institution is authorized to proceed with the capital expenditure, subject to the provisions of the General Accounting and Budgetary Procedures Law, § 19-4-101 et seq., and other fiscal laws of the state.

5

(e) As used in this section, "public works construction project" means the purchase or construction of all lands, buildings, structures, utility systems, and similar facilities for the use of the governmental body filing the request but shall not include projects involving less than two hundred fifty thousand dollars (\$250,000).

(f) Nothing in this section shall apply to public school districts.

HISTORY: Acts 1971, No. 104, § 3; 1977, No. 273, § 1; A.S.A. 1947, § 14-651; Acts 1999, No. 776, § 1.

View Full ▼

1 of 1

[Return to Results](#) | [Book Browse](#)
A.C.A. § 22-9-104 (Copy w/ Cite)

Pages: 3



LexisNexis

[About LexisNexis](#) | [Privacy Policy](#) | [Terms & Conditions](#) | [Contact Us](#)
Copyright © 2014 LexisNexis, a division of Reed Elsevier Inc. All rights reserved.

6

Hall of the House of Representatives

89th General Assembly - Fiscal Session, 2014

Amendment Form

DRAFT

Subtitle of House Bill No. 1054

AN ACT TO MAKE AN APPROPRIATION FOR STATE TURNBACK FOR COUNTIES AND MUNICIPALITIES BY THE OFFICE OF THE TREASURER OF STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2015; AND FOR OTHER PURPOSES.

Amendment No. ___ to House Bill No. 1054

Amend House Bill No. 1054 as originally introduced:

Page 7, immediately following Section 13 insert a new Section to read as follows:

" SECTION 14. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 19-5-601(c) and (d), concerning the Municipal Aid Fund are amended to read as follows:

(c) If any city or incorporated town fails to levy the full five-mill general tax on property authorized by Arkansas Constitution, Article 12, § 4, for collection during the calendar year next preceding the date of distribution of any general revenues and special revenues, then the amount of the general revenues otherwise distributed to any city or incorporated town as provided in this section shall be reduced in the same proportion that its general tax millage rate levied for that preceding calendar year represents a reduction from the full five-mill rate.

~~(e)~~(d) It shall be unlawful for the Treasurer of State to distribute any general revenues and special revenues to any cities or incorporated towns in this state that have expended funds belonging to such city or town for the payment of annual membership dues to, or for the purchase of services rendered by, the Arkansas Municipal League or any other league or association of cities in this state unless the books, affairs, and records of such Arkansas Municipal League or other league or association of cities and towns of this state receiving moneys from cities or towns has been audited by the Division of Legislative Audit or consent for such audit by the Division of Legislative Audit has been given by any such league or association. The Division of Legislative Audit is authorized to audit the books, affairs, and records of the Arkansas Municipal League or any other league or association of cities or incorporated towns in this state, upon request thereof by the appropriate officials of such league or associations.

~~(d)~~(e) ~~In the event that~~ If the United States Census Bureau of the Census of the federal Department of Commerce determines that the population for a municipality is more than was originally certified in the decennial census or the population for a municipality was incorrectly assigned to another

DRAFT

WLC153 - 02-20-2014 13:37:43

Page 1 of 2

7.

municipality and a census count correction or a correction to the designated municipality is received from the United States ~~Census~~ Bureau of the Census by the appropriate officials of the state, the Treasurer of State shall determine the amount of general and special revenue that the municipality should have received based upon the corrected census count. Such amounts are to be submitted to the Arkansas State Claims Commission for inclusion in the appropriation bill requested from the General Assembly for approved claims."

AND

Appropriately renumber the subsequent SECTION numbers of the bill.

The Amendment was read _____
By: Representative Nickels
WLC/WLC - 02-20-2014 13:37:43
WLC153

Chief Clerk

1 State of Arkansas
2 89th General Assembly
3 Fiscal Session, 2014

A Bill

HOUSE BILL 1054

4
5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR STATE TURNBACK
9 FOR COUNTIES AND MUNICIPALITIES BY THE OFFICE OF THE
10 TREASURER OF STATE FOR THE FISCAL YEAR ENDING JUNE
11 30, 2015; AND FOR OTHER PURPOSES.
12
13

Subtitle

15 AN ACT TO MAKE AN APPROPRIATION FOR STATE
16 TURNBACK FOR COUNTIES AND MUNICIPALITIES
17 BY THE OFFICE OF THE TREASURER OF STATE
18 FOR THE FISCAL YEAR ENDING JUNE 30, 2015;
19 AND FOR OTHER PURPOSES.
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. APPROPRIATION - GENERAL REVENUES TO CITIES. There is hereby
25 appropriated, to the Office of the Treasurer of State, to be payable from the
26 Municipal Aid Fund, for the purpose of distributing General Revenue accruing
27 therein for the benefit of municipalities as provided by law by the Office of
28 Treasurer of State for the fiscal year ending June 30, 2015, the following:
29

ITEM	FISCAL YEAR
<u>NO.</u>	2014-2015
(01) GENERAL REVENUES - CITIES	<u>\$29,372,099</u>

33
34 SECTION 2. APPROPRIATION - SPECIAL REVENUES TO CITIES. There is hereby
35 appropriated, to the Office of the Treasurer of State, to be payable from the
36 Municipal Aid Fund, for distributing Special Revenues accruing therein for



1 The report shall be submitted annually no later than January 30th for the
 2 previous year's projects.

3
 4 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 5 authorized by this act shall be limited to the appropriation for such agency
 6 and funds made available by law for the support of such appropriations; and
 7 the restrictions of the State Procurement Law, the General Accounting and
 8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 9 Procedures and Restrictions Act, or their successors, and other fiscal
 10 control laws of this State, where applicable, and regulations promulgated by
 11 the Department of Finance and Administration, as authorized by law, shall be
 12 strictly complied with in disbursement of said funds.

13
 14 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General
 15 Assembly that any funds disbursed under the authority of the appropriations
 16 contained in this act shall be in compliance with the stated reasons for
 17 which this act was adopted, as evidenced by the Agency Requests, Executive
 18 Recommendations and Legislative Recommendations contained in the budget
 19 manuals prepared by the Department of Finance and Administration, letters, or
 20 summarized oral testimony in the official minutes of the Arkansas Legislative
 21 Council or Joint Budget Committee which relate to its passage and adoption.

22
 23 SECTION 16. EMERGENCY CLAUSE. It is found and determined by the
 24 General Assembly, that the Constitution of the State of Arkansas prohibits
 25 the appropriation of funds for more than a one (1) year period; that the
 26 effectiveness of this Act on July 1, 2014 is essential to the operation of
 27 the agency for which the appropriations in this Act are provided, and that in
 28 the event of an extension of the legislative session, the delay in the
 29 effective date of this Act beyond July 1, 2014 could work irreparable harm
 30 upon the proper administration and provision of essential governmental
 31 programs. Therefore, an emergency is hereby declared to exist and this Act
 32 being necessary for the immediate preservation of the public peace, health
 33 and safety shall be in full force and effect from and after July 1, 2014.

34
 35
 36