

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE STATE FORESTRY
10 COMMISSION; AND FOR OTHER PURPOSES."

11

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

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14 SECTION 1. REAPPROPRIATION - SPECIAL REVENUE. There is hereby
15 appropriated, to the State Forestry Commission, to be payable from the State
16 Forestry Fund, for the State Forestry Commission, the following:

17 (A) Effective June 30, 1991, the balance of the appropriation provided
18 in Item (C) of Section 1 of Act 266 of the First Extraordinary Session of
19 1989, for land purchase, in a sum not to exceed\$150,000.

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21 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
22 obligations otherwise incurred in relation to the project or projects
23 described herein in excess of the State Treasury funds actually available
24 therefor as provided by law. Provided, however, that institutions and
25 agencies listed herein shall have the authority to accept and use grants and
26 donations including Federal funds, and to use its unobligated cash income or
27 funds, or both available to it, for the purpose of supplementing the State
28 Treasury funds for financing the entire costs of the project or projects
29 enumerated herein. Provided further, that the appropriations and funds
30 otherwise provided by the General Assembly for Maintenance and General
31 Operations of the agency or institutions receiving appropriation herein shall
32 not be used for any of the purposes as appropriated in this Act.

33 (B) Any restrictions contained in the Acts enumerated in the
34 reappropriation sections of this Act, the restrictions of any applicable
35 provisions of the State Purchasing Law, the General Accounting and Budgetary

1 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal
2 control laws of this State and regulations promulgated by the Department of
3 Finance and Administration, as authorized by law, shall be strictly complied
4 with in disbursement of any funds provided by this Act unless specifically
5 provided otherwise by law.

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7 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
8 Assembly that any funds disbursed under the authority of the appropriations
9 contained in this Act shall be in compliance with the stated reasons for which
10 this Act was adopted, as evidenced by the Agency Requests, Executive
11 Recommendations and Legislative Recommendations contained in the budget
12 manuals prepared by the Department of Finance and Administration, letters, or
13 summarized oral testimony in the official minutes of the Arkansas Legislative
14 Council or Joint Budget Committee which relate to its passage and adoption.

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16 SECTION 4. CODE. All provisions of this Act of a general and permanent
17 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
18 Code Revision Commission shall incorporate the same in the Code.

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20 SECTION 5. SEVERABILITY. If any provision of this Act or the
21 application thereof to any person or circumstance is held invalid, such
22 invalidity shall not affect other provisions or applications of the Act which
23 can be given effect without the invalid provision or application, and to this
24 end the provisions of this Act are declared to be severable.

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26 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict
27 with this Act are hereby repealed.

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29 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
30 Seventy-Eighth General Assembly, that the Constitution of the State of
31 Arkansas prohibits the appropriation of funds for more than a two (2) year
32 period; that previous General Assemblies have provided appropriations for the
33 projects provided enumerated in this act; that certain appropriations will
34 expire before the adjournment of the General Assembly; and that if such
35 appropriations expire, the projects and programs authorized herein will cease

1 thereby depriving the citizens of the State of the benefits to be derived from
2 such projects. Therefore, an emergency is hereby declared to exist and this
3 Act being necessary for the immediate preservation of the public peace, health
4 and safety shall be in full force and effect from and after the date of its
5 passage and approval.

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