

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Joint Budget Committee**
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A Bill

SENATE BILL

For An Act To Be Entitled

"AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE
BUILDING SERVICES FOR RENOVATIONS, REPAIRS, AND EQUIPMENT;
AND FOR OTHER PURPOSES."

Subtitle

"AN ACT FOR THE ARKANSAS STATE BUILDING SERVICES CAPITAL
IMPROVEMENT APPROPRIATION."

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

SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
Arkansas State Building Services, to be payable from the General Improvement
Fund or its successor fund or fund accounts, the following:

(A) For the renovation and repair of nine buildings to meet the
requirements of the Americans with Disabilities Act, the sum of
.....\$325,965.

(B) For purposes associated with the implementation of the Americans
with Disabilities Act, the sum of\$10,500,000.

(C) For the renovation, repair and equipping of the State Crime Lab,
the sum of\$175,000.

(D) For the renovation and repair of the heating, cooling, and
ventilation system at the State Police/Crime Lab, the sum of\$575,000.

SECTION 2. Of the appropriation made in Section 1, Subsection (B)

1 herein and upon certification by the Director of State Building Services, the
 2 Chief Fiscal Officer of the State is hereby authorized to transfer such
 3 appropriation as may be certified to the various state agencies, boards and
 4 commissions for the purpose of implementing the Americans with Disabilities
 5 Act. The Chief Fiscal Officer of the State shall cause such appropriation
 6 transfers to be reflected on the fiscal records of the state and made
 7 available to such agency, board or commission as may be determined by the
 8 Director of State Building Services.

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

22 (B) The restrictions of any applicable provisions of the State
 23 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
 24 Revenue Stabilization Law and any other applicable fiscal control laws of this
 25 State and regulations promulgated by the Department of Finance and
 26 Administration, as authorized by law, shall be strictly complied with in
 27 disbursement of any funds provided by this Act unless specifically provided
 28 otherwise by law.

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30 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
 31 Assembly that any funds disbursed under the authority of the appropriations
 32 contained in this Act shall be in compliance with the stated reasons for which
 33 this Act was adopted, as evidenced by the Agency Requests, Executive
 34 Recommendations and Legislative Recommendations contained in the budget
 35 manuals prepared by the Department of Finance and Administration, letters, or

1 summarized oral testimony in the official minutes of the Arkansas Legislative
2 Council or Joint Budget Committee which relate to its passage and adoption.

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4 SECTION 5. CODE. All provisions of this Act of a general and permanent
5 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
6 Code Revision Commission shall incorporate the same in the Code.

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8 SECTION 6. SEVERABILITY. If any provision of this Act or the
9 application thereof to any person or circumstance is held invalid, such
10 invalidity shall not affect other provisions or applications of the Act which
11 can be given effect without the invalid provision or application, and to this
12 end the provisions of this Act are declared to be severable.

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14 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict
15 with this Act are hereby repealed.

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17 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
18 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
19 prohibits the appropriation of funds for more than a two (2) year period; that
20 the effectiveness of this Act on July 1, 1993 is essential to the operation of
21 the agency for which the appropriations in this Act are provided, and that in
22 the event of an extension of the Regular Session, the delay in the effective
23 date of this Act beyond July 1, 1993 could work irreparable harm upon the
24 proper administration and provision of essential governmental programs.
25 Therefore, an emergency is hereby declared to exist and this Act being
26 necessary for the immediate preservation of the public peace, health and
27 safety shall be in full force and effect from and after July 1, 1993.

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