

*As Engrossed: 3/1/94*

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **First Extraordinary Session, 1994**  
4 **By: *Joint Budget Committee***

**Call Item**

# **A Bill**

**HOUSE BILL 1009**

## **For An Act To Be Entitled**

8 "AN ACT TO AUTHORIZE THE TRANSFER OF APPROPRIATION FOR THE  
9 PAYMENT OF NON-CONTROVERSIAL CLAIMS BY THE STATE CLAIMS  
10 COMMISSION, AND FOR OTHER PURPOSES."

## **Subtitle**

13 "AN ACT TO AUTHORIZE THE TRANSFER OF  
14 APPROPRIATION FOR THE PAYMENT OF NON-  
15 CONTROVERSIAL CLAIMS BY THE STATE CLAIMS  
16 COMMISSION."

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

20 SECTION 1. TRANSFERS. In the event that sufficient appropriation has  
21 not been provided for payment of non-controversial claims awarded by the State  
22 Claims Commission, the State Claims Commission may request the Chief Fiscal  
23 Officer of the State to transfer appropriation not to exceed \$50,000 from  
24 funds appropriated for the payment of small controversial claims authorized  
25 for the fiscal year ending June 30, 1994 in Section 4 of Act 45 of 1993 to  
26 funds appropriated for the payment of non-controversial claims authorized for  
27 the fiscal year ending June 30, 1994 in Section 5 of Act 45 of 1993.

29 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
30 authorized by this Act shall be limited to the appropriation for such agency  
31 and funds made available by law for the support of such appropriations; and  
32 the restrictions of the State Purchasing Law, the General Accounting and  
33 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
34 Procedures and Restrictions Act, or their successors, and other fiscal control  
35 laws of this State, where applicable, and regulations promulgated by the

1 Department of Finance and Administration, as authorized by law, shall be  
2 strictly complied with in disbursement of said funds.

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

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

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

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

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26 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the  
27 Seventy-Ninth General Assembly meeting in Extraordinary Session, that  
28 appropriations provided for the payment of non-controversial claims awarded by  
29 the Arkansas State Claims Commission are, due to unforeseen circumstances,  
30 insufficient for the continued payment of such claims; that the provisions of  
31 this act will provide the necessary monies for the Arkansas State Claims  
32 Commission to continue to award non-controversial claims; and that a delay in  
33 the effective date of this Act could work irreparable harm upon the proper  
34 administration and provision of essential governmental programs. Therefore,  
35 an emergency is hereby declared to exist and this Act being necessary for the

1 immediate preservation of the public peace, health and safety shall be in full  
2 force and effect from and after the date of its passage and approval.

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*/s/Ed Thicksten*

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**HB 1009**

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