

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995  
4 By: *Joint Budget Committee*

# A Bill

HOUSE BILL 1435

## For An Act To Be Entitled

"AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE  
HIGHWAY & TRANSPORTATION DEPARTMENT FOR THE PURCHASE OF  
REPLACEMENT VEHICLES FOR HUMAN SERVICE, RURAL AND URBAN  
PUBLIC TRANSPORTATION PROVIDERS; AND FOR OTHER PURPOSES."

## Subtitle

"AN ACT FOR THE ARKANSAS STATE HIGHWAY &  
TRANSPORTATION DEPARTMENT 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 Highway & Transportation Department, to be payable from the  
General Improvement Fund or its successor fund or fund accounts, the  
following:

(A) For the purchase of replacement vehicles for human service, rural  
and urban public transportation providers serving the transportation-  
dependent and to meet requirements of the Americans with Disabilities Act,  
the sum of  
..... \$3,412,000.

SECTION 2. The Arkansas State Highway & Transportation Department  
shall  
be exempt from the provisions of Arkansas Code 19-4-525 for the purposes of  
this Act.

SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor

1 obligations otherwise incurred in relation to the project or projects  
2 described herein in excess of the State Treasury funds actually available  
3 therefor as provided by law. Provided, however, that institutions and  
4 agencies listed herein shall have the authority to accept and use grants and  
5 donations including Federal funds, and to use its unobligated cash income or  
6 funds, or both available to it, for the purpose of supplementing the State  
7 Treasury funds for financing the entire costs of the project or projects  
8 enumerated herein.

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

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

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

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

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

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4 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the  
5 Eightieth General Assembly, that in order for public transportation providers  
6 in Arkansas to meet requirements of the Americans with Disabilities Act that  
7 state assistance is needed; and that the provisions of this Act provide such  
8 state assistance. Therefore, an emergency is hereby declared to exist and  
9 this Act being necessary for the immediate preservation of the public peace,  
10 health and safety shall be in full force and effect from and after its  
11 passage and approval.

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*/s/Rep. Thicksten*

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