

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

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For An Act To Be Entitled

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"AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL

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IMPROVEMENT APPROPRIATIONS FOR THE WAR MEMORIAL STADIUM

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COMMISSION; AND FOR OTHER PURPOSES."

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Subtitle

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"AN ACT FOR THE WAR MEMORIAL STADIUM

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COMMISSION REAPPROPRIATION."

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

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18 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the War
19 Memorial Stadium Commission, to be payable from cash funds as defined by
20 Arkansas Code 19-4-801 of the War Memorial Stadium Commission, the following:

21 (A) Effective July 1, 1995, the balance of the appropriation provided
22 in Item (A) of Section 1 of Act 711 of 1993, for major maintenance,
23 renovation and repairs to War Memorial Stadium in a sum not to exceed \$3,200,000.

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25 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
26 obligations otherwise incurred in relation to the project or projects
27 described herein in excess of the State Treasury funds actually available
28 therefor as provided by law. Provided, however, that institutions and
29 agencies listed herein shall have the authority to accept and use grants and
30 donations including Federal funds, and to use its unobligated cash income or
31 funds, or both available to it, for the purpose of supplementing the State
32 Treasury funds for financing the entire costs of the project or projects
33 enumerated herein. Provided further, that the appropriations and funds
34 otherwise provided by the General Assembly for Maintenance and General
35 Operations of the agency or institutions receiving appropriation herein shall

1 not be used for any of the purposes as appropriated in this Act.

2 (B) Any restrictions contained in the Acts enumerated in the
3 reapportionment sections of this Act, the restrictions of any applicable
4 provisions of the State Purchasing Law, the General Accounting and Budgetary
5 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal
6 control laws of this State and regulations promulgated by the Department of
7 Finance and Administration, as authorized by law, shall be strictly complied
8 with in disbursement of any funds provided by this Act unless specifically
9 provided otherwise by law.

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

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

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

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

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33 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
34 Eightieth General Assembly, that the Constitution of the State of Arkansas
35 prohibits the appropriation of funds for more than a two (2) year period;

1 that previous General Assemblies have provided appropriations for the
2 projects provided enumerated in this act; that certain appropriations will
3 expire before the adjournment of the General Assembly; and that if such
4 appropriations expire, the projects and programs authorized herein will cease
5 thereby depriving the citizens of the State of the benefits to be derived
6 from such projects. Therefore, an emergency is hereby declared to exist and
7 this Act being necessary for the immediate preservation of the public peace,
8 health and safety shall be in full force and effect from and after the date
9 of its passage and approval.

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