

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

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 EDUCATION - ARKANSAS STATE LIBRARY TO PROVIDE ADDITIONAL
10 AID TO PUBLIC LIBRARIES; AND FOR OTHER PURPOSES."

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Subtitle

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

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19 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
20 Department of Education - Arkansas State Library, to be payable from the
21 General Improvement Fund or its successor fund or fund accounts, the
22 following:

23 (A) For additional aid to Public Libraries, the sum of \$600,000.

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25 SECTION 2. The appropriation made herein shall be distributed on a
26 per capita basis to city, county and regional library systems participating
27 in the Aid to Public Libraries Program, and which have expended a minimum of
28 12% of its funds annually on library materials during each of the two
29 preceding calendar years as reported to the Arkansas State Library. Library
30 materials shall be defined for purposes of this act as books, periodicals,
31 audio-visuals, microforms, and other information media. General Improvement
32 Funds shall not be used to calculate the 12% minimum spending level for
33 library materials.

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35 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. Provided further, that the appropriations and funds
9 otherwise provided by the General Assembly for Maintenance and General
10 Operations of the agency or institutions receiving appropriation herein shall
11 not be used for any of the purposes as appropriated in this Act.

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

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

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

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33 SECTION 6. SEVERABILITY. If any provision of this Act or the
34 application thereof to any person or circumstance is held invalid, such
35 invalidity shall not affect other provisions or applications of the Act which

1 can be given effect without the invalid provision or application, and to this
2 end the provisions of this Act are declared to be severable.

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

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7 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
8 Eightieth General Assembly, that the Constitution of the State of Arkansas
9 prohibits the appropriation of funds for more than a two (2) year period;
10 that the effectiveness of this Act on July 1, 1995 is essential to the
11 operation of the agency for which the appropriations in this Act are
12 provided, and that in the event of an extension of the Regular Session, the
13 delay in the effective date of this Act beyond July 1, 1995 could work
14 irreparable harm upon the proper administration and provision of essential
15 governmental programs. Therefore, an emergency is hereby declared to exist
16 and this Act being necessary for the immediate preservation of the public
17 peace, health and safety shall be in full force and effect from and after
18 July 1, 1995.

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/s/Rep. E. Thicksten

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