

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

# A Bill

HOUSE BILL 2047

## For An Act To Be Entitled

"AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF FINANCE  
AND ADMINISTRATION - DISBURSING OFFICER; AND FOR OTHER  
PURPOSES."

## Subtitle

"AN ACT FOR THE DEPARTMENT OF FINANCE  
AND ADMINISTRATION - DISBURSING OFFICER  
REAPPROPRIATION."

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

### SECTION 1. REAPPROPRIATION - AVIATION AND AEROSPACE INDUSTRY

DEVELOPMENT. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Aerospace and Industry Development Fund for the Department of Finance and Administration - Disbursing Officer, the following:

(A) Effective July 1, 1995, the balance of the appropriation provided in Section 1 of Act 649 of 1993, for the purpose of providing economic development and enhancement of the aviation and aerospace industry in the State of Arkansas, in a sum not to exceed.....\$4,000,000.

### SECTION 2. Funds appropriated for economic development and

enhancement of the aviation and aerospace industry in the State of Arkansas may only be disbursed upon the recommendation of the Arkansas Aviation and Aerospace Commission or the Arkansas Industrial Development Commission. Such funds may be utilized for construction, reconstruction, demolition, site development, transportation, contracts and related costs associated with the

1 creation, expansion, and rehabilitation of water or sewer systems, streets  
2 and roads, bridges, drainage and other vital public facilities, or to provide  
3 training or retraining of the workforce to new or existing industry. Use of  
4 funds for such training shall be limited to training where no other existing  
5 education or training program is capable of meeting the specific training  
6 needs of the aviation and aerospace industry. The public purpose must be  
7 certified by the Chief Fiscal Officer of the State. Provided, however, that  
8 before any funds are disbursed under the provisions of this Act, the Chief  
9 Fiscal Officer of the State shall promulgate such rules and regulations as  
10 may be needed to ensure that any recipient shall contribute to the economy of  
11 this State consistent with the intents of this Act.

12

13         *SECTION 3. There is hereby appropriated, to the Department of Finance*  
14 *and Administration - Disbursing Officer, to be payable from the State General*  
15 *Services Fund Account, for costs associated with the development of a*  
16 *business plan for a statewide distance learning and telemedicine network, the*  
17 *sum of \$50,000.*

18

19         *SECTION 4. Upon passage and approval of this Act, there is hereby*  
20 *authorized to be transferred upon the books and records of the Chief Fiscal*  
21 *Officer of the State, the State Treasurer, and the State Auditor, the sum of*  
22 *fifty thousand dollars (\$50,000) from the General Revenue Allotment Reserve*  
23 *Fund to the State General Services Fund Account, to be used for the purposes*  
24 *described in Section 3 herein.*

25

26         **SECTION 5. COMPLIANCE WITH OTHER LAWS.** Disbursement of funds  
27 authorized by this Act shall be limited to the appropriation for such agency  
28 and funds made available by law for the support of such appropriations; and  
29 the restrictions of the State Purchasing Law, the General Accounting and  
30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
31 Procedures and Restrictions Act, or their successors, and other fiscal  
32 control laws of this State, where applicable, and regulations promulgated by  
33 the Department of Finance and Administration, as authorized by law, shall be  
34 strictly complied with in disbursement of said funds.

35

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

9

10 SECTION 7. CODE. All provisions of this Act of a general and  
11 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
12 the Arkansas Code Revision Commission shall incorporate the same in the Code.

13

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

19

20 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict  
21 with this Act are hereby repealed.

22

23 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by  
24 the Eightieth General Assembly, that the Constitution of the State of  
25 Arkansas prohibits the appropriation of funds for more than a two (2) year  
26 period; that previous General Assemblies have provided appropriations for the  
27 projects provided or enumerated in this act; that certain appropriations will  
28 expire before the adjournment of the General Assembly; and that if such  
29 appropriations expire, the projects and programs authorized herein will cease  
30 thereby depriving the citizens of the State of the benefits to be derived  
31 from such projects. Therefore, an emergency is hereby declared to exist and  
32 this Act being necessary for the immediate preservation of the public peace,  
33 health and safety shall be in full force and effect from and after *its*  
34 *passage and approval.*

35

*/s/Rep. E. Thicksten*

1

2