

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 DEPARTMENT OF ARKANSAS

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STATE POLICE; AND FOR OTHER PURPOSES."

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Subtitle

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"AN ACT FOR THE DEPARTMENT OF ARKANSAS

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STATE POLICE 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 - GENERAL IMPROVEMENT. There is hereby
19 appropriated, to the Department of Arkansas State Police, to be payable from
20 the General Improvement Fund or its successor fund or fund accounts for the
21 Department of Arkansas State Police, the following:

22 (A) Effective July 1, 1995, the balance of the appropriation provided
23 in Item (A) of Section 1 of Act 752 of 1993, for construction, acquisition,
24 renovation, equipment purchases, equipment lease and rental, maintenance
25 and/or repairs, in a sum not to exceed \$2,951,625.

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27 (B) Effective July 1, 1995, the balance of the appropriation provided
28 in Section 1 of Act 4 of the 2nd Extraordinary Session of the 79th General
29 Assembly for the purchase, lease, or issuance of bonds for the purchase or
30 lease of hardware or software and training for an automated fingerprint
31 identification system for the Arkansas State Police, in a sum not
32 to exceed \$6,200,000.

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34 SECTION 2. REAPPROPRIATION. There is hereby appropriated, to the
35 Department of Arkansas State Police, to be payable from the State Police

1 Equipment Fund, for the Department of Arkansas State Police, the following:

2 (A) Effective July 1, 1995, the balance of the appropriation provided
3 in Section 6 of Act 766 of 1993, for acquisition of an automated fingerprint
4 identification system, in a sum not to exceed.....\$2,000,000.

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6 SECTION 3. REAPPROPRIATION - FEDERAL. There is hereby appropriated, to
7 the Department of Arkansas State Police, to be payable from the federal funds
8 as designated by the Chief Fiscal Officer of the State, for the Department of
9 Arkansas State Police, the following:

10 (A) Effective July 1, 1995, the balance of the appropriation provided in
11 Item (01) of Section 1 of Act 124 of 1993, for the construction of Highway
12 Patrol Troop J Headquarters, in a sum not to exceed \$17,338.

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14 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
15 obligations otherwise incurred in relation to the project or projects
16 described herein in excess of the State Treasury funds actually available
17 therefor as provided by law. Provided, however, that institutions and
18 agencies listed herein shall have the authority to accept and use grants and
19 donations including Federal funds, and to use its unobligated cash income or
20 funds, or both available to it, for the purpose of supplementing the State
21 Treasury funds for financing the entire costs of the project or projects
22 enumerated herein. Provided further, that the appropriations and funds
23 otherwise provided by the General Assembly for Maintenance and General
24 Operations of the agency or institutions receiving appropriation herein shall
25 not be used for any of the purposes as appropriated in this Act.

26 (B) Any restrictions contained in the Acts enumerated in the
27 reappropriation sections of this Act, the restrictions of any applicable
28 provisions of the State Purchasing Law, the General Accounting and Budgetary
29 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal
30 control laws of this State and regulations promulgated by the Department of
31 Finance and Administration, as authorized by law, shall be strictly complied
32 with in disbursement of any funds provided by this Act unless specifically
33 provided otherwise by law.

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35 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General

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

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9 SECTION 6. CODE. All provisions of this Act of a general and
10 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
11 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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13 SECTION 7. SEVERABILITY. If any provision of this Act or the
14 application thereof to any person or circumstance is held invalid, such
15 invalidity shall not affect other provisions or applications of the Act which
16 can be given effect without the invalid provision or application, and to this
17 end the provisions of this Act are declared to be severable.

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19 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
20 with this Act are hereby repealed.

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22 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
23 Eightieth General Assembly, that the Constitution of the State of Arkansas
24 prohibits the appropriation of funds for more than a two (2) year period;
25 that previous General Assemblies have provided appropriations for the
26 projects provided or enumerated in this act; that certain appropriations will
27 expire before the adjournment of the General Assembly; and that if such
28 appropriations expire, the projects and programs authorized herein will cease
29 thereby depriving the citizens of the State of the benefits to be derived
30 from such projects. Therefore, an emergency is hereby declared to exist and
31 this Act being necessary for the immediate preservation of the public peace,
32 health and safety shall be in full force and effect from and after the date
33 of its passage and approval.

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