

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 AUTHORIZE THE TRANSFER OF APPROPRIATION FOR THE
9 PAYMENT OF CLAIMS BY THE STATE CLAIMS COMMISSION, AND FOR
10 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. TRANSFERS. In the event that sufficient appropriation has
20 not been provided for payment of non-controversial claims awarded by the
21 State Claims Commission, the State Claims Commission may request the Chief
22 Fiscal Officer of the State to transfer appropriation not to exceed \$60,000
23 from funds appropriated for the payment of claims awarded widows and/or
24 dependent children of deceased policemen, firemen and Highway Department
25 employees killed in the official line of duty authorized for the fiscal year
26 ending June 30, 1995, in Section 3 of Act 45 of 1993 to funds appropriated
27 for the payment of non-controversial claims authorized for the fiscal year
28 ending June 30, 1995 in Section 5 of Act 45 of 1993.

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30 SECTION 2. TRANSFERS. In the event that sufficient appropriation has
31 not been provided for payment of small controversial claims awarded by the
32 State Claims Commission, the State Claims Commission may request the Chief
33 Fiscal Officer of the State to transfer appropriation not to exceed \$10,000
34 from funds appropriated for the payment of claims awarded widows and/or
35 dependent children of deceased policemen, firemen and Highway Department

1 employees killed in the official line of duty authorized for the fiscal year
2 ending June 30, 1995, in Section 3 of Act 45 of 1993 to funds appropriated
3 for the payment of small controversial claims authorized for the fiscal year
4 ending June 30, 1995 in Section 4 of Act 45 of 1993.

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6 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
7 authorized by this Act shall be limited to the appropriation for such agency
8 and funds made available by law for the support of such appropriations; and
9 the restrictions of the State Purchasing Law, the General Accounting and
10 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
11 Procedures and Restrictions Act, or their successors, and other fiscal
12 control laws of this State, where applicable, and regulations promulgated by
13 the Department of Finance and Administration, as authorized by law, shall be
14 strictly complied with in disbursement of said funds.

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

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

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

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35 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict

1 with this Act are hereby repealed.

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3 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
4 Eightieth General Assembly, that the appropriations provided for the payment
5 of non-controversial claims and small controversial claims awarded by the
6 Arkansas State Claims Commission are, due to unforeseen circumstances,
7 insufficient for the continued payment of such claims; that the provisions of
8 this act will provide the necessary monies for the Arkansas State Claims
9 Commission to continue to award claims, and that a delay in the effective
10 date of this Act could work irreparable harm upon the proper administration
11 and provision of essential governmental programs. Therefore, an emergency is
12 hereby declared to exist and this Act being necessary for the immediate
13 preservation of the public peace, health, and safety shall be in full force
14 and effect from and after the date of its passage and approval.

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