

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

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A Bill

SENATE BILL

623

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE
9 BUILDING SERVICES FOR MAJOR MAINTENANCE, RENOVATIONS, AND
10 REPAIRS; AND FOR OTHER PURPOSES."

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Subtitle

13 "AN ACT FOR THE ARKANSAS STATE BUILDING
14 SERVICES CAPITAL IMPROVEMENT
15 APPROPRIATION."

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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 Arkansas State Building Services, to be payable from the General Improvement
21 Fund or its successor fund or fund accounts, the following:

22 (A) For the renovation and repair of the Justice Building, the sum
23 of \$2,958,864.

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25 (B) For major maintenance, renovation and repair of various state
26 buildings managed by the Arkansas State Building Services, the sum
27 of \$3,324,627.

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29 (C) For the renovation and repair of various state buildings to meet
30 the requirements of the Americans with Disabilities Act, the sum
31 of \$10,000,000.

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33 SECTION 2. Of the appropriation made in Section 1, Subsection (C)
34 herein and upon certification by the Director of State Building Services, the
35 Chief Fiscal Officer of the State is hereby authorized to transfer such

1 appropriation as may be certified to the various state agencies, boards and
2 commissions for the purpose of implementing the Americans with Disabilities
3 Act. The Chief Fiscal Officer of the State shall cause such appropriation
4 transfers to be reflected on the fiscal records of the state and made
5 available to such agency, board or commission as may be determined by the
6 Director of State Building Services.

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8 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
9 obligations otherwise incurred in relation to the project or projects
10 described herein in excess of the State Treasury funds actually available
11 therefor as provided by law. Provided, however, that institutions and
12 agencies listed herein shall have the authority to accept and use grants and
13 donations including Federal funds, and to use its unobligated cash income or
14 funds, or both available to it, for the purpose of supplementing the State
15 Treasury funds for financing the entire costs of the project or projects
16 enumerated herein. Provided further, that the appropriations and funds
17 otherwise provided by the General Assembly for Maintenance and General
18 Operations of the agency or institutions receiving appropriation herein shall
19 not be used for any of the purposes as appropriated in this Act.

20 (B) The restrictions of any applicable provisions of the State
21 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
22 Revenue Stabilization Law and any other applicable fiscal control laws of
23 this State and regulations promulgated by the Department of Finance and
24 Administration, as authorized by law, shall be strictly complied with in
25 disbursement of any funds provided by this Act unless specifically provided
26 otherwise by law.

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

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

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

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

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

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