

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

HOUSE BILL 1269

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

8  
9 "AN ACT TO MAKE AN APPROPRIATION FOR PAYING SURETY BOND  
10 PREMIUMS FOR STATE, COUNTIES, MUNICIPALITIES AND PUBLIC  
11 SCHOOLS PARTICIPATING IN A BLANKET SURETY BOND PROGRAM FOR  
12 THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING  
13 OFFICER FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1999; AND  
14 FOR OTHER PURPOSES."  
15

## Subtitle

16  
17 "AN ACT FOR THE DEPARTMENT OF FINANCE  
18 AND ADMINISTRATION - DISBURSING OFFICER  
19 APPROPRIATION FOR THE 1997-99 BIENNIUM."  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
24 Department of Finance and Administration - Disbursing Officer, to be payable  
25 from the Miscellaneous Revolving Fund, for payment of blanket surety bond  
26 premiums for the State of Arkansas for the biennial period ending June 30,  
27 1999, the following:  
28

29 ITEM	FISCAL YEARS	
<del>NO.</del>	<del>1997-98</del>	<del>1998-99</del>
31 (01) SURETY BOND PREMIUMS	<u>\$ 250,000</u>	<u>\$ 250,000</u>

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33 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the  
34 Department of Finance and Administration - Disbursing Officer, to be payable  
35 from the County Aid Fund, for payment of blanket surety bond premiums for  
36 those counties participating in the County Public Employee Blanket Bond

1 Program for the biennial period ending June 30, 1999, the following:

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3 ITEM	FISCAL YEARS	
<del>4 NO.</del>	<del>1997 98</del>	<del>1998 99</del>
5 (01) SURETY BOND PREMIUMS	<u>\$ 250,000</u>	<u>\$ 250,000</u>

6

7 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the  
8 Department of Finance and Administration - Disbursing Officer, to be payable  
9 from the Municipal Aid Fund, for payment of blanket surety bond premiums for  
10 those municipalities participating in the Municipal Public Employees Blanket  
11 Bond Program for the biennial period ending June 30, 1999, the following:

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13 ITEM	FISCAL YEARS	
<del>14 NO.</del>	<del>1997 98</del>	<del>1998 99</del>
15 (01) SURETY BOND PREMIUMS	<u>\$ 250,000</u>	<u>\$ 250,000</u>

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17 SECTION 4. APPROPRIATIONS. There is hereby appropriated, to the  
18 Department of Finance and Administration - Disbursing Officer, to be payable  
19 from the Public School Fund, for payment of blanket surety bond premiums for  
20 those school districts participating in the Public School Employees Program  
21 for the biennial period ending June 30, 1999, the following:

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23 ITEM	FISCAL YEARS	
<del>24 NO.</del>	<del>1997 98</del>	<del>1998 99</del>
25 (01) SURETY BOND PREMIUMS	<u>\$ 250,000</u>	<u>\$ 250,000</u>

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27 SECTION 5. SPECIAL LANGUAGE - DFA/BONDS-BILLING PROCEDURES. The State  
28 Risk Manager of the Department of Insurance shall submit to the Department of  
29 Finance and Administration a separate billing certification of the costs of  
30 blanket bond surety premiums for the State of Arkansas and for the Counties,  
31 Municipalities, and Public School Districts participating in the blanket  
32 surety bond program for public employees. Upon receipt of such billing  
33 certification, the disbursing officer of the Department of Finance and  
34 Administration shall prepare a voucher for paying the surety bond premium and  
35 attaching thereto a copy of the billing certification received from the State

1 Risk Manager. The Department of Finance and Administration shall forward a  
2 copy of the voucher and supporting documentation for payment of County and  
3 Municipal Public Employee Blanket Bond Surety Premiums to the State Treasurer.  
4 The State Treasurer shall withhold from the General Revenue Turnback of the  
5 County Aid Fund and the Municipal Aid Fund the respective amount of surety  
6 bond premiums for each political jurisdiction participating in the County or  
7 Municipal Public Employee Blanket Bond Program. The Department of Finance and  
8 Administration shall forward a copy of the voucher and supporting  
9 documentation for payment of Public School Employee Blanket Bond Surety  
10 Premiums to the Department of Education. The Department of Education shall  
11 withhold from the Public School Fund monies accruing to the benefit of each  
12 school district participating in the Public School Employees Blanket Bond  
13 Program the respective costs for each school districts' bond surety premium.  
14 All state agencies, boards, commissions and institutions of higher education  
15 shall reimburse the Miscellaneous Revolving Fund, in such amounts as may be  
16 determined by the Chief Fiscal Officer of the State, for payments of blanket  
17 bond surety premiums as provided in Section 1 of this Act, by a fund transfer  
18 or warrant made payable from the fund from which each state agency, board,  
19 commission or institution of higher education receives its financial support.

20

21 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
22 authorized by this Act shall be limited to the appropriation for such agency  
23 and funds made available by law for the support of such appropriations; and  
24 the restrictions of the State Purchasing Law, the General Accounting and  
25 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
26 Procedures and Restrictions Act, or their successors, and other fiscal control  
27 laws of this State, where applicable, and regulations promulgated by the  
28 Department of Finance and Administration, as authorized by law, shall be  
29 strictly complied with in disbursement of said funds.

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31 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General  
32 Assembly that any funds disbursed under the authority of the appropriations  
33 contained in this Act shall be in compliance with the stated reasons for which  
34 this Act was adopted, as evidenced by the Agency Requests, Executive  
35 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or  
2 summarized oral testimony in the official minutes of the Arkansas Legislative  
3 Council or Joint Budget Committee which relate to its passage and adoption.  
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5 SECTION 8. CODE. All provisions of this Act of a general and permanent  
6 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
7 Code Revision Commission shall incorporate the same in the Code.  
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9 SECTION 9. SEVERABILITY. If any provision of this Act or the  
10 application thereof to any person or circumstance is held invalid, such  
11 invalidity shall not affect other provisions or applications of the Act which  
12 can be given effect without the invalid provision or application, and to this  
13 end the provisions of this Act are declared to be severable.  
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15 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict  
16 with this Act are hereby repealed.  
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18 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the  
19 Eighty-First General Assembly, that the Constitution of the State of Arkansas  
20 prohibits the appropriation of funds for more than a two (2) year period; that  
21 the effectiveness of this Act on July 1, 1997 is essential to the operation of  
22 the agency for which the appropriations in this Act are provided, and that in  
23 the event of an extension of the Regular Session, the delay in the effective  
24 date of this Act beyond July 1, 1997 could work irreparable harm upon the  
25 proper administration and provision of essential governmental programs.  
26 Therefore, an emergency is hereby declared to exist and this Act being  
27 necessary for the immediate preservation of the public peace, health and  
28 safety shall be in full force and effect from and after July 1, 1997.  
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