

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

A Bill

HOUSE BILL 1547

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE STATE MILITARY
11 DEPARTMENT; AND FOR OTHER PURPOSES."
12

Subtitle

13
14 "AN ACT FOR THE STATE MILITARY
15 DEPARTMENT REAPPROPRIATION."
16

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. REAPPROPRIATION - FEDERAL. There is hereby appropriated, to
20 the State Military Department, to be payable from the federal funds as
21 designated by the Chief Fiscal Officer of the State, for the State Military
22 Department, the following:

23 (A) Effective July 1, 1997, the balance of the appropriation provided
24 in Item C of Section 2 of Act 698 of 1995, for constructing and equipping the
25 National Guard Armory in Benton, Arkansas, in a sum not to exceed.. \$1,954,329.
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27 (B) Effective July 1, 1997, the balance of the appropriation provided
28 in Item D of Section 2 of Act 698 of 1995, for constructing and equipping the
29 Army Aviation Support Facility at Camp Robinson, Arkansas, in a sum not to
30 exceed \$11,760,624.
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32 (C) Effective July 1, 1997, the balance of the appropriation provided
33 in Item E of Section 2 of Act 698 of 1995, for constructing and equipping the
34 National Guard Armory in Warren, Arkansas, in a sum not to exceed.. \$2,198,440.
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36 (D) Effective July 1, 1997, the balance of the appropriation provided

1 in Item F of Section 2 of Act 698 of 1995, for constructing and equipping a
2 National Guard Armory and Organizational Maintenance Shop in Hazen, Arkansas,
3 in a sum not to exceed\$3,124,122.
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5 (E) Effective July 1, 1997, the balance of the appropriation provided
6 in Item G of Section 2 of Act 698 of 1995, for constructing and equipping a
7 National Guard Military Operations in Urban Terrain (MOUT) Training Facility,
8 in a sum not to exceed\$3,575,560.
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10 (F) Effective July 1, 1997, the balance of the appropriation provided
11 in Item H of Section 2 of Act 698 of 1995, for constructing and equipping a
12 National Guard Combined Support Maintenance Shop in Fayetteville, Arkansas, in
13 a sum not to exceed\$1,970,520.
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15 (G) Effective July 1, 1997, the balance of the appropriation provided
16 in Item I of Section 2 of Act 698 of 1995, for constructing and equipping a
17 National Guard Combined Support Maintenance Shop at Camp Robinson, Arkansas,
18 in a sum not to exceed\$11,100,724.
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20 (H) Effective July 1, 1997, the balance of the appropriation provided
21 in Item J of Section 2 of Act 698 of 1995, for constructing and equipping an
22 Ammunition Supply Point at Camp Robinson, Arkansas, in a sum not to
23 exceed\$3,544,800.
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25 (I) Effective July 1, 1997, the balance of the appropriation provided
26 in Item K of Section 2 of Act 698 of 1995, for major maintenance, renovation,
27 and repair of the Army Aviation Airstrip at Camp Robinson, Arkansas, in a sum
28 not to exceed\$945,158.
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30 (J) Effective July 1, 1997, the balance of the appropriation provided
31 in Item L of Section 2 of Act 698 of 1995, for constructing and equipping the
32 National Guard Organizational Maintenance Shop in Jonesboro, Arkansas, in a
33 sum not to exceed\$1,970,520.
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35 (K) Effective July 1, 1997, the balance of the appropriation provided

1 in Item M of Section 2 of Act 698 of 1995, for constructing and equipping the
 2 National Guard Organizational Maintenance Shop at Camp Robinson, Arkansas, in
 3 a sum not to exceed\$1,373,986.

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 5 (L) Effective July 1, 1997, the balance of the appropriation provided
 6 in Item 1 of Section 15 of Act 639 of 1995, for construction by the State
 7 Military Department, in a sum not to exceed\$2,000,000.

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 9 SECTION 2. REAPPROPRIATION. There is hereby appropriated, to the State
 10 Military Department, to be payable from the Armory Construction Fund, for the
 11 State Military Department, the following:

12 (A) Effective July 1, 1997, the balance of the appropriation provided
 13 in Item A of Section 3 of Act 373 of 1995, for repair, construction,
 14 renovation, landscaping and maintenance of armories, hangers, and other
 15 properties held for the use and benefit of the Arkansas National Guard, in a
 16 sum not to exceed\$128,292.

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

30 (B) Any restrictions contained in the Acts enumerated in the
 31 reappropriation sections of this Act, the restrictions of any applicable
 32 provisions of the State Purchasing Law, the General Accounting and Budgetary
 33 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal
 34 control laws of this State and regulations promulgated by the Department of
 35 Finance and Administration, as authorized by law, shall be strictly complied

1 with in disbursement of any funds provided by this Act unless specifically
2 provided otherwise by law.

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

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

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

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

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26 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
27 Eighty-First General Assembly, that the Constitution of the State of Arkansas
28 prohibits the appropriation of funds for more than a two (2) year period; that
29 previous General Assemblies have provided appropriations for the projects
30 provided or enumerated in this act; that certain appropriations will expire
31 before the adjournment of the General Assembly; and that if such
32 appropriations expire, the projects and programs authorized herein will cease
33 thereby depriving the citizens of the State of the benefits to be derived from
34 such projects. Therefore, an emergency is hereby declared to exist and this
35 Act being necessary for the immediate preservation of the public peace, health

1 and safety shall be in full force and effect from and after the date of its
2 passage and approval.

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