

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

As Engrossed: H3/11/97

A Bill

HOUSE BILL 2061

4
5 By: Joint Budget Committee

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
10 FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR
11 CONSTRUCTION AND RESTORATION IN FORT SMITH AND VAN BUREN;
12 AND FOR OTHER PURPOSES."

Subtitle

15 "AN ACT FOR THE DEPARTMENT OF FINANCE
16 AND ADMINISTRATION - DISBURSING OFFICER
17 - FORT SMITH AND VAN BUREN CAPITAL
18 IMPROVEMENT APPROPRIATION."

19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
23 Department of Finance and Administration - Disbursing Officer, to be payable
24 from the General Improvement Fund or its successor fund or fund accounts, the
25 following:

26 (A) For costs associated with rebuilding, restoring and development in
27 the downtown and riverfront areas in Fort Smith, Arkansas,
28 the sum of \$2,300,000.

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30 (B) For constructing and equipping the Fort Smith Civic/Convention
31 Center, the sum of \$9,500,000.

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33 (C) For costs of development, rebuilding and restoring downtown,
34 riverfront and damaged areas in Van Buren, Arkansas, the
35 sum of \$2,500,000.

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1 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
2 obligations otherwise incurred in relation to the project or projects
3 described herein in excess of the State Treasury funds actually available
4 therefor as provided by law. Provided, however, that institutions and
5 agencies listed herein shall have the authority to accept and use grants and
6 donations including Federal funds, and to use its unobligated cash income or
7 funds, or both available to it, for the purpose of supplementing the State
8 Treasury funds for financing the entire costs of the project or projects
9 enumerated herein. Provided further, that the appropriations and funds
10 otherwise provided by the General Assembly for Maintenance and General
11 Operations of the agency or institutions receiving appropriation herein shall
12 not be used for any of the purposes as appropriated in this Act.

13 (B) The restrictions of any applicable provisions of the State
14 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
15 Revenue Stabilization Law and any other applicable fiscal control laws of this
16 State and regulations promulgated by the Department of Finance and
17 Administration, as authorized by law, shall be strictly complied with in
18 disbursement of any funds provided by this Act unless specifically provided
19 otherwise by law.

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21 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
22 Assembly that any funds disbursed under the authority of the appropriations
23 contained in this Act shall be in compliance with the stated reasons for which
24 this Act was adopted, as evidenced by the Agency Requests, Executive
25 Recommendations and Legislative Recommendations contained in the budget
26 manuals prepared by the Department of Finance and Administration, letters, or
27 summarized oral testimony in the official minutes of the Arkansas Legislative
28 Council or Joint Budget Committee which relate to its passage and adoption.

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30 SECTION 4. CODE. All provisions of this Act of a general and permanent
31 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
32 Code Revision Commission shall incorporate the same in the Code.

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34 SECTION 5. SEVERABILITY. If any provision of this Act or the
35 application thereof to any person or circumstance is held invalid, such

1 invalidity shall not affect other provisions or applications of the Act which
2 can be given effect without the invalid provision or application, and to this
3 end the provisions of this Act are declared to be severable.

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5 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict
6 with this Act are hereby repealed.

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8 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
9 Eighty-First General Assembly, that the Constitution of the State of Arkansas
10 prohibits the appropriation of funds for more than a two (2) year period; that
11 the effectiveness of this Act on July 1, 1997 is essential to the operation of
12 the agency for which the appropriations in this Act are provided, and that in
13 the event of an extension of the Regular Session, the delay in the effective
14 date of this Act beyond July 1, 1997 could work irreparable harm upon the
15 proper administration and provision of essential governmental programs.
16 Therefore, an emergency is hereby declared to exist and this Act being
17 necessary for the immediate preservation of the public peace, health and
18 safety shall be in full force and effect from and after July 1, 1997.

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/s/JBC

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