

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 2101

4  
5 By: Representative Wilson

## For An Act To Be Entitled

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9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
10 FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR  
11 DRAINAGE, CONSTRUCTION AND REHABILITATION COSTS; AND FOR  
12 OTHER PURPOSES."

## Subtitle

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15 "AN ACT FOR THE DEPARTMENT OF FINANCE  
16 AND ADMINISTRATION - DISBURSING OFFICER  
17 -ELAINE, LAKEVIEW AND ST. CHARLES  
18 CAPITAL IMPROVEMENT APPROPRIATION."

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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 drainage, construction and rehabilitation costs of streets and  
27 roadways in Lakeview, Arkansas, the sum of ..... \$1,000,000.

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29 (B) For drainage, construction and rehabilitation costs of streets and  
30 roadways in areas north of Main Street in Elaine, Arkansas,  
31 the sum of ..... \$1,000,000.

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33 (C) For costs of sewer development and drainage in St. Charles,  
34 Arkansas, the sum of ..... \$350,000.

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36 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor

1 obligations otherwise incurred in relation to the project or projects  
2 described herein in excess of the State Treasury funds actually available  
3 therefor as provided by law. Provided, however, that institutions and  
4 agencies listed herein shall have the authority to accept and use grants and  
5 donations including Federal funds, and to use its unobligated cash income or  
6 funds, or both available to it, for the purpose of supplementing the State  
7 Treasury funds for financing the entire costs of the project or projects  
8 enumerated herein. Provided further, that the appropriations and funds  
9 otherwise provided by the General Assembly for Maintenance and General  
10 Operations of the agency or institutions receiving appropriation herein shall  
11 not be used for any of the purposes as appropriated in this Act.

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

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

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

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33 SECTION 5. SEVERABILITY. If any provision of this Act or the  
34 application thereof to any person or circumstance is held invalid, such  
35 invalidity shall not affect other provisions or applications of the Act which

1 can be given effect without the invalid provision or application, and to this  
 2 end the provisions of this Act are declared to be severable.

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

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

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