

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

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

A Bill

SENATE BILL 295

4
5 By: Joint Budget Committee

For An Act To Be Entitled

9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS STATE BUILDING
11 SERVICES; AND FOR OTHER PURPOSES."

Subtitle

13
14 "AN ACT FOR THE ARKANSAS STATE BUILDING
15 SERVICES REAPPROPRIATION."

16
17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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19 SECTION 1. REAPPROPRIATION. 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, for the Arkansas State Building
22 Services, the following:

23 (A) Effective July 1, 1997, the balance of the appropriation provided
24 in Item (B) of Section 1 of Act 325 of 1995, for the renovation, repair, and
25 equipping of the State Crime Lab, in a sum not to exceed\$156,695.

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27 (B) Effective July 1, 1997, the balance of the appropriation provided
28 in Item (C) of Section 1 of Act 325 of 1995, for the renovation and repair of
29 the heating, cooling, and ventilation system at the State Police/Crime Lab, in
30 a sum not to exceed\$569,000.

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32 (C) Effective July 1, 1997, the balance of the appropriation provided
33 in Item (A) of Section 1 of Act 679 of 1995, for the renovation and repair of
34 the Justice Building, in a sum not to exceed\$1,485,532.

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36 (D) Effective July 1, 1997, the balance of the appropriation provided

1 in Item (B) of Section 1 of Act 679 of 1995, for major maintenance, renovation
2 and repair of various state buildings managed by the Arkansas State Building
3 Services, in a sum not to exceed \$402,093.

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5 (E) Effective July 1, 1997, the balance of the appropriation provided
6 in Item (C) of Section 1 of Act 679 of 1995, for the renovation and repair of
7 various state buildings to meet the requirements of the Americans with
8 Disabilities Act, in a sum not to exceed \$6,891,490.

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10 SECTION 2. SPECIAL LANGUAGE. Of the appropriation made in Section 1,
11 Subsection (E) herein and upon certification by the Director of State Building
12 Services, the Chief Fiscal Officer of the State is hereby authorized to
13 transfer such appropriation as may be certified to the various state agencies,
14 boards and commissions for the purpose of implementing the Americans with
15 Disabilities Act. The Chief Fiscal Officer of the State shall cause such
16 appropriation transfers to be reflected on the fiscal records of the state and
17 made available to such agency, board or commission as may be determined by the
18 Director of State Building Services.

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

32 (B) Any restrictions contained in the Acts enumerated in the
33 reappropriation sections of this Act, the restrictions of any applicable
34 provisions of the State Purchasing Law, the General Accounting and Budgetary
35 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal

1 control laws of this State and regulations promulgated by the Department of
2 Finance and Administration, as authorized by law, shall be strictly complied
3 with in disbursement of any funds provided by this Act unless specifically
4 provided otherwise by law.

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

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

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

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

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

1 such projects. Therefore, an emergency is hereby declared to exist and this
2 Act being necessary for the immediate preservation of the public peace, health
3 and safety shall be in full force and effect from and after the date of its
4 passage and approval.

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