

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

SENATE BILL 376

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE
10 BUILDING SERVICES FOR MAJOR MAINTENANCE, RENOVATION AND
11 REPAIR; AND FOR OTHER PURPOSES."

Subtitle

13
14 "AN ACT FOR THE ARKANSAS STATE BUILDING
15 SERVICES CAPITAL IMPROVEMENT
16 APPROPRIATION."
17

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
21 Arkansas State Building Services, to be payable from the General Improvement
22 Fund or its successor fund or fund accounts, the following:

23 (A) For the renovation and repair of various state buildings to meet
24 the requirements of the Americans with Disabilities Act, the sum of
25\$3,000,000.

26 (B) For major maintenance, renovation and repair projects for various
27 state buildings, managed by the Arkansas State Building Services, the sum of
28\$3,000,000.
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30 SECTION 2. SPECIAL LANGUAGE. Of the appropriation made in Section 1,
31 Subsection (A) herein and upon certification by the Director of State Building
32 Services, the Chief Fiscal Officer of the State is hereby authorized to
33 transfer such appropriation as may be certified to the various state agencies,
34 boards and commissions for the purpose of implementing the Americans with
35 Disabilities Act. The Chief Fiscal Officer of the State shall cause such
36 appropriation transfers to be reflected on the fiscal records of the state and

1 made available to such agency, board or commission as may be determined by the
2 Director of State Building Services.

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

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

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

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

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

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

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

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