

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

1 State of Arkansas..... As Engrossed: S2/10/97

2 81st General Assembly

# A Bill

3 Regular Session, 1997

SENATE BILL 41

4

5 By: *Joint Budget Committee*

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## For An Act To Be Entitled

9 "AN ACT TO TRANSFER FUNDS TO THE ARKANSAS FIRE AND POLICE  
10 GUARANTEE FUND, TO MAKE AN APPROPRIATION FOR UNDERFUNDED  
11 ARKANSAS MUNICIPAL FIRE AND POLICE RELIEF AND PENSION  
12 FUNDS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION -  
13 DISBURSING OFFICER FOR THE BIENNIAL PERIOD ENDING JUNE 30,  
14 1997; AND FOR OTHER PURPOSES."

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## Subtitle

17 "AN ACT TO TRANSFER FUNDS TO THE  
18 ARKANSAS FIRE AND POLICE GUARANTEE FUND;  
19 AND TO APPROPRIATE FUNDS FOR UNDERFUNDED  
20 MUNICIPAL FIRE AND POLICE RELIEF AND  
21 PENSION FUNDS FOR THE DEPARTMENT OF  
22 FINANCE AND ADMINISTRATION - DISBURSING  
23 OFFICER APPROPRIATION FOR THE 1995-97  
24 BIENNIUM."

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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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28 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
29 Department of Finance and Administration - Disbursing Officer, to be payable  
30 from the Arkansas Fire and Police Pension Guarantee Fund, for the purpose of  
31 protecting the members of underfunded Arkansas municipal fire and police  
32 relief and pension funds, for the biennial period ending June 30, 1997, the  
33 sum of..... \$1,465,657.

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35 SECTION 2. SPECIAL LANGUAGE. The Chief Fiscal Officer shall  
36 immediately transfer on his books, and the books of the Auditor of State and

1 the Treasurer of State, the sum of one million four hundred sixty five  
2 thousand, six hundred and fifty-seven dollars (\$1,465,657) from the General  
3 Revenue Allotment Reserve fund to the Arkansas Fire and Police Pension  
4 Guarantee Fund. From the appropriation provided in Section 1 of this Act, the  
5 moneys shall then be distributed as recommended by the Arkansas Fire and  
6 Police Pension Review Board, as provided by Arkansas Code Sections 24-11-208;  
7 24-11-209; 24-11-302; and 24-11-809.

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9 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
10 authorized by this Act shall be limited to the appropriation for such agency  
11 and funds made available by law for the support of such appropriations; and  
12 the restrictions of the State Purchasing Law, the General Accounting and  
13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
14 Procedures and Restrictions Act, or their successors, and other fiscal control  
15 laws of this State, where applicable, and regulations promulgated by the  
16 Department of Finance and Administration, as authorized by law, shall be  
17 strictly complied with in disbursement of said funds.

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

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

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32 SECTION 6. SEVERABILITY. If any provision of this Act or the  
33 application thereof to any person or circumstance is held invalid, such  
34 invalidity shall not affect other provisions or applications of the Act which  
35 can be given effect without the invalid provision or application, and to this

1 end the provisions of this Act are declared to be severable.

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

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

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/s/Russ et al

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