

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999  
4

As Engrossed: H3/8/99  
**A Bill**

HOUSE BILL 1540

5 By: *Joint Budget Committee*  
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7

### 8 **For An Act To Be Entitled**

9 "AN ACT TO MAKE AN APPROPRIATION FOR THE DEPARTMENT OF  
10 FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR  
11 THE CITY OF NASHVILLE FOR CONSTRUCTION OF HANDICAPPED-  
12 ACCESSIBLE RESTROOM FACILITIES; AND FOR PAVILION AND  
13 STAGE CONSTRUCTION AND IMPROVEMENTS FOR THE BIENNIAL  
14 PERIOD ENDING JUNE 30, 2001; AND FOR OTHER PURPOSES."  
15

### 16 **Subtitle**

17 "AN ACT FOR THE DEPARTMENT OF FINANCE  
18 AND ADMINISTRATION - DISBURSING OFFICER  
19 - NASHVILLE PARKS AND RECREATION  
20 APPROPRIATION FOR THE 1999-2001 BIENNIUM."  
21  
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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#### 25 SECTION 1. APPROPRIATIONS - NASHVILLE PARKS AND RECREATION DEPARTMENT.

26 There is hereby appropriated, to the Department of Finance and Administration  
27 - Disbursing Officer, to be payable from the General Improvement Fund or its  
28 successor fund or fund accounts, the following:

29 (A) For the Parks and Recreation Department of the City of Nashville,  
30 Arkansas, for construction of restroom facilities which are compliant with the  
31 Americans with Disabilities Act of 1990; and for construction and improvements  
32 to the Toland Park Pavilion and city stage facilities, the sum of ...\$221,000.  
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34 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
35 obligations otherwise incurred in relation to the project or projects  
36 described herein in excess of the State Treasury funds actually available

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

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

16  
17 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly  
18 that any funds disbursed under the authority of the appropriations contained  
19 in this act shall be in compliance with the stated reasons for which this act  
20 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
21 and Legislative Recommendations contained in the budget manuals prepared by  
22 the Department of Finance and Administration, letters, or summarized oral  
23 testimony in the official minutes of the Arkansas Legislative Council or Joint  
24 Budget Committee which relate to its passage and adoption.

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

29  
30 SECTION 5. SEVERABILITY. If any provision of this act or the application  
31 thereof to any person or circumstance is held invalid, such invalidity shall  
32 not affect other provisions or applications of the act which can be given  
33 effect without the invalid provision or application, and to this end the  
34 provisions of this act are declared to be severable.

35  
36 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict with

1 this act are hereby repealed.

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3 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the  
4 Eighty-second General Assembly, that the Constitution of the State of Arkansas  
5 prohibits the appropriation of funds for more than a two (2) year period; that  
6 the effectiveness of this Act on July 1, 1999 is essential to the operation of  
7 the agency for which the appropriations in this Act are provided, and that in  
8 the event of an extension of the Regular Session, the delay in the effective  
9 date of this Act beyond July 1, 1999 could work irreparable harm upon the  
10 proper administration and provision of essential governmental programs.  
11 Therefore, an emergency is hereby declared to exist and this Act being  
12 necessary for the immediate preservation of the public peace, health and  
13 safety shall be in full force and effect from and after July 1, 1999.

14 /s/ Joint Budget Committee