

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

As Engrossed: H3/17/99

A Bill

HOUSE BILL 1689

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 "AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE
10 BUILDING SERVICES FOR IMPROVEMENTS AND ADA COMPLIANCE
11 ON VARIOUS STATE BUILDINGS; AND FOR OTHER PURPOSES."

Subtitle

12
13
14 "AN ACT FOR THE ARKANSAS STATE BUILDING
15 SERVICES - IMPROVEMENTS AND ADA
16 COMPLIANCE ON VARIOUS STATE BUILDINGS
17 CAPITAL IMPROVEMENT APPROPRIATION.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

SECTION 1. APPROPRIATIONS - BUILDING IMPROVEMENTS AND ADA COMPLIANCE.

22
23 There is hereby appropriated, to the Arkansas State Building Services, to be
24 payable from the General Improvement Fund or its successor fund or fund
25 accounts, the following:

26 (A) For construction, major maintenance, equipping, renovation and repair
27 of various state buildings, managed by the Arkansas State Building Services,
28 the sum of \$10,000,000.
29

30 (B) For the renovation and repair of various state buildings to meet the
31 requirements of the Americans with Disabilities Act (ADA), the sum of
32 \$3,000,000.
33

34 SECTION 2. APPROPRIATIONS - JUSTICE BUILDING CONSTRUCTION. There is hereby
35 appropriated, to the Arkansas State Building Services, to be payable from cash
36 funds as defined by Arkansas Code 19-4-801, the following:

JAD080

1 (A) For costs associated with construction and renovation of the Justice
2 Building, the sum of \$1,980,000. "

3
4 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

6 DISBURSEMENT OF FUNDS. Expenditure of the funds authorized herein shall be
7 made only upon documentation to the Chief Fiscal Officer of the State, in such
8 form as deemed necessary, that all criteria or pre-conditions established in
9 the appropriation act have been met or in the case of state agencies, that a
10 Method of Finance has been filed with the Office of Accounting in the
11 Department of Finance and Administration. Any matching funds as may be
12 provided in law shall be certified to the Chief Fiscal Officer of the State
13 prior to the commencement of the project. Further, any recipient of the funds
14 appropriated herein may be required to file a compliance audit indicating that
15 the use of the funds was in compliance with the intent of the General
16 Assembly.

17
18 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
19 obligations otherwise incurred in relation to the project or projects
20 described herein in excess of the State Treasury funds actually available
21 therefor as provided by law. Provided, however, that institutions and
22 agencies listed herein shall have the authority to accept and use grants and
23 donations including Federal funds, and to use its unobligated cash income or
24 funds, or both available to it, for the purpose of supplementing the State
25 Treasury funds for financing the entire costs of the project or projects
26 enumerated herein. Provided further, that the appropriations and funds
27 otherwise provided by the General Assembly for Maintenance and General
28 Operations of the agency or institutions receiving appropriation herein shall
29 not be used for any of the purposes as appropriated in this act.

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

36

1 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
2 that any funds disbursed under the authority of the appropriations contained
3 in this act shall be in compliance with the stated reasons for which this act
4 was adopted, as evidenced by the Agency Requests, Executive Recommendations
5 and Legislative Recommendations contained in the budget manuals prepared by
6 the Department of Finance and Administration, letters, or summarized oral
7 testimony in the official minutes of the Arkansas Legislative Council or Joint
8 Budget Committee which relate to its passage and adoption.

9
10 SECTION 6. CODE. All provisions of this Act of a general and permanent
11 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
12 Code Revision Commission shall incorporate the same in the Code.

13
14 SECTION 7. SEVERABILITY. If any provision of this act or the application
15 thereof to any person or circumstance is held invalid, such invalidity shall
16 not affect other provisions or applications of the act which can be given
17 effect without the invalid provision or application, and to this end the
18 provisions of this act are declared to be severable.

19
20 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict with
21 this act are hereby repealed.

22
23 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
24 Eighty-second General Assembly, that the Constitution of the State of Arkansas
25 prohibits the appropriation of funds for more than a two (2) year period; that
26 the effectiveness of this Act on July 1, 1999 is essential to the operation of
27 the agency for which the appropriations in this Act are provided, and that in
28 the event of an extension of the Regular Session, the delay in the effective
29 date of this Act beyond July 1, 1999 could work irreparable harm upon the
30 proper administration and provision of essential governmental programs.
31 Therefore, an emergency is hereby declared to exist and this Act being
32 necessary for the immediate preservation of the public peace, health and
33 safety shall be in full force and effect from and after July 1, 1999.

34 /s/ Joint Budget Committee
35
36