

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: S3/23/99

A Bill

SENATE BILL 753

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5 *By: Joint Budget Committee*
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For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
10 EDUCATION - ARKANSAS STATE LIBRARY FOR PROVIDING ON A
11 DOLLAR-FOR-DOLLAR BASIS STATE MATCHING GRANTS TO LOCAL
12 GOVERNMENTS FOR THE CONSTRUCTION OF LOCAL LIBRARIES;
13 AND FOR OTHER PURPOSES. "

Subtitle

15 "AN ACT FOR THE DEPARTMENT OF EDUCATION -
16 ARKANSAS STATE LIBRARY - LIBRARY
17 CONSTRUCTION CAPITAL IMPROVEMENT
18 APPROPRIATION. "
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
25 appropriated, to the Department of Education - Arkansas State Library, to be
26 payable from the General Improvement Fund or its successor fund or fund
27 accounts, the following:

28 (A) For providing on a dollar-for-dollar basis state matching grants to
29 local governments for the construction of local libraries, the sum of
30 \$1,000,000.
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32 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
33 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT
34 DISTRIBUTION. The funds authorized in Section 1 of this Act shall be
35 disbursed in accordance with the formula adopted by the Arkansas State Library
36 Board on a competitive basis.

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

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

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

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

SECTION 6. SEVERABILITY. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given

1 effect without the invalid provision or application, and to this end the
2 provisions of this act are declared to be severable.

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

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

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/s/ Russ