

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001

A Bill

SENATE BILL 259

4
5 By: Joint Budget Committee
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For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS SCIENCE
11 AND TECHNOLOGY AUTHORITY; AND FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT FOR THE ARKANSAS SCIENCE AND
14 TECHNOLOGY AUTHORITY REAPPROPRIATION.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the Arkansas
21 Science and Technology Authority, to be payable from the General Improvement
22 Fund or its successor fund or fund accounts, for the Arkansas Science and
23 Technology Authority, the following:

24 (A) Effective July 1, 2001, the balance of the appropriation provided in
25 Item (B) of Section 1 of Act 821 of 1999, for the Arkansas Manufacturing
26 Extension Network for program support, technical and business services and
27 associated personnel, in a sum not to exceed\$600,000.

28 (B) Effective July 1, 2001, the balance of the appropriation provided in
29 Item (B) of Section 1 of Act 155 of 1999, for the Arkansas Manufacturing
30 Extension Network for enhancements to sustain existing partners services from
31 previously established grants and other funds, in a sum not to exceed
32\$431,104.

33 (C) Effective July 1, 2001, the balance of the appropriation provided in
34 Item (D) of Section 1 of Act 155 of 1999, for capital improvements to support
35 the Arkansas Ventures in Education Project, in a sum not to exceed\$6,900.
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1 SECTION 2. REAPPROPRIATION. There is hereby appropriated, to the Arkansas
2 Science and Technology Authority, to be payable from the Arkansas Research
3 Matching Fund, for the Arkansas Science and Technology Authority, the
4 following:

5 (A) Effective July 1, 2001, the balance of the appropriation provided in
6 Item (A) of Section 1 of Act 1207 of 1999, to match federal research grant
7 opportunities focused on basic and strategic research, in a sum not to exceed
8 \$6,683,493.
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10 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
11 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DISBURSEMENT OF
12 FUNDS. Expenditure of the funds authorized in Section 1 (A) herein shall be
13 made only upon documentation to the Chief Fiscal Officer of the State, in such
14 form as deemed necessary, that all criteria or pre-conditions established in
15 the appropriation act have been met or in the case of state agencies, that a
16 Method of Finance has been filed with the Office of Accounting in the
17 Department of Finance and Administration. Any matching funds as may be
18 provided in law shall be certified to the Chief Fiscal Officer of the State
19 prior to the commencement of the project. Further, any recipient of the funds
20 appropriated herein may be required to file a compliance audit indicating that
21 the use of the funds was in compliance with the intent of the General
22 Assembly. The provisions of this section shall be in effect only from July 1,
23 2001 through June 30, 2003.
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25 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
26 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
27 TRANSFER. When funds are authorized to be made available through the
28 provisions of the General Improvement Distribution Act of 1999 to match
29 federal research grant opportunities focused on basic and strategic research
30 in Section 2 (A) herein and upon meeting all other conditions as set out by
31 law, the Chief Fiscal Officer of the State and State Treasurer shall transfer
32 the sum of ten million dollars (\$10,000,000), or so much thereof as is made
33 available therefrom, from the General Improvement Fund or its successor fund
34 or fund accounts to the Arkansas Research Matching Fund there to be used for
35 such purposes as appropriated in Section 2 (A) herein. The provisions of this
36 section shall be in effect only from July 1, 2001 through June 30, 2003.

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

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

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

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 30 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
 31 Assembly, that the Constitution of the State of Arkansas prohibits the
 32 appropriation of funds for more than a two (2) year period; that previous
 33 General Assemblies have provided appropriations for the projects provided or
 34 enumerated in this act; that certain appropriations will expire before the
 35 adjournment of the General Assembly; and that if such appropriations expire,
 36 the projects and programs authorized herein will cease thereby depriving the

1 citizens of the State of the benefits to be derived from such projects.
2 Therefore, an emergency is hereby declared to exist and this Act being
3 necessary for the immediate preservation of the public peace, health and
4 safety shall be in full force and effect from and after the date of its
5 passage and approval. If the bill is neither approved nor vetoed by the
6 Governor, it shall become effective on the expiration of the period of time
7 during which the Governor may veto the bill. If the bill is vetoed by the
8 Governor and the veto is overridden, it shall become effective on the date the
9 last house overrides the veto.

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