

**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  
4

*As Engrossed: S2/26/01*

# A Bill

SENATE BILL 473

5 By: *Joint Budget Committee*  
6  
7

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

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE STATE FORESTRY  
11 COMMISSION - THE BAUCUM NURSERY IRRIGATION SYSTEM  
12 CAPITAL IMPROVEMENT GRANT; AND FOR OTHER  
13 PURPOSES.  
14

## **Subtitle**

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16 AN ACT FOR THE STATE FORESTRY COMMISSION  
17 - BAUCUM NURSERY IRRIGATION SYSTEM  
18 REAPPROPRIATION.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. REAPPROPRIATION - BAUCUM NURSERY IRRIGATION SYSTEM. There is  
25 hereby appropriated, to the State Forestry Commission, to be payable from the  
26 Arkansas Natural and Cultural Resources Grant and Trust Fund, for the State  
27 Forestry Commission, the following:  
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29 (A) Effective July 1, 2001, the balance of the appropriation provided in  
30 Item (1) of Section 27 of Act 1017 of 1999, for grants for the acquisition,  
31 management, stewardship and preservation of State-owned lands or historic  
32 sites by the Natural and Cultural Resources Council of the Department of  
33 Arkansas Heritage for construction costs and professional fees and services  
34 associated with the Baucum Nursery Irrigation System, in a sum not to exceed  
35 ..... \$250,000.  
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1 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
2 obligations otherwise incurred in relation to the project or projects  
3 described herein in excess of the State Treasury funds actually available  
4 therefor as provided by law. Provided, however, that institutions and  
5 agencies listed herein shall have the authority to accept and use grants and  
6 donations including Federal funds, and to use its unobligated cash income or  
7 funds, or both available to it, for the purpose of supplementing the State  
8 Treasury funds for financing the entire costs of the project or projects  
9 enumerated herein. Provided further, that the appropriations and funds  
10 otherwise provided by the General Assembly for Maintenance and General  
11 Operations of the agency or institutions receiving appropriation herein shall  
12 not be used for any of the purposes as appropriated in this act.

13 (B) The restrictions of any applicable provisions of the State Purchasing  
14 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
15 Stabilization Law and any other applicable fiscal control laws of this State  
16 and regulations promulgated by the Department of Finance and Administration,  
17 as authorized by law, shall be strictly complied with in disbursement of any  
18 funds provided by this act unless specifically provided otherwise by law.  
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20 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly  
21 that any funds disbursed under the authority of the appropriations contained  
22 in this act shall be in compliance with the stated reasons for which this act  
23 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
24 and Legislative Recommendations contained in the budget manuals prepared by  
25 the Department of Finance and Administration, letters, or summarized oral  
26 testimony in the official minutes of the Arkansas Legislative Council or Joint  
27 Budget Committee which relate to its passage and adoption.  
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29 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
30 Assembly, that the Constitution of the State of Arkansas prohibits the  
31 appropriation of funds for more than a two (2) year period; that previous  
32 General Assemblies have provided appropriations for the projects provided or  
33 enumerated in this act; that certain appropriations will expire before the  
34 adjournment of the General Assembly; and that if such appropriations expire,  
35 the projects and programs authorized herein will cease thereby depriving the  
36 citizens of the State of the benefits to be derived from such projects.

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

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*/s/ Joint Budget Committee*