

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 85th General Assembly  
3 Regular Session, 2005

# A Bill

HOUSE BILL 1405

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF  
11 VETERANS' AFFAIRS; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14  
15 AN ACT FOR THE DEPARTMENT OF VETERANS'  
16 AFFAIRS REAPPROPRIATION.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. REAPPROPRIATION - FEDERAL FUNDS. There is hereby appropriated,  
22 to the Department of Veterans' Affairs, to be payable from the federal funds  
23 as designated by the Chief Fiscal Officer of the State, for the Department of  
24 Veterans' Affairs, the following:

25 (A) Effective July 1, 2005, the balance of the appropriation provided in  
26 Section 10 of Act 1009 of 2003, for the development of a Veterans' Home in  
27 Fayetteville, Arkansas, in a sum not to exceed .....\$4,500,000.  
28

29 (B) Effective July 1, 2005, the balance of the appropriation provided in  
30 Item (A) of Section 2 of Act 166 of 2003, for Construction of the  
31 Fayetteville Veterans' Home, in a sum not to exceed .....\$4,500,000.  
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33 SECTION 2. REAPPROPRIATION - CASH FUNDS. There is hereby appropriated, to  
34 the Department of Veterans' Affairs, to be payable from the cash fund  
35 deposited in the State Treasury as determined by the Chief Fiscal Officer of  
36 the State, for the Department of Veterans' Affairs, the following:



1 (A) Effective July 1, 2005, the balance of the appropriation provided in  
2 Section 33 of Act 50 of the First Extraordinary Session of 2003, for  
3 construction of a Veterans' Home, in a sum not to exceed.....\$2,250,000.  
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5 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
6 obligations otherwise incurred in relation to the project or projects  
7 described herein in excess of the State Treasury funds actually available  
8 therefor as provided by law. Provided, however, that institutions and  
9 agencies listed herein shall have the authority to accept and use grants and  
10 donations including Federal funds, and to use its unobligated cash income or  
11 funds, or both available to it, for the purpose of supplementing the State  
12 Treasury funds for financing the entire costs of the project or projects  
13 enumerated herein. Provided further, that the appropriations and funds  
14 otherwise provided by the General Assembly for Maintenance and General  
15 Operations of the agency or institutions receiving appropriation herein shall  
16 not be used for any of the purposes as appropriated in this act.

17 (B) The restrictions of any applicable provisions of the State Purchasing  
18 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
19 Stabilization Law and any other applicable fiscal control laws of this State  
20 and regulations promulgated by the Department of Finance and Administration,  
21 as authorized by law, shall be strictly complied with in disbursement of any  
22 funds provided by this act unless specifically provided otherwise by law.  
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24 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
25 that any funds disbursed under the authority of the appropriations contained  
26 in this act shall be in compliance with the stated reasons for which this act  
27 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
28 and Legislative Recommendations contained in the budget manuals prepared by  
29 the Department of Finance and Administration, letters, or summarized oral  
30 testimony in the official minutes of the Arkansas Legislative Council or  
31 Joint Budget Committee which relate to its passage and adoption.  
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33 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
34 Assembly, that the Constitution of the State of Arkansas prohibits the  
35 appropriation of funds for more than a two (2) year period; that previous  
36 General Assemblies have provided appropriations for the projects provided or

1 enumerated in this act; that certain appropriations will expire before the  
2 adjournment of the General Assembly; and that if such appropriations expire,  
3 the projects and programs authorized herein will cease thereby depriving the  
4 citizens of the State of the benefits to be derived from such projects.  
5 Therefore, an emergency is hereby declared to exist and this Act being  
6 necessary for the immediate preservation of the public peace, health and  
7 safety shall be in full force and effect from and after the date of its  
8 passage and approval. If the bill is neither approved nor vetoed by the  
9 Governor, it shall become effective on the expiration of the period of time  
10 during which the Governor may veto the bill. If the bill is vetoed by the  
11 Governor and the veto is overridden, it shall become effective on the date  
12 the last house overrides the veto.

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