

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

SENATE BILL 218

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 SECRETARY OF
11 STATE; AND FOR OTHER PURPOSES.
12
13

Subtitle

14
15 AN ACT FOR THE SECRETARY OF STATE
16 REAPPROPRIATION.
17
18

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

21 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby
22 appropriated, to the Secretary of State, to be payable from the General
23 Improvement Fund or its successor fund or fund accounts, for the Secretary of
24 State, the following:

25 (A) Effective July 1, 2005, the balance of the appropriation provided in
26 Section 2 of Act 1466 of 2003, for State Match for maintenance, operating
27 expenses and associated cost for the Help America Vote Act (HAVA), in a sum
28 not to exceed\$1,500,000.
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30 (B) Effective July 1, 2005, the balance of the appropriation provided in
31 Item (J) of Section 1 of Act 293 of 2003, for main sewer drain line
32 replacement, in a sum not to exceed\$948,890.
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34 (C) Effective July 1, 2005, the balance of the appropriation provided in
35 Item (K) of Section 1 of Act 293 of 2003, for major building and grounds
36 repair/replacement to include, improvements to irrigation lines, sidewalks,



1 steps, curbs, building entrances, exterior limestone preservation, roofing
2 repairs, electrical repairs/replacements, building doors and windows repair
3 and replacement, related asbestos abatement work and other related projects,
4 in a sum not to exceed\$365,759.
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6 SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby
7 appropriated, to the Secretary of State, to be payable from balances accruing
8 to various Session Projects Accounts of the General Improvement Fund or its
9 successor fund or fund accounts, for the Secretary of State, the following:

10 (A) Effective July 1, 2005, the balance of the appropriation provided in
11 Section 1 of Act 11 of the Second Extraordinary Session of 2003, for various
12 infrastructure projects pertaining to the State Capitol Building and its
13 grounds, in a sum not to exceed\$230,212.
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15 SECTION 3. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL. There
16 is hereby appropriated, to the Secretary of State, to be payable from the
17 Arkansas Natural and Cultural Resources Grant and Trust Fund, for the
18 Secretary of State, the following:

19 (A) Effective July 1, 2005, the balance of the appropriation provided in
20 Item (1) of Section 24 of Act 1605 of 2003, for a grant by the Department of
21 Arkansas Heritage - Natural and Cultural Resources Council for exterior stone
22 restoration for the State Capitol Building, in a sum not to exceed..\$560,000.
23

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

36 (B) The restrictions of any applicable provisions of the State Purchasing

1 Law, the General Accounting and Budgetary Procedures Law, the Revenue
2 Stabilization Law and any other applicable fiscal control laws of this State
3 and regulations promulgated by the Department of Finance and Administration,
4 as authorized by law, shall be strictly complied with in disbursement of any
5 funds provided by this act unless specifically provided otherwise by law.

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

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16 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
17 Assembly, that the Constitution of the State of Arkansas prohibits the
18 appropriation of funds for more than a two (2) year period; that previous
19 General Assemblies have provided appropriations for the projects provided or
20 enumerated in this act; that certain appropriations will expire before the
21 adjournment of the General Assembly; and that if such appropriations expire,
22 the projects and programs authorized herein will cease thereby depriving the
23 citizens of the State of the benefits to be derived from such projects.
24 Therefore, an emergency is hereby declared to exist and this Act being
25 necessary for the immediate preservation of the public peace, health and
26 safety shall be in full force and effect from and after the date of its
27 passage and approval. If the bill is neither approved nor vetoed by the
28 Governor, it shall become effective on the expiration of the period of time
29 during which the Governor may veto the bill. If the bill is vetoed by the
30 Governor and the veto is overridden, it shall become effective on the date
31 the last house overrides the veto.