

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 87th General Assembly
3 Regular Session, 2009

A Bill

HOUSE BILL 1295

4
5 By: Joint Budget Committee
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7

For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
11 FINANCE AND ADMINISTRATION - DISBURSING OFFICER;
12 AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF FINANCE
16 AND ADMINISTRATION - DISBURSING OFFICER
17 REAPPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REAPPROPRIATION - LEGISLATIVE BALANCES GENERAL IMPROVEMENT -
24 84TH SESSION. There is hereby appropriated, to the Department of Finance and
25 Administration - Disbursing Officer, to be payable from the General
26 Improvement Fund or its successor fund or fund accounts, for the Department
27 of Finance and Administration - Disbursing Officer, the following:

28 (A) Effective July 1, 2009, the balance of the appropriation provided in
29 Item (A) of Section 14 of Act 1290 of 2007, for disbursing the balance of
30 funds which were made available by law to the projects in Section 3(b) of the
31 General Improvement Distribution Act of 2003, in a sum not to exceed
32\$603,765.
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34 SECTION 2. REAPPROPRIATION - LEGISLATIVE BALANCES GENERAL IMPROVEMENT -
35 85TH SESSION. There is hereby appropriated, to the Department of Finance and
36 Administration - Disbursing Officer, to be payable from the General



1 Improvement Fund or its successor fund or fund accounts, for the Department
2 of Finance and Administration - Disbursing Officer, the following:

3 (A) Effective July 1, 2009, the balance of the appropriation provided in
4 Item (A) of Section 15 of Act 1290 of 2007, for disbursing the balance of
5 funds which were made available by law to the projects in Section 3(b) of the
6 General Improvement Distribution Act of 2005, in a sum not to exceed
7\$627,326.
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9 SECTION 3. REAPPROPRIATION - TARP GRANT PROGRAM. There is hereby
10 appropriated, to the Department of Finance and Administration - Disbursing
11 Officer, to be payable from the General Improvement Fund or its successor
12 fund or fund accounts, for the Department of Finance and Administration -
13 Disbursing Officer, the following:

14 (A) Effective July 1, 2009, the balance of the appropriation provided in
15 Item (A) of Section 1 of Act 1574 of 2007, for administering a grant program
16 with the sole purpose of dispersing ten thousand dollars (\$10,000) in equal
17 amounts to each of the Arkansas' 75 counties to purchase tarps to cover
18 county owned trucks, in a sum not to exceed\$125,000.

19 (B) Effective July 1, 2009, the balance of the appropriation provided in
20 Item (B) of Section 1 of Act 1574 of 2007, for the costs of a feasibility
21 study of methods of processing waste tires to produce marketable products, in
22 a sum not to exceed\$125,000.
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24 SECTION 4. REAPPROPRIATION - GRANTS TO FIRE DEPARTMENTS. There is hereby
25 appropriated, to the Department of Finance and Administration - Disbursing
26 Officer, to be payable from the General Improvement Fund or its successor
27 fund or fund accounts, for the Department of Finance and Administration -
28 Disbursing Officer, the following:

29 (A) Effective July 1, 2009, the balance of the appropriation provided in
30 Item (A) of Section 1 of Act 1314 of 2007, for grants to fire departments, in
31 a sum not to exceed\$146,629.
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33 SECTION 5. REAPPROPRIATION - STATE MOTOR VEHICLE ACQUISITION. There is
34 hereby appropriated, to the Department of Finance and Administration -
35 Disbursing Officer, to be payable from the General Improvement Fund or its
36 successor fund or fund accounts, for the Department of Finance and

1 Administration - Disbursing Officer, the following:

2 (A) Effective July 1, 2009, the balance of the appropriation provided in
3 Item (A) of Section 1 of Act 1499 of 2007, for one-time replacement, over a
4 two-year period, of state vehicles, in a sum not to exceed\$7,492,728.
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6 SECTION 6. REAPPROPRIATION - MAJOR MAINTENANCE. There is hereby
7 appropriated, to the Department of Finance and Administration - Disbursing
8 Officer, to be payable from the General Improvement Fund or its successor
9 fund or fund accounts, for the Department of Finance and Administration -
10 Disbursing Officer, the following:

11 (A) Effective July 1, 2009, the balance of the appropriation provided in
12 Item (A) of Section 2 of Act 1499 of 2007, for providing contingency
13 appropriation for capital projects, in a sum not to exceed\$500,000.
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15 SECTION 7. REAPPROPRIATION - SUPPLEMENTAL COUNTY AND MUNICIPAL AID. There
16 is hereby appropriated, to the Department of Finance and Administration -
17 Disbursing Officer, to be payable from the General Improvement Fund or its
18 successor fund or fund accounts, for the Department of Finance and
19 Administration - Disbursing Officer, the following:

20 (A) Effective July 1, 2009, the balance of the appropriation provided in
21 Item (A) of Section 1 of Act 1093 of 2007, for supplementing the distribution
22 of funds apportioned to each city or incorporated town in the same proportion
23 as authorized in Arkansas Code 19-5-601, in a sum not to exceed
24\$15,000,000.

25 (B) Effective July 1, 2009, the balance of the appropriation provided in
26 Item (B) of Section 1 of Act 1093 of 2007, for supplementing the funds made
27 available to each of the seventy-five counties by the same distribution as
28 authorized in Arkansas Code 19-5-602(c)(1)(A), in a sum not to exceed
29\$15,000,000.
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31 SECTION 8. REAPPROPRIATION - MULTIPURPOSE CIVIC CENTER IMPROVEMENTS. There
32 is hereby appropriated, to the Department of Finance and Administration -
33 Disbursing Officer, to be payable from the General Improvement Fund or its
34 successor fund or fund accounts, for the Department of Finance and
35 Administration - Disbursing Officer, the following:

36 (A) Effective July 1, 2009, the balance of the appropriation provided in

1 Item (A) of Section 1 of Act 1179 of 2007, for improvements to the Alltel
2 Arena, a multipurpose civic center that provides programming to enhance the
3 economic condition of the state, in a sum not to exceed\$1,317,500.
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5 SECTION 9. REAPPROPRIATION - TASKFORCE FOR THE 21ST CENTURY ECONOMY. There
6 is hereby appropriated, to the Department of Finance and Administration -
7 Disbursing Officer, to be payable from the General Improvement Fund or its
8 successor fund or fund accounts, for the Department of Finance and
9 Administration - Disbursing Officer, the following:

10 (A) Effective July 1, 2009, the balance of the appropriation provided in
11 Section 1 of Act 1267 of 2007, for consulting contract, meeting expenses,
12 reimbursements and related expenses for the Taskforce for the 21st Century
13 Economy, in a sum not to exceed\$145,253.
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15 SECTION 10. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
16 obligations otherwise incurred in relation to the project or projects
17 described herein in excess of the State Treasury funds actually available
18 therefor as provided by law. Provided, however, that institutions and
19 agencies listed herein shall have the authority to accept and use grants and
20 donations including Federal funds, and to use its unobligated cash income or
21 funds, or both available to it, for the purpose of supplementing the State
22 Treasury funds for financing the entire costs of the project or projects
23 enumerated herein. Provided further, that the appropriations and funds
24 otherwise provided by the General Assembly for Maintenance and General
25 Operations of the agency or institutions receiving appropriation herein shall
26 not be used for any of the purposes as appropriated in this act.

27 (B) The restrictions of any applicable provisions of the State Purchasing
28 Law, the General Accounting and Budgetary Procedures Law, the Revenue
29 Stabilization Law and any other applicable fiscal control laws of this State
30 and regulations promulgated by the Department of Finance and Administration,
31 as authorized by law, shall be strictly complied with in disbursement of any
32 funds provided by this act unless specifically provided otherwise by law.
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34 SECTION 11. LEGISLATIVE INTENT. It is the intent of the General Assembly
35 that any funds disbursed under the authority of the appropriations contained
36 in this act shall be in compliance with the stated reasons for which this act

1 was adopted, as evidenced by the Agency Requests, Executive Recommendations
2 and Legislative Recommendations contained in the budget manuals prepared by
3 the Department of Finance and Administration, letters, or summarized oral
4 testimony in the official minutes of the Arkansas Legislative Council or
5 Joint Budget Committee which relate to its passage and adoption.

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7 SECTION 12. EMERGENCY CLAUSE. It is found and determined by the General
8 Assembly, that the Constitution of the State of Arkansas prohibits the
9 appropriation of funds for more than a one (1) year period; that the
10 effectiveness of this Act on July 1, 2009 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, 2009 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, 2009.

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