

State of Arkansas  
87th General Assembly  
Regular Session, 2009

# A Bill

SENATE BILL 282

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS STATE  
HIGHWAY AND TRANSPORTATION DEPARTMENT; AND FOR  
OTHER PURPOSES.

## Subtitle

AN ACT FOR THE ARKANSAS STATE HIGHWAY  
AND TRANSPORTATION DEPARTMENT  
REAPPROPRIATION.

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

SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the Arkansas State Highway and Transportation Department, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Arkansas State Highway and Transportation Department, the following:

(A) Effective July 1, 2009, the balance of the appropriation provided in Item (A) of Section 1 of Act 424 of 2007, for construction and renovations of the Tourist Information Bureaus at Blytheville, West Memphis and Lake Village, in a sum not to exceed .....\$1,839,762.

(B) Effective July 1, 2009, the balance of the appropriation provided in Item (A) of Section 1 of Act 1508 of 2007, for a grant for expenses associated with the Osceola Toll Parkway Study, in a sum not to exceed .....\$140,000.



1 (C) Effective July 1, 2009, the balance of the appropriation provided in  
 2 Item (A) of Section 1 of Act 1698 of 2007, for grants for infrastructure  
 3 needs, in a sum not to exceed .....\$30,000.  
 4

5 (D) Effective July 1, 2009, the balance of the appropriation provided in  
 6 Item (A) of Section 1 of Act 1680 of 2007, for intermodal facilities and  
 7 infrastructure projects, in a sum not to exceed .....\$40,000.  
 8

9 (E) Effective July 1, 2009, the balance of the appropriation provided in  
 10 Item (A) of Section 1 of Act 1516 of 2007, for repairs, draining and various  
 11 renovations, in a sum not to exceed .....\$100,000.  
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13 (F) Effective July 1, 2009, the balance of the appropriation provided in  
 14 Item (A) of Section 1 of Act 1738 of 2007, for state assistance including  
 15 repairs, construction, and maintenance for state highways, in a sum not to  
 16 exceed .....\$170,000.  
 17

18 (G) Effective July 1, 2009, the balance of the appropriation provided in  
 19 Item (A) of Section 5 of Act 804 of 2007, for the construction of highway  
 20 signal lights and safety improvements, in a sum not to exceed ....\$500,000.  
 21

22 (H) Effective July 1, 2009, the balance of the appropriation provided in  
 23 Item (A) of Section 1 of Act 957 of 2007, for the construction,  
 24 reconstruction, and maintenance of roads, bridges, and all other facilities  
 25 of the Arkansas State Highway and Transportation Department, in a sum not to  
 26 exceed .....\$100,000,000.  
 27

28 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
 29 obligations otherwise incurred in relation to the project or projects  
 30 described herein in excess of the State Treasury funds actually available  
 31 therefor as provided by law. Provided, however, that institutions and  
 32 agencies listed herein shall have the authority to accept and use grants and  
 33 donations including Federal funds, and to use its unobligated cash income or  
 34 funds, or both available to it, for the purpose of supplementing the State  
 35 Treasury funds for financing the entire costs of the project or projects  
 36 enumerated herein. Provided further, that the appropriations and funds

1 otherwise provided by the General Assembly for Maintenance and General  
2 Operations of the agency or institutions receiving appropriation herein shall  
3 not be used for any of the purposes as appropriated in this act.

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

10  
11 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly  
12 that any funds disbursed under the authority of the appropriations contained  
13 in this act shall be in compliance with the stated reasons for which this act  
14 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
15 and Legislative Recommendations contained in the budget manuals prepared by  
16 the Department of Finance and Administration, letters, or summarized oral  
17 testimony in the official minutes of the Arkansas Legislative Council or  
18 Joint Budget Committee which relate to its passage and adoption.

19  
20 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
21 Assembly, that the Constitution of the State of Arkansas prohibits the  
22 appropriation of funds for more than a one (1) year period; that the  
23 effectiveness of this Act on July 1, 2009 is essential to the operation of  
24 the agency for which the appropriations in this Act are provided, and that in  
25 the event of an extension of the Regular Session, the delay in the effective  
26 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
27 proper administration and provision of essential governmental programs.  
28 Therefore, an emergency is hereby declared to exist and this Act being  
29 necessary for the immediate preservation of the public peace, health and  
30 safety shall be in full force and effect from and after July 1, 2009.