

State of Arkansas
87th General Assembly
Regular Session, 2009

A Bill

SENATE BILL 294

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE SECRETARY OF
STATE FOR VARIOUS PROJECTS; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE SECRETARY OF STATE -
VARIOUS PROJECTS REAPPROPRIATION.

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

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

(A) Effective July 1, 2009, the balance of the appropriation provided in Item (A) of Section 1 of Act 417 of 2007, for State Match for maintenance, operating expenses and associated costs for the Help America Vote Act (HAVA), in a sum not to exceed\$1,287,067.

(B) Effective July 1, 2009, the balance of the appropriation provided in Item (A) of Section 1 of Act 1744 of 2007, for construction of Phase II of the Arkansas Fallen Firefighters' Memorial on the State Capitol grounds, in a sum not to exceed\$5,000.

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



1 Item (A) of Section 1 of Act 765 of 2007, for the complete replacement of all
 2 roofing material on the lower roof of the State Capitol Building, in a sum
 3 not to exceed\$288,246.
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5 (D) Effective July 1, 2009, the balance of the appropriation provided in
 6 Item (B) of Section 1 of Act 765 of 2007, for replacement of all locks and
 7 card readers with a complete upgrade of all support and software systems for
 8 the State Capitol Building, in a sum not to exceed\$161,807.
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10 (E) Effective July 1, 2009, the balance of the appropriation provided in
 11 Item (C) of Section 1 of Act 765 of 2007, for continued cleaning, re-pointing
 12 and sealing of the remaining surfaces of the State Capitol Building for the
 13 purpose of halting further deterioration of the exterior stone surface, in a
 14 sum not to exceed\$4,370,929.
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16 (F) Effective July 1, 2009, the balance of the appropriation provided in
 17 Item (D) of Section 1 of Act 765 of 2007, for the replacement and renovation
 18 of all existing wiring and lighting in the first floor rotunda and to address
 19 handicap accessibility issues, in a sum not to exceed\$386,789.
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21 (G) Effective July 1, 2009, the balance of the appropriation provided in
 22 Item (E) of Section 1 of Act 765 of 2007, for an upgrade of the existing fire
 23 alarm system and the installation of a new computer control panel and
 24 software for the State Capitol Building, in a sum not to exceed.....\$127,435.
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26 (H) Effective July 1, 2009, the balance of the appropriation provided in
 27 Item (F) of Section 1 of Act 765 of 2007, for the replacement of sidewalks,
 28 addition of new lighting and to upgrade the irrigation system for the North
 29 entry area of the State Capitol Building, in a sum not to exceed....\$137,280.
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31 (I) Effective July 1, 2009, the balance of the appropriation provided in
 32 Item (G) of Section 1 of Act 765 of 2007, for repairs including re-plastering
 33 and painting and other related expenses of surfaces affected by water leaks
 34 to the interior dome surfaces of the State Capitol Building, in a sum not to
 35 exceed\$484,883.
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1 (J) Effective July 1, 2009, the balance of the appropriation provided in
2 Item (H) of Section 1 of Act 765 of 2007, for the continuation of a heating,
3 ventilation and air conditioning upgrade for the North End of the State
4 Capitol Building, in a sum not to exceed\$3,643,972.
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6 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
7 obligations otherwise incurred in relation to the project or projects
8 described herein in excess of the State Treasury funds actually available
9 therefor as provided by law. Provided, however, that institutions and
10 agencies listed herein shall have the authority to accept and use grants and
11 donations including Federal funds, and to use its unobligated cash income or
12 funds, or both available to it, for the purpose of supplementing the State
13 Treasury funds for financing the entire costs of the project or projects
14 enumerated herein. Provided further, that the appropriations and funds
15 otherwise provided by the General Assembly for Maintenance and General
16 Operations of the agency or institutions receiving appropriation herein shall
17 not be used for any of the purposes as appropriated in this act.

18 (B) The restrictions of any applicable provisions of the State Purchasing
19 Law, the General Accounting and Budgetary Procedures Law, the Revenue
20 Stabilization Law and any other applicable fiscal control laws of this State
21 and regulations promulgated by the Department of Finance and Administration,
22 as authorized by law, shall be strictly complied with in disbursement of any
23 funds provided by this act unless specifically provided otherwise by law.
24

25 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly
26 that any funds disbursed under the authority of the appropriations contained
27 in this act shall be in compliance with the stated reasons for which this act
28 was adopted, as evidenced by the Agency Requests, Executive Recommendations
29 and Legislative Recommendations contained in the budget manuals prepared by
30 the Department of Finance and Administration, letters, or summarized oral
31 testimony in the official minutes of the Arkansas Legislative Council or
32 Joint Budget Committee which relate to its passage and adoption.
33

34 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
35 Assembly, that the Constitution of the State of Arkansas prohibits the
36 appropriation of funds for more than a one (1) year period; that the

effectiveness of this Act on July 1, 2009 is essential to the operation of
the agency for which the appropriations in this Act are provided, and that in
the event of an extension of the Regular Session, the delay in the effective
date of this Act beyond July 1, 2009 could work irreparable harm upon the
proper administration and provision of essential governmental programs.
Therefore, an emergency is hereby declared to exist and this Act being
necessary for the immediate preservation of the public peace, health and
safety shall be in full force and effect from and after July 1, 2009.