

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010
4

A Bill

SENATE BILL 129

5 By: Joint Budget Committee
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR ROAD AND
10 BRIDGE REPAIR, MAINTENANCE, AND GRANTS FOR THE
11 ARKANSAS STATE HIGHWAY AND TRANSPORTATION
12 DEPARTMENT FOR THE FISCAL YEAR ENDING JUNE 30,
13 2011; AND FOR OTHER PURPOSES.
14

Subtitle

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16 AN ACT FOR THE ARKANSAS STATE HIGHWAY
17 AND TRANSPORTATION DEPARTMENT - ROAD AND
18 BRIDGE REPAIR, MAINTENANCE, AND GRANTS
19 APPROPRIATION FOR THE 2010-2011 FISCAL
20 YEAR.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. APPROPRIATION - ROAD AND BRIDGE REPAIR, MAINTENANCE, AND
27 GRANTS. There is hereby appropriated, to the Arkansas State Highway and
28 Transportation Department, to be payable from the Miscellaneous Agencies Fund
29 Account, for road and bridge repair, maintenance, and grants for damages
30 resulting from trucks and other heavy machinery used in the extraction of
31 natural gas, by the Arkansas State Highway and Transportation Department for
32 the fiscal year ending June 30, 2011, the following:
33

ITEM	FISCAL YEAR
NO.	2010-2011
(01) ROAD AND BRIDGE REPAIR, MAINTENANCE,	



1 thousand dollars (\$675,000).
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3 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
5 FORWARD OF FUNDS. Any unexpended balance of funds remaining in the
6 Miscellaneous Agencies Fund Account as allocated for the line item
7 appropriation Road and Bridge Repair, Maintenance, and Grants to Political
8 Subdivisions made in this Act which remains at the end of a fiscal year shall
9 be carried forward into the next fiscal year and made available for the same
10 purposes.

11 Any carry forward of unexpended balance of funding as authorized herein, may
12 be carried forward under the following conditions:

13 (1) Prior to June 30, 2011 the Agency shall by written statement set forth
14 its reason(s) for the need to carry forward said funding to the Department of
15 Finance and Administration Office of Budget;

16 (2) The Department of Finance and Administration Office of Budget shall
17 report to the Arkansas Legislative Council all amounts carried forward by the
18 September Arkansas Legislative Council or Joint Budget Committee meeting
19 which report shall include the name of the Agency, Board, Commission or
20 Institution and the amount of funding carried forward, the program name or
21 line item, the funding source and a copy of the written request set forth in
22 (1) above;

23 (3) Each Agency, Board, Commission or Institution shall provide a written
24 report to the Arkansas Legislative Council or Joint Budget Committee
25 containing all information set forth in item (2) above, along with a written
26 statement as to the current status of the project, contract, purpose etc. for
27 which the carry forward was originally requested no later than thirty (30)
28 days prior to the time the Agency, Board, Commission or Institution presents
29 its budget request to the Arkansas Legislative Council/Joint Budget
30 Committee; and

31 (4) Thereupon, the Department of Finance and Administration shall include
32 all information obtained in item (3) above in the budget manuals and/or a
33 statement of non-compliance by the Agency, Board, Commission or Institution.
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35 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
36 by this act shall be limited to the appropriation for such agency and funds

1 made available by law for the support of such appropriations; and the
2 restrictions of the State Procurement Law, the General Accounting and
3 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
4 Procedures and Restrictions Act, or their successors, and other fiscal
5 control laws of this State, where applicable, and regulations promulgated by
6 the Department of Finance and Administration, as authorized by law, shall be
7 strictly complied with in disbursement of said funds.

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

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18 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General
19 Assembly, that the Constitution of the State of Arkansas prohibits the
20 appropriation of funds for more than a one (1) year period; that the
21 effectiveness of this Act on July 1, 2010 is essential to the operation of
22 the agency for which the appropriations in this Act are provided, and that in
23 the event of an extension of the legislative session, the delay in the
24 effective date of this Act beyond July 1, 2010 could work irreparable harm
25 upon the proper administration and provision of essential governmental
26 programs. Therefore, an emergency is hereby declared to exist and this Act
27 being necessary for the immediate preservation of the public peace, health
28 and safety shall be in full force and effect from and after July 1, 2010.