

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

# A Bill

SENATE BILL 226

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS STATE  
10 HIGHWAY AND TRANSPORTATION DEPARTMENT; AND FOR  
11 OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE ARKANSAS STATE HIGHWAY AND  
15 TRANSPORTATION DEPARTMENT REAPPROPRIATION.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the  
22 Arkansas State Highway and Transportation Department, to be payable from the  
23 General Improvement Fund or its successor fund or fund accounts, for the  
24 Arkansas State Highway and Transportation Department the following:

25 (A) Effective July 1, 2011, the balance of the appropriation provided  
26 in Item (A) Section 1 of Act 288 of 2010, for grants to counties and  
27 municipalities for operating, construction, improvements, renovation and  
28 maintenance of public roadways, in a sum not to exceed.....\$29,345.  
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30 (B) Effective July 1, 2011, the balance of the appropriation provided  
31 in Item (B) Section 1 of Act 288 of 2010, for construction and renovations of  
32 the Tourist Information Bureaus at Blytheville, West Memphis and Lake  
33 Village, in a sum not to exceed.....\$702,045.  
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35 (C) Effective July 1, 2011, the balance of the appropriation provided  
36 in Item (C) Section 1 of Act 288 of 2010, for grants for infrastructure



1 needs, in a sum not to exceed.....\$30,000.

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3 (D) Effective July 1, 2011, the balance of the appropriation provided  
4 in Item (D) Section 1 of Act 288 of 2010, for intermodal facilities and  
5 infrastructure projects, in a sum not to exceed.....\$40,000.

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7 (E) Effective July 1, 2011, the balance of the appropriation provided  
8 in Item (E) Section 1 of Act 288 of 2010, for repairs, draining and various  
9 renovations, in a sum not to exceed.....\$83,603.

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11 (F) Effective July 1, 2011, the balance of the appropriation provided  
12 in Item (F) Section 1 of Act 288 of 2010, for state assistance including  
13 repairs, construction, and maintenance for state highways, in a sum not to  
14 exceed.....\$170,000.

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16 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
17 obligations otherwise incurred in relation to the project or projects  
18 described herein in excess of the State Treasury funds actually available  
19 therefor as provided by law. Provided, however, that institutions and  
20 agencies listed herein shall have the authority to accept and use grants and  
21 donations including Federal funds, and to use its unobligated cash income or  
22 funds, or both available to it, for the purpose of supplementing the State  
23 Treasury funds for financing the entire costs of the project or projects  
24 enumerated herein. Provided further, that the appropriations and funds  
25 otherwise provided by the General Assembly for Maintenance and General  
26 Operations of the agency or institutions receiving appropriation herein shall  
27 not be used for any of the purposes as appropriated in this act.

28 (B) The restrictions of any applicable provisions of the State  
29 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
30 Revenue Stabilization Law and any other applicable fiscal control laws of  
31 this State and regulations promulgated by the Department of Finance and  
32 Administration, as authorized by law, shall be strictly complied with in  
33 disbursement of any funds provided by this act unless specifically provided  
34 otherwise by law.

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36 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General

1 Assembly that any funds disbursed under the authority of the appropriations  
2 contained in this act shall be in compliance with the stated reasons for  
3 which this act was adopted, as evidenced by the Agency Requests, Executive  
4 Recommendations and Legislative Recommendations contained in the budget  
5 manuals prepared by the Department of Finance and Administration, letters, or  
6 summarized oral testimony in the official minutes of the Arkansas Legislative  
7 Council or Joint Budget Committee which relate to its passage and adoption.  
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9 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
10 Assembly, that the Constitution of the State of Arkansas prohibits the  
11 appropriation of funds for more than a one (1) year period; that the  
12 effectiveness of this Act on July 1, 2011 is essential to the operation of  
13 the agency for which the appropriations in this Act are provided, and that in  
14 the event of an extension of the legislative session, the delay in the  
15 effective date of this Act beyond July 1, 2011 could work irreparable harm  
16 upon the proper administration and provision of essential governmental  
17 programs. Therefore, an emergency is hereby declared to exist and this Act  
18 being necessary for the immediate preservation of the public peace, health  
19 and safety shall be in full force and effect from and after July 1, 2011.  
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