

1 State of Arkansas
2 88th General Assembly
3 Fiscal Session, 2012
4

A Bill

SENATE BILL 26

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, 2012, the balance of the appropriation provided
26 in Item (B) Section 1 of Act 708 of 2011, for construction and renovations of
27 the Tourist Information Bureaus at Blytheville, West Memphis, Helena-West
28 Helena, and Lake Village, in a sum not to exceed.....\$676,712.

29 (B) Effective July 1, 2012, the balance of the appropriation provided
30 in Item (C) Section 1 of Act 708 of 2011, for grants for infrastructure
31 needs, in a sum not to exceed.....\$30,000.

32 (C) Effective July 1, 2012, the balance of the appropriation provided
33 in Item (D) Section 1 of Act 708 of 2011, for intermodal facilities and
34 infrastructure projects, in a sum not to exceed.....\$40,000.

35 (D) Effective July 1, 2012, the balance of the appropriation provided
36 in Item (F) Section 1 of Act 708 of 2011, for state assistance including



1 repairs, construction, and maintenance for state highways, in a sum not to
2 exceed.....\$170,000.

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4 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
5 obligations otherwise incurred in relation to the project or projects
6 described herein in excess of the State Treasury funds actually available
7 therefor as provided by law. Provided, however, that institutions and
8 agencies listed herein shall have the authority to accept and use grants and
9 donations including Federal funds, and to use its unobligated cash income or
10 funds, or both available to it, for the purpose of supplementing the State
11 Treasury funds for financing the entire costs of the project or projects
12 enumerated herein. Provided further, that the appropriations and funds
13 otherwise provided by the General Assembly for Maintenance and General
14 Operations of the agency or institutions receiving appropriation herein shall
15 not be used for any of the purposes as appropriated in this act.

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

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

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33 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
34 Assembly, that the Constitution of the State of Arkansas prohibits the
35 appropriation of funds for more than a one (1) year period; that the
36 effectiveness of this Act on July 1, 2012 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 legislative session, the delay in the effective date of this Act beyond July 1, 2012 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, 2012.

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