1	State of Arkansas	A Bill		
2	88th General Assembly	A DIII		
3	Fiscal Session, 2012		SENATE BILL 40	
4				
5	By: Joint Budget Committee			
6				
7	For An Act To Be Entitled			
8	AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL			
9		IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS REAL		
10	ESTATE COMMISSION - CAPITAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.			
11	AND FOR	OTHER PURPOSES.		
12				
13 14		Subtitle		
15	AN ACT FOR THE ARKANSAS REAL ESTATE			
16	COMMISSION - CAPITAL IMPROVEMENT PROJECTS			
17	REAPPROPRIATION.			
18				
19				
20	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF A	RKANSAS:	
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22	SECTION 1. REAP	PROPRIATION - CAPITAL IMPROVEMENT I	PROJECTS. There is	
23	hereby appropriated, to the Arkansas Real Estate Commission, to be payable			
24	from the cash fund deposited in the State Treasury as determined by the Chief			
25	Fiscal Officer of the State, for the Arkansas Real Estate Commission the			
26	following:			
27	(A) Effective J	uly 1, 2012, the balance of the app	propriation provided	
28	in Item (A) Section 1 of Act 543 of 2011, for major maintenance, renovation,			
29	and repair to buildin	g and grounds, in a sum not to exce	eed\$475,000.	
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31	SECTION 2. DISB	URSEMENT CONTROLS. (A) No contract	t may be awarded nor	
32	obligations otherwise incurred in relation to the project or projects			
33	described herein in excess of the State Treasury funds actually available			
34	therefor as provided by law. Provided, however, that institutions and			
35	agencies listed herein shall have the authority to accept and use grants and			
36	donations including Fo	ederal funds, and to use its unobli	igated cash income or	

- 1 funds, or both available to it, for the purpose of supplementing the State
- 2 Treasury funds for financing the entire costs of the project or projects
- 3 enumerated herein. Provided further, that the appropriations and funds
- 4 otherwise provided by the General Assembly for Maintenance and General
- 5 Operations of the agency or institutions receiving appropriation herein shall
- 6 not be used for any of the purposes as appropriated in this act.
- 7 (B) The restrictions of any applicable provisions of the State
- 8 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
- 9 Revenue Stabilization Law and any other applicable fiscal control laws of
- 10 this State and regulations promulgated by the Department of Finance and
- 11 Administration, as authorized by law, shall be strictly complied with in
- 12 disbursement of any funds provided by this act unless specifically provided
- 13 otherwise by law.

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

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- SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
- 25 Assembly, that the Constitution of the State of Arkansas prohibits the
- 26 appropriation of funds for more than a one (1) year period; that the
- 27 effectiveness of this Act on July 1, 2012 is essential to the operation of
- 28 the agency for which the appropriations in this Act are provided, and that in
- 29 the event of an extension of the legislative session, the delay in the
- 30 <u>effective date of this Act beyond July 1, 2012 could work irreparable harm</u>
- 31 upon the proper administration and provision of essential governmental
- 32 programs. Therefore, an emergency is hereby declared to exist and this Act
- 33 being necessary for the immediate preservation of the public peace, health
- 34 and safety shall be in full force and effect from and after July 1, 2012.

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