

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

# A Bill

SENATE BILL 42

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 SECRETARY OF  
10 STATE; AND FOR OTHER PURPOSES.  
11

## Subtitle

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13 AN ACT FOR THE SECRETARY OF STATE  
14 REAPPROPRIATION.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the  
21 Secretary of State, to be payable from the General Improvement Fund or its  
22 successor fund or fund accounts, for the Secretary of State the following:

23 (A) Effective July 1, 2012, the balance of the appropriation provided  
24 in Item (A) Section 1 of Act 63 of 2011, for construction of Phase II of the  
25 Arkansas Fallen Firefighters' Memorial on the State Capitol grounds, in a sum  
26 not to exceed.....\$4,948.

27 (B) Effective July 1, 2012, the balance of the appropriation provided  
28 in Item (F) Section 1 of Act 63 of 2011, for construction, site preparation  
29 and maintenance of the Arkansas Fallen Firefighters' Memorial on the State  
30 Capitol Grounds, in a sum not to exceed.....\$50,000.

31 (C) Effective July 1, 2012, the balance of the appropriation provided  
32 in Item (A) Section 1 of Act 318 of 2011, for an upgrade of the existing  
33 electrical distribution system, in a sum not to exceed.....\$421,781.

34 (D) Effective July 1, 2012, the balance of the appropriation provided  
35 in Item (B) Section 1 of Act 318 of 2011, for the continuation of heating,  
36 ventilation, and air conditioning upgrades for the North End of the State



1 Capitol Building, in a sum not to exceed.....\$4,190,568.

2 (E) Effective July 1, 2012, the balance of the appropriation provided  
3 in Item (C) Section 1 of Act 318 of 2011, for an equipment upgrade of the  
4 existing fire alarm system for the State Capitol Building, in a sum not to  
5 exceed.....\$193,446.

6 (F) Effective July 1, 2012, the balance of the appropriation provided  
7 in Item (D) Section 1 of Act 318 of 2011, for replacement of damaged  
8 sidewalks, addition of lighting to unlit or dark areas, an upgrade of the  
9 irrigation system, and landscaping and plantings for the North Entry  
10 Promenade I and II of the State Capitol Grounds, in a sum not to exceed  
11 .....\$542,596.

12 (G) Effective July 1, 2012, the balance of the appropriation provided  
13 in Item (E) Section 1 of Act 318 of 2011, for "Green" initiatives for the  
14 State Capitol building, facilities, buildings and grounds including  
15 ventilation system cleaning, energy efficiencies and assessments, analyses  
16 and consulting services, recycling programs and/or related construction,  
17 renovation and equipping, in a sum not to exceed.....\$175,000.

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19 SECTION 2. REAPPROPRIATION. There is hereby appropriated, to the  
20 Secretary of State, to be payable from the Arkansas Natural and Cultural  
21 Resources Grant and Trust Fund, for the Secretary of State the following:

22 (A) Effective July 1, 2012, the balance of the appropriation provided  
23 in Sections 30 and 34 of Act 692 of 2011, for the acquisition, management,  
24 stewardship or preservation of state owned lands, historic sites, buildings,  
25 structures or objects, in a sum not to exceed.....\$418,158.

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27 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
28 obligations otherwise incurred in relation to the project or projects  
29 described herein in excess of the State Treasury funds actually available  
30 therefor as provided by law. Provided, however, that institutions and  
31 agencies listed herein shall have the authority to accept and use grants and  
32 donations including Federal funds, and to use its unobligated cash income or  
33 funds, or both available to it, for the purpose of supplementing the State  
34 Treasury funds for financing the entire costs of the project or projects  
35 enumerated herein. Provided further, that the appropriations and funds  
36 otherwise provided by the General Assembly for Maintenance and General

1 Operations of the agency or institutions receiving appropriation herein shall  
2 not be used for any of the purposes as appropriated in this act.

3 (B) The restrictions of any applicable provisions of the State  
4 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
5 Revenue Stabilization Law and any other applicable fiscal control laws of  
6 this State and regulations promulgated by the Department of Finance and  
7 Administration, as authorized by law, shall be strictly complied with in  
8 disbursement of any funds provided by this act unless specifically provided  
9 otherwise by law.

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11 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General  
12 Assembly that any funds disbursed under the authority of the appropriations  
13 contained in this act shall be in compliance with the stated reasons for  
14 which this act was adopted, as evidenced by the Agency Requests, Executive  
15 Recommendations and Legislative Recommendations contained in the budget  
16 manuals prepared by the Department of Finance and Administration, letters, or  
17 summarized oral testimony in the official minutes of the Arkansas Legislative  
18 Council or Joint Budget Committee which relate to its passage and adoption.

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20 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
21 Assembly, that the Constitution of the State of Arkansas prohibits the  
22 appropriation of funds for more than a one (1) year period; that the  
23 effectiveness of this Act on July 1, 2012 is essential to the operation of  
24 the agency for which the appropriations in this Act are provided, and that in  
25 the event of an extension of the legislative session, the delay in the  
26 effective date of this Act beyond July 1, 2012 could work irreparable harm  
27 upon the proper administration and provision of essential governmental  
28 programs. Therefore, an emergency is hereby declared to exist and this Act  
29 being necessary for the immediate preservation of the public peace, health  
30 and safety shall be in full force and effect from and after July 1, 2012.