

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

SENATE BILL 276

By: Senator Irvin

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR THE STATE AID
STREET SYSTEM FOR THE ARKANSAS STATE HIGHWAY AND
TRANSPORTATION DEPARTMENT WHICH SHALL BE SUPPLEMENTAL
AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT
230 OF 2012; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE ARKANSAS STATE HIGHWAY AND
TRANSPORTATION DEPARTMENT - STATE AID
STREET SYSTEM SUPPLEMENTAL APPROPRIATION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. APPROPRIATION - STATE AID STREETS. There is hereby
appropriated, to the Arkansas State Highway and Transportation Department, to
be payable from the State Aid Street Fund, for construction, reconstruction,
and improvement of roads and expenses of state aid for municipalities in the
State Aid Street System as authorized by Arkansas Code Title 27, Chapter 72,
for transfer of engineering and other expenses to the State Highway and
Transportation Department Fund, and for refunds to municipalities, of the
Arkansas State Highway and Transportation Department which shall be
supplemental and in addition to those funds appropriated in Act 230 of 2012,
the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>

(01) CONSTRUCTION, RECONSTRUCTION, AND



1 IMPROVEMENT OF ROADS AND
2 EXPENSES OF STATE AID FOR
3 MUNICIPALITIES IN THE STATE AID
4 STREET SYSTEM AS AUTHORIZED BY
5 ARKANSAS CODE TITLE 27, CHAPTER
6 72, FOR TRANSFER OF ENGINEERING
7 AND OTHER EXPENSES TO THE STATE
8 HIGHWAY AND TRANSPORTATION
9 DEPARTMENT FUND, AND FOR
10 REFUNDS TO MUNICIPALITIES \$15,000,000

11
12 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
13 authorized by this act shall be limited to the appropriation for such agency
14 and funds made available by law for the support of such appropriations; and
15 the restrictions of the State Procurement Law, the General Accounting and
16 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
17 Procedures and Restrictions Act, or their successors, and other fiscal
18 control laws of this State, where applicable, and regulations promulgated by
19 the Department of Finance and Administration, as authorized by law, shall be
20 strictly complied with in disbursement of said funds.

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

30
31 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
32 Assembly, that by a vote of the People a constitutional amendment was passed
33 on the 6th day of November, 2012, transferring one cent per gallon from
34 revenues distributed under the Arkansas Highway Revenue Distribution Law from
35 the proceeds derived from existing motor fuel taxes and distillate fuel taxes
36 and permanently dedicating the revenues to the State Street Aid Fund; that

1 since the certification of that vote the fund has been accumulating revenues
2 from the mandated transfer of the one cent per gallon tax; and that a delay
3 in the effective date of this Act could work irreparable harm upon the proper
4 administration and provision of essential governmental programs. Therefore,
5 an emergency is hereby declared to exist and this Act being necessary for the
6 immediate preservation of the public peace, health and safety shall be in
7 full force and effect from and after the date of its passage and approval.

8 If the bill is neither approved nor vetoed by the Governor, it shall
9 become effective on the expiration of the period of time during which the
10 Governor may veto the bill. If the bill is vetoed by the Governor and the
11 veto is overridden, it shall become effective on the date the last house
12 overrides the veto.