

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

SENATE BILL 426

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 FINANCE AND ADMINISTRATION - BUILDING AUTHORITY
10 DIVISION FOR CAPITAL IMPROVEMENT PROJECTS; AND FOR
11 OTHER PURPOSES.
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Subtitle

14 AN ACT FOR THE DEPARTMENT OF FINANCE AND
15 ADMINISTRATION - BUILDING AUTHORITY
16 DIVISION CAPITAL IMPROVEMENT
17 APPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - CAPITAL PROJECTS. There is hereby
24 appropriated, to the Department of Finance and Administration - Building
25 Authority Division, to be payable from the Development and Enhancement Fund,
26 the following:

27 (A) for various maintenance, renovation, equipping, construction,
28 acquisition, improvement, upgrade and repair projects for all state-owned
29 real property and facilities, in a sum not to exceed\$160,000,000.

30 (B) for major maintenance, renovation, repair or construction work to
31 provide contingency appropriation for capital projects, in a sum not to
32 exceed\$50,000,000.

33 (C) for information technology enhancement, innovation, operation,
34 equipping, consolidation, incentive, construction, repair, expansion, major
35 maintenance, improvement, replacement, and/or upgrade to the state's existing
36 technology, as well as the development and implementation of new projects, in



1 a sum not to exceed\$50,000,000.

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

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

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

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32 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
33 Assembly, that the Constitution of the State of Arkansas prohibits the
34 appropriation of funds for more than a one (1) year period; that the
35 effectiveness of this Act on July 1, 2019 is essential to the operation of
36 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the legislative session, the delay in the
2 effective date of this Act beyond July 1, 2019 could work irreparable harm
3 upon the proper administration and provision of essential governmental
4 programs. Therefore, an emergency is hereby declared to exist and this Act
5 being necessary for the immediate preservation of the public peace, health
6 and safety shall be in full force and effect from and after July 1, 2019.

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