

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

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**For An Act To Be Entitled**

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"AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL

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IMPROVEMENT APPROPRIATIONS FOR THE STATE MILITARY

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DEPARTMENT; AND FOR OTHER PURPOSES."

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**Subtitle**

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"AN ACT FOR THE STATE MILITARY

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DEPARTMENT REAPPROPRIATION."

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

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18 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
19 appropriated, to the State Military Department, to be payable from the  
20 General Improvement Fund or its successor fund or fund accounts, for the  
21 State Military Department, the following:

22 (A) Effective July 1, 1995, the balance of the appropriation provided  
23 in Item (A) of Section 1 of Act 869 of 1993, for renovation of the sanitary  
24 sewer at Camp Robinson, in a sum not to exceed ..... \$93,198.

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26 (B) Effective July 1, 1995, the balance of the appropriation provided  
27 in Item (H) of Section 1 of Act 869 of 1993, for the construction of a  
28 Multi-Unit Armory Facility at Camp Robinson, in a sum not to  
29 exceed ..... \$991,501.

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31 SECTION 2. REAPPROPRIATION - FEDERAL. There is hereby appropriated, to  
32 the State Military Department, to be payable from the federal funds as  
33 designated by the Chief Fiscal Officer of the State, for the State Military  
34 Department, the following:

35 (A) Effective July 1, 1995, the balance of the appropriation provided

1 in Item (A) of Section 2 of Act 869 of 1993, for renovation of the Sanitary  
2 Sewer at Camp Robinson, in a sum not to exceed ..... \$3,226,781.

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4 (B) Effective July 1, 1995, the balance of the appropriation provided  
5 in Item (B) of Section 2 of Act 869 of 1993, for construction of a Multi-Unit  
6 Armory Facility at Camp Robinson, in a sum not to exceed.....\$2,900,292.

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8 SECTION 3. REAPPROPRIATION. There is hereby appropriated, to the State  
9 Military Department, to be payable from the Armory Construction Fund, for the  
10 State Military Department, the following:

11 (A) Effective June 23, 1995, the balance of the appropriation provided  
12 in Item (A) of Section 2 of Act 632 of 1993, for repair, construction,  
13 renovation, landscaping and maintenance of armories, hangers, and other  
14 properties held for the use and benefit of the Arkansas National Guard, in a  
15 sum not to exceed ..... \$136,196.

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17 SECTION 4. REAPPROPRIATION. There is hereby appropriated, to the State  
18 Military Department, to be payable from the State Military Department Fund,  
19 for the State Military Department, the following:

20 (A) Effective July 1, 1995, the balance of the appropriation provided  
21 in Item (05) of Section 2 of Act 48 of the 2nd Extraordinary Session of the  
22 79th General Assembly, for the purchase/construction of barracks facilities  
23 for the Civilian Student Training Program, in a sum not to  
24 exceed ..... \$638,049.

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26 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
27 obligations otherwise incurred in relation to the project or projects  
28 described herein in excess of the State Treasury funds actually available  
29 therefor as provided by law. Provided, however, that institutions and  
30 agencies listed herein shall have the authority to accept and use grants and  
31 donations including Federal funds, and to use its unobligated cash income or  
32 funds, or both available to it, for the purpose of supplementing the State  
33 Treasury funds for financing the entire costs of the project or projects  
34 enumerated herein. Provided further, that the appropriations and funds  
35 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) Any restrictions contained in the Acts enumerated in the  
4 reappropriation sections of this Act, the restrictions of any applicable  
5 provisions of the State Purchasing Law, the General Accounting and Budgetary  
6 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal  
7 control laws of this State and regulations promulgated by the Department of  
8 Finance and Administration, as authorized by law, shall be strictly complied  
9 with in disbursement of any funds provided by this Act unless specifically  
10 provided otherwise by law.

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12 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
13 Assembly that any funds disbursed under the authority of the appropriations  
14 contained in this Act shall be in compliance with the stated reasons for  
15 which this Act was adopted, as evidenced by the Agency Requests, Executive  
16 Recommendations and Legislative Recommendations contained in the budget  
17 manuals prepared by the Department of Finance and Administration, letters, or  
18 summarized oral testimony in the official minutes of the Arkansas Legislative  
19 Council or Joint Budget Committee which relate to its passage and adoption.

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21 SECTION 7. CODE. All provisions of this Act of a general and  
22 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
23 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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25 SECTION 8. SEVERABILITY. If any provision of this Act or the  
26 application thereof to any person or circumstance is held invalid, such  
27 invalidity shall not affect other provisions or applications of the Act which  
28 can be given effect without the invalid provision or application, and to this  
29 end the provisions of this Act are declared to be severable.

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31 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict  
32 with this Act are hereby repealed.

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34 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by  
35 the Eightieth General Assembly, that the Constitution of the State of

1 Arkansas prohibits the appropriation of funds for more than a two (2) year  
2 period; that previous General Assemblies have provided appropriations for the  
3 projects provided or enumerated in this act; that certain appropriations will  
4 expire before the adjournment of the General Assembly; and that if such  
5 appropriations expire, the projects and programs authorized herein will cease  
6 thereby depriving the citizens of the State of the benefits to be derived  
7 from such projects. Therefore, an emergency is hereby declared to exist and  
8 this Act being necessary for the immediate preservation of the public peace,  
9 health and safety shall be in full force and effect from and after the date  
10 of its passage and approval.

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