

Stricken language will be deleted and underlined language will be added.

State of Arkansas
94th General Assembly
Regular Session, 2023

A Bill

HOUSE BILL 1374

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE SECRETARY OF
STATE; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE SECRETARY OF STATE
REAPPROPRIATION.

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

SECTION 1. REAPPROPRIATION - CAPITAL IMPROVEMENT PROJECTS. There is hereby appropriated, to the Secretary of State, to be payable from the Development and Enhancement Fund, for the Secretary of State the following:

(A) Effective July 1, 2023, the balance of the appropriation provided in Item (A) of Section 1 of Act 96 of 2022, for construction, site preparation and maintenance of the Arkansas Fallen Firefighters' Memorial on the State Capitol Grounds or for upkeep, maintenance, preservation and repair of all Monuments and Memorials on the grounds of the State Capitol, in a sum not to exceed\$2,025.

(B) Effective July 1, 2023, the balance of the appropriation provided in Item (B) of Section 1 of Act 96 of 2022, for replacement of voting machine equipment - statewide, in a sum not to exceed\$15,000,000.

(C) Effective July 1, 2023, the balance of the appropriation provided in Item (C) of Section 1 of Act 96 of 2022, for HVAC upgrade to North End of State Capitol building, in a sum not to exceed\$6,500,000.

(D) Effective July 1, 2023, the balance of the appropriation provided in Item (D) of Section 1 of Act 96 of 2022, for roof and window repair of the



State Capitol building, in a sum not to exceed\$2,500,000.

(E) Effective July 1, 2023, the balance of the appropriation provided in Item (E) of Section 1 of Act 96 of 2022, for asphalt resurfacing, replacement of damaged sidewalks and curbs, addition of lighting to unlit or dark areas, an upgrade of the irrigation system, and landscaping and plantings for the North Entry Promenade I & II of the State Capitol Grounds, in a sum not to exceed\$538,112.

(F) Effective July 1, 2023, the balance of the appropriation provided in Item (F) of Section 1 of Act 96 of 2022, for drains and storm water system renovations of the State Capitol Grounds, in a sum not to exceed ...\$483,000.

(G) Effective July 1, 2023, the balance of the appropriation provided in Item (G) of Section 1 of Act 96 of 2022, for interior plumbing and sump pump replacement for the State Capitol building, in a sum not to exceed\$108,393.

(H) Effective July 1, 2023, the balance of the appropriation provided in Item (H) of Section 1 of Act 96 of 2022, for electrical panel replacement in the State Capitol building, in a sum not to exceed\$212,980.

(I) Effective July 1, 2023, the balance of the appropriation provided in Item (I) of Section 1 of Act 96 of 2022, for expenses for State Capitol as-built drawings, in a sum not to exceed\$250,000.

(J) Effective July 1, 2023, the balance of the appropriation provided in Item (J) of Section 1 of Act 96 of 2022, for "Green" Initiatives for the State Capitol building, facilities and grounds including ventilation system cleaning, energy efficiency improvements and assessment, analysis and consulting services, recycling programs and/or related construction, renovation and equipping of and/or conversion to or purchase of Compressed Natural Gas vehicles and equipment including installation of a refueling station, in a sum not to exceed\$1,500,000.

(K) Effective July 1, 2023, the balance of the appropriation provided in Item (K) of Section 1 of Act 96 of 2022, for stone restoration, cleaning and repointing on the East Side of the State Capitol building, in a sum not to exceed\$3,500,000.

(L) Effective July 1, 2023, the balance of the appropriation provided in Item (L) of Section 1 of Act 96 of 2022, for Business and Commercial Services System Update, in a sum not to exceed\$4,000,000.

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

(A) Effective July 1, 2023, the balance of the appropriation provided in Section 24 of Act 196 of 2022, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed\$1,126,271.

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

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

SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative

Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2023 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2023 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2023.