

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

A Bill

HOUSE BILL 1013

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 ARKANSAS
10 BUILDING AUTHORITY; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 AN ACT FOR THE ARKANSAS BUILDING AUTHORITY
14 REAPPROPRIATION.
15
16
17

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
19

20 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby
21 appropriated, to the Arkansas Building Authority, to be payable from the
22 General Improvement Fund or its successor fund or fund accounts, for the
23 Arkansas Building Authority the following:

24 (A) Effective July 1, 2012, the balance of the appropriation provided
25 in Item (A) Section 2 of Act 85 of 2011, for maintenance, renovation,
26 equipping, construction, acquisition, improvement, upgrade and repair
27 projects for all state-owned real property and facilities, in a sum not to
28 exceed.....\$14,390,377.

29 (B) Effective July 1, 2012, the balance of the appropriation provided
30 in Item (A) Section 1 of Act 541 of 2011, for maintenance, renovation,
31 equipping, construction, acquisition, improvement, upgrade and repair
32 projects for all state-owned real property and facilities, in a sum not to
33 exceed.....\$25,000,000.
34

35 SECTION 2. REAPPROPRIATION - CRITICAL MAINTENANCE. There is hereby
36 appropriated, to the Arkansas Building Authority, to be payable from the



1 Arkansas Building Authority Maintenance Fund, for the Arkansas Building
2 Authority the following:

3 (A) Effective July 1, 2012, the balance of the appropriation provided
4 in Item (A) Section 1 of Act 85 of 2011, for critical maintenance of various
5 state buildings, in a sum not to exceed.....\$5,857,154.
6

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

19 (B) The restrictions of any applicable provisions of the State
20 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
21 Revenue Stabilization Law and any other applicable fiscal control laws of
22 this State and regulations promulgated by the Department of Finance and
23 Administration, as authorized by law, shall be strictly complied with in
24 disbursement of any funds provided by this act unless specifically provided
25 otherwise by law.
26

27 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
28 Assembly that any funds disbursed under the authority of the appropriations
29 contained in this act shall be in compliance with the stated reasons for
30 which this act was adopted, as evidenced by the Agency Requests, Executive
31 Recommendations and Legislative Recommendations contained in the budget
32 manuals prepared by the Department of Finance and Administration, letters, or
33 summarized oral testimony in the official minutes of the Arkansas Legislative
34 Council or Joint Budget Committee which relate to its passage and adoption.
35

36 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the
2 appropriation of funds for more than a one (1) year period; that the
3 effectiveness of this Act on July 1, 2012 is essential to the operation of
4 the agency for which the appropriations in this Act are provided, and that in
5 the event of an extension of the legislative session, the delay in the
6 effective date of this Act beyond July 1, 2012 could work irreparable harm
7 upon the proper administration and provision of essential governmental
8 programs. Therefore, an emergency is hereby declared to exist and this Act
9 being necessary for the immediate preservation of the public peace, health
10 and safety shall be in full force and effect from and after July 1, 2012.

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36