

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

# A Bill

SENATE BILL 89

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE SECRETARY OF  
11 STATE; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

15 AN ACT FOR THE SECRETARY OF STATE  
16 REAPPROPRIATION.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby  
22 appropriated, to the Secretary of State, to be payable from the General  
23 Improvement Fund or its successor fund or fund accounts, for the Secretary of  
24 State, the following:

25 (A) Effective July 1, 2003, the balance of the appropriation provided in  
26 Item (C) of Section 1 of Act 107 of 2001, for the purchase and installation  
27 of an enhanced communication system for the State Capitol Police, in a sum  
28 not to exceed .....\$26,685.

29 (B) Effective July 1, 2003, the balance of the appropriation provided in  
30 Item (F) of Section 1 of Act 107 of 2001, for lightning protection for the  
31 State Capitol, Capitol Hill Building and the Boiler Building (Grounds  
32 Maintenance Shop), in a sum not to exceed .....\$75,000.

33 (C) Effective July 1, 2003, the balance of the appropriation provided in  
34 Item (H) of Section 1 of Act 107 of 2001, for repair of Confederate Monument  
35 bases, in a sum not to exceed .....\$8,000.

36 (D) Effective July 1, 2003, the balance of the appropriation provided in



1 Item (I) of Section 1 of Act 107 of 2001, for emergency repairs for  
2 unexpected problems or catastrophes that might occur at the Capitol, the  
3 Capitol Hill Building, and the Boiler Room which might include equipment  
4 failures, storm damage, water and sewer pipe failure, in a sum not to exceed  
5 .....\$9,697.

6 (E) Effective July 1, 2003, the balance of the appropriation provided in  
7 Item (J) of Section 1 of Act 107 of 2001, for the installation of a fire  
8 alarm system in the State Capitol Building, in a sum not to exceed ...\$1,871.

9 (F) Effective July 1, 2003, the balance of the appropriation provided in  
10 Item (L) of Section 1 of Act 107 of 2001, for restoration of the Supreme  
11 Court Chamber in the State Capitol Building, including upgrading the  
12 mechanical and electrical systems, in a sum not to exceed .....\$34,433.

13 (G) Effective July 1, 2003, the balance of the appropriation provided in  
14 Item (O) of Section 1 of Act 107 of 2001, for Phase IV of the Heating,  
15 Ventilation, and Air Conditioning (HVAC) project for the State Capitol  
16 Building, in a sum not to exceed .....\$98,136.

17 (H) Effective July 1, 2003, the balance of the appropriation provided in  
18 Item (P) of Section 1 of Act 107 of 2001, for major building and grounds  
19 repairs/replacements to include replacement of irrigation main lines, roof  
20 repairs, repointing and repair of porticos, in a sum not to exceed ..\$39,136.

21 (I) Effective July 1, 2003, the balance of the appropriation provided in  
22 Item (A) of Section 1 of Act 576 of 2001, for expenses associated with the  
23 replacement of the HVAC equipment in the Arkansas Senate facilities, in a sum  
24 not to exceed .....\$73,525.

25 (J) Effective July 1, 2003, the balance of the appropriation provided in  
26 Item (A) of Section 1 of Act 1270 of 2001, for main sewer drain line  
27 replacement, in a sum not to exceed .....\$1,121,513.

28 (K) Effective July 1, 2003, the balance of the appropriation provided in  
29 Item (E) of Section 1 of Act 1270 of 2001, for major building and grounds  
30 repair/replacement to include, improvements to irrigation lines, sidewalks,  
31 steps, curbs, building entrances, exterior limestone preservation, roofing  
32 repairs, electrical repairs/replacements, building doors and windows repair  
33 and replacement, related asbestos abatement work and other related projects,  
34 in a sum not to exceed .....\$476,287.

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36 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor

1 obligations otherwise incurred in relation to the project or projects  
 2 described herein in excess of the State Treasury funds actually available  
 3 therefor as provided by law. Provided, however, that institutions and  
 4 agencies listed herein shall have the authority to accept and use grants and  
 5 donations including Federal funds, and to use its unobligated cash income or  
 6 funds, or both available to it, for the purpose of supplementing the State  
 7 Treasury funds for financing the entire costs of the project or projects  
 8 enumerated herein. Provided further, that the appropriations and funds  
 9 otherwise provided by the General Assembly for Maintenance and General  
 10 Operations of the agency or institutions receiving appropriation herein shall  
 11 not be used for any of the purposes as appropriated in this act.

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

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

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 28 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
 29 Assembly, that the Constitution of the State of Arkansas prohibits the  
 30 appropriation of funds for more than a two (2) year period; that previous  
 31 General Assemblies have provided appropriations for the projects provided or  
 32 enumerated in this act; that certain appropriations will expire before the  
 33 adjournment of the General Assembly; and that if such appropriations expire,  
 34 the projects and programs authorized herein will cease thereby depriving the  
 35 citizens of the State of the benefits to be derived from such projects.  
 36 Therefore, an emergency is hereby declared to exist and this Act being

1 necessary for the immediate preservation of the public peace, health and  
2 safety shall be in full force and effect from and after the date of its  
3 passage and approval. If the bill is neither approved nor vetoed by the  
4 Governor, it shall become effective on the expiration of the period of time  
5 during which the Governor may veto the bill. If the bill is vetoed by the  
6 Governor and the veto is overridden, it shall become effective on the date  
7 the last house overrides the veto.

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