

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

Call Item 11

A Bill

HOUSE BILL 1012

5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF FINANCE AND ADMINISTRATION - DISBURSING
11 OFFICER FOR FARM RECEIPTS REPLACEMENT; AND FOR
12 OTHER PURPOSES.
13
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Subtitle

15 AN ACT FOR THE DEPARTMENT OF FINANCE
16 AND ADMINISTRATION - DISBURSING OFFICER
17 GENERAL IMPROVEMENT 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. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
24 appropriated, to the Department of Finance and Administration - Disbursing
25 Officer, to be payable from the Farm Receipts Replacement Fund, the
26 following:

27 (A) For transfer by warrant to the Department of Correction Farm Fund for
28 farm receipts replacement funds as may be certified by the Chief Fiscal
29 Officer of the State for costs of operating the Department of Correction Farm
30 Program, the sum of\$12,000,000.
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32 SECTION 2. SPECIAL LANGUAGE. FUND ESTABLISHMENT. There is hereby
33 established on the books of the Treasurer of State, the Auditor of State, and
34 the Chief Fiscal Officer of the State a fund to be known as the Farm Receipts
35 Replacement Fund, there to be used for the purposes as may be provided by
36 law. The fund shall consist of:



- 1 (1) Such general improvement funds as may be provided by law; and
- 2 (2) Any other funds made available and required to be deposited into the
- 3 State Treasury by law.

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5 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND

7 TRANSFER. Immediately upon the effective date of this Act the Chief Fiscal

8 Officer of the State shall transfer on his books and those of the State

9 Treasurer and Auditor of State the sum of twelve million dollars

10 (\$12,000,000) from the General Improvement Fund to the Farm Receipts

11 Replacement Fund.

12 The provisions of this section shall be in effect only from July 1, 2003

13 through June 30, 2005.

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15 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor

16 obligations otherwise incurred in relation to the project or projects

17 described herein in excess of the State Treasury funds actually available

18 therefor as provided by law. Provided, however, that institutions and

19 agencies listed herein shall have the authority to accept and use grants and

20 donations including Federal funds, and to use its unobligated cash income or

21 funds, or both available to it, for the purpose of supplementing the State

22 Treasury funds for financing the entire costs of the project or projects

23 enumerated herein. Provided further, that the appropriations and funds

24 otherwise provided by the General Assembly for Maintenance and General

25 Operations of the agency or institutions receiving appropriation herein shall

26 not be used for any of the purposes as appropriated in this act.

27 (B) The restrictions of any applicable provisions of the State Purchasing

28 Law, the General Accounting and Budgetary Procedures Law, the Revenue

29 Stabilization Law and any other applicable fiscal control laws of this State

30 and regulations promulgated by the Department of Finance and Administration,

31 as authorized by law, shall be strictly complied with in disbursement of any

32 funds provided by this act unless specifically provided otherwise by law.

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34 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly

35 that any funds disbursed under the authority of the appropriations contained

36 in this act shall be in compliance with the stated reasons for which this act

1 was adopted, as evidenced by the Agency Requests, Executive Recommendations
2 and Legislative Recommendations contained in the budget manuals prepared by
3 the Department of Finance and Administration, letters, or summarized oral
4 testimony in the official minutes of the Arkansas Legislative Council or
5 Joint Budget Committee which relate to its passage and adoption.

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7 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
8 Assembly, that the Constitution of the State of Arkansas prohibits the
9 appropriation of funds for more than a two (2) year period; that the
10 effectiveness of this Act on July 1, 2003 is essential to the operation of
11 the agency for which the appropriations in this Act are provided, and that in
12 the event of an extension of the Regular Session, the delay in the effective
13 date of this Act beyond July 1, 2003 could work irreparable harm upon the
14 proper administration and provision of essential governmental programs.
15 Therefore, an emergency is hereby declared to exist and this Act being
16 necessary for the immediate preservation of the public peace, health and
17 safety shall be in full force and effect from and after July 1, 2003.

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