

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

A Bill

SENATE BILL 42

4
5 By: Joint Budget Committee

For An Act To Be Entitled

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7
8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE SECRETARY OF
10 STATE; AND FOR OTHER PURPOSES.

Subtitle

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

23 (A) Effective July 1, 2012, the balance of the appropriation provided
24 in Item (A) Section 1 of Act 63 of 2011, for construction of Phase II of the
25 Arkansas Fallen Firefighters' Memorial on the State Capitol grounds, in a sum
26 not to exceed.....\$4,948.

27 (B) Effective July 1, 2012, the balance of the appropriation provided
28 in Item (F) Section 1 of Act 63 of 2011, for construction, site preparation
29 and maintenance of the Arkansas Fallen Firefighters' Memorial on the State
30 Capitol Grounds, in a sum not to exceed.....\$50,000.

31 (C) Effective July 1, 2012, the balance of the appropriation provided
32 in Item (A) Section 1 of Act 318 of 2011, for an upgrade of the existing
33 electrical distribution system, in a sum not to exceed.....\$421,781.

34 (D) Effective July 1, 2012, the balance of the appropriation provided
35 in Item (B) Section 1 of Act 318 of 2011, for the continuation of heating,
36 ventilation, and air conditioning upgrades for the North End of the State



1 Capitol Building, in a sum not to exceed.....\$4,190,568.

2 (E) Effective July 1, 2012, the balance of the appropriation provided
3 in Item (C) Section 1 of Act 318 of 2011, for an equipment upgrade of the
4 existing fire alarm system for the State Capitol Building, in a sum not to
5 exceed.....\$193,446.

6 (F) Effective July 1, 2012, the balance of the appropriation provided
7 in Item (D) Section 1 of Act 318 of 2011, for replacement of damaged
8 sidewalks, addition of lighting to unlit or dark areas, an upgrade of the
9 irrigation system, and landscaping and plantings for the North Entry
10 Promenade I and II of the State Capitol Grounds, in a sum not to exceed
11\$542,596.

12 (G) Effective July 1, 2012, the balance of the appropriation provided
13 in Item (E) Section 1 of Act 318 of 2011, for "Green" initiatives for the
14 State Capitol building, facilities, buildings and grounds including
15 ventilation system cleaning, energy efficiencies and assessments, analyses
16 and consulting services, recycling programs and/or related construction,
17 renovation and equipping, in a sum not to exceed.....\$175,000.

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

22 (A) Effective July 1, 2012, the balance of the appropriation provided
23 in Sections 30 and 34 of Act 692 of 2011, for the acquisition, management,
24 stewardship or preservation of state owned lands, historic sites, buildings,
25 structures or objects, in a sum not to exceed.....\$418,158.

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27 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
28 obligations otherwise incurred in relation to the project or projects
29 described herein in excess of the State Treasury funds actually available
30 therefor as provided by law. Provided, however, that institutions and
31 agencies listed herein shall have the authority to accept and use grants and
32 donations including Federal funds, and to use its unobligated cash income or
33 funds, or both available to it, for the purpose of supplementing the State
34 Treasury funds for financing the entire costs of the project or projects
35 enumerated herein. Provided further, that the appropriations and funds
36 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) The restrictions of any applicable provisions of the State
4 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
5 Revenue Stabilization Law and any other applicable fiscal control laws of
6 this State and regulations promulgated by the Department of Finance and
7 Administration, as authorized by law, shall be strictly complied with in
8 disbursement of any funds provided by this act unless specifically provided
9 otherwise by law.

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11 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
12 Assembly that any funds disbursed under the authority of the appropriations
13 contained in this act shall be in compliance with the stated reasons for
14 which this act was adopted, as evidenced by the Agency Requests, Executive
15 Recommendations and Legislative Recommendations contained in the budget
16 manuals prepared by the Department of Finance and Administration, letters, or
17 summarized oral testimony in the official minutes of the Arkansas Legislative
18 Council or Joint Budget Committee which relate to its passage and adoption.

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20 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
21 Assembly, that the Constitution of the State of Arkansas prohibits the
22 appropriation of funds for more than a one (1) year period; that the
23 effectiveness of this Act on July 1, 2012 is essential to the operation of
24 the agency for which the appropriations in this Act are provided, and that in
25 the event of an extension of the legislative session, the delay in the
26 effective date of this Act beyond July 1, 2012 could work irreparable harm
27 upon the proper administration and provision of essential governmental
28 programs. Therefore, an emergency is hereby declared to exist and this Act
29 being necessary for the immediate preservation of the public peace, health
30 and safety shall be in full force and effect from and after July 1, 2012.