

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

HOUSE BILL 1650

5 By: Representatives Webb, Allen, D. Altes, Baird, T. Baker, Barnett, Bell, Benedict, Biviano, T.
6 Bradford, Branscum, J. Brown, J. Burris, Carnine, Carter, Catlett, Cheatham, Clemmer, Collins, Collins-
7 Smith, L. Cowling, Dale, Deffenbaugh, J. Dickinson, J. Edwards, E. Elliott, English, Eubanks, Fielding,
8 Garner, Gaskill, Gillam, Hall, Hammer, Harris, Hickerson, Hobbs, Hopper, Hubbard, D. Hutchinson,
9 Hyde, Ingram, Jean, Johnston, Kerr, King, Lampkin, Lea, Leding, Lenderman, Linck, Lindsey, Love,
10 Lovell, S. Malone, Mauch, Mayberry, McCrary, McLean, D. Meeks, S. Meeks, Moore, Murdock,
11 Nickels, B. Overbey, Patterson, Pennartz, Perry, Pierce, Post, Powers, Ratliff, Rice, J. Roebuck, T.
12 Rogers, Shepherd, Slinkard, G. Smith, Steel, T. Steele, Stewart, Stubblefield, Summers, T. Thompson,
13 Tyler, Vines, Wagner, Walker, Wardlaw, Westerman, B. Wilkins, H. Wilkins, Williams, Woods, Word,
14 Wren, Wright

For An Act To Be Entitled

15
16 AN ACT TO MAKE AN APPROPRIATION FOR GRANTS TO
17 FIRE DEPARTMENTS FOR THE DEPARTMENT OF FINANCE
18 AND ADMINISTRATION - DISBURSING OFFICER FOR
19 GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER
20 PURPOSES.
21

Subtitle

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24 AN ACT FOR THE DEPARTMENT OF FINANCE AND
25 ADMINISTRATION - DISBURSING OFFICER -
26 GRANTS TO FIRE DEPARTMENTS GENERAL
27 IMPROVEMENT APPROPRIATION.
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31 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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33 SECTION 1. APPROPRIATION - GRANTS TO FIRE DEPARTMENTS. There is hereby
34 appropriated, to the Department of Finance and Administration - Disbursing
35 Officer, to be payable from the General Improvement Fund or its successor
36 fund or fund accounts, the following:



1 (A) for grants to fire departments, in a sum not to exceed
2\$5,000,000.
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4 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FIRE
6 DEPARTMENT GRANT ALLOCATION AND UTILIZATION. The Department of Finance and
7 Administration shall distribute the fire department grants appropriation and
8 funds authorized by this act, or so much thereof as is available, to each
9 county based on the percentages as prescribed in Arkansas Code 14-284-403.
10 The fire department grants authorized by this act may be used by the fire
11 departments for maintenance and general operations, fire fighting training
12 expenses, purchase of firefighting equipment and other expenses necessary to
13 provide fire fighting protection.

14 No less than thirty (30) days prior to the distribution of any funds
15 appropriated by this act, the director of the agency shall notify the Speaker
16 of the House of Representatives of the name and address of each recipient and
17 the amount that is being distributed to each recipient.

18 The Fire Departments receiving grants authorized by this act are not
19 subject to meeting the requirements or other criteria that may be required of
20 fire departments under the provisions of Act 833 of 1991, as amended, or
21 Arkansas Code 14-284-401 through 14-284-411.
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23 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
24 obligations otherwise incurred in relation to the project or projects
25 described herein in excess of the State Treasury funds actually available
26 therefor as provided by law. Provided, however, that institutions and
27 agencies listed herein shall have the authority to accept and use grants and
28 donations including Federal funds, and to use its unobligated cash income or
29 funds, or both available to it, for the purpose of supplementing the State
30 Treasury funds for financing the entire costs of the project or projects
31 enumerated herein. Provided further, that the appropriations and funds
32 otherwise provided by the General Assembly for Maintenance and General
33 Operations of the agency or institutions receiving appropriation herein shall
34 not be used for any of the purposes as appropriated in this act.

35 (B) The restrictions of any applicable provisions of the State
36 Purchasing Law, the General Accounting and Budgetary Procedures Law, the

1 Revenue Stabilization Law and any other applicable fiscal control laws of
2 this State and regulations promulgated by the Department of Finance and
3 Administration, as authorized by law, shall be strictly complied with in
4 disbursement of any funds provided by this act unless specifically provided
5 otherwise by law.

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

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16 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
17 Assembly, that the Constitution of the State of Arkansas prohibits the
18 appropriation of funds for more than a one (1) year period; that the
19 effectiveness of this Act on July 1, 2011 is essential to the operation of
20 the agency for which the appropriations in this Act are provided, and that in
21 the event of an extension of the legislative session, the delay in the
22 effective date of this Act beyond July 1, 2011 could work irreparable harm
23 upon the proper administration and provision of essential governmental
24 programs. Therefore, an emergency is hereby declared to exist and this Act
25 being necessary for the immediate preservation of the public peace, health
26 and safety shall be in full force and effect from and after July 1, 2011.