

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

A Bill

HOUSE BILL 1665

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
15

For An Act To Be Entitled

16 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
17 OF RURAL SERVICES FOR GRANTS FOR OPERATING,
18 CONSTRUCTION, IMPROVEMENTS, EQUIPMENT, RENOVATION
19 AND MAINTENANCE EXPENSES; AND FOR OTHER PURPOSES.
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Subtitle

23 AN ACT FOR THE DEPARTMENT OF RURAL SERVICES
24 - GRANTS - GENERAL IMPROVEMENT
25 APPROPRIATION.
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29 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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31 SECTION 1. APPROPRIATION - PUBLIC BUILDINGS/FACILITIES. There is
32 hereby appropriated, to the Department of Rural Services, to be payable from
33 the General Improvement Fund or its successor fund or fund accounts, the
34 following:

35 (A) for grants to counties, municipalities, or subdivisious thereof, or
36 other eligible entities for operating, construction, improvements, equipment,



1 renovation, and maintenance expenses associated with public buildings,
 2 community centers, memorials, parks, amphitheatres, recreation centers, and
 3 cemeteries, in a sum not to exceed.....\$10,000,000.
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5 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

7 Notwithstanding any other rules, regulations or provision of law to the
 8 contrary the appropriations authorized in this Act shall not be restricted by
 9 requirements that may be applicable to other programs currently administered.
 10 New rules and regulations may be adopted to carry out the intent of the
 11 General Assembly regarding the appropriations authorized in this Act.

12 No less than thirty (30) days prior to the distribution of any funds
 13 appropriated by this act, the director of the agency shall notify the Speaker
 14 of the House of Representatives of the name and address of each recipient and
 15 the amount that is being distributed to each recipient.
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17 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
 18 obligations otherwise incurred in relation to the project or projects
 19 described herein in excess of the State Treasury funds actually available
 20 therefor as provided by law. Provided, however, that institutions and
 21 agencies listed herein shall have the authority to accept and use grants and
 22 donations including Federal funds, and to use its unobligated cash income or
 23 funds, or both available to it, for the purpose of supplementing the State
 24 Treasury funds for financing the entire costs of the project or projects
 25 enumerated herein. Provided further, that the appropriations and funds
 26 otherwise provided by the General Assembly for Maintenance and General
 27 Operations of the agency or institutions receiving appropriation herein shall
 28 not be used for any of the purposes as appropriated in this act.

29 (B) The restrictions of any applicable provisions of the State
 30 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
 31 Revenue Stabilization Law and any other applicable fiscal control laws of
 32 this State and regulations promulgated by the Department of Finance and
 33 Administration, as authorized by law, shall be strictly complied with in
 34 disbursement of any funds provided by this act unless specifically provided
 35 otherwise by law.
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1 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
2 Assembly that any funds disbursed under the authority of the appropriations
3 contained in this act shall be in compliance with the stated reasons for
4 which this act was adopted, as evidenced by the Agency Requests, Executive
5 Recommendations and Legislative Recommendations contained in the budget
6 manuals prepared by the Department of Finance and Administration, letters, or
7 summarized oral testimony in the official minutes of the Arkansas Legislative
8 Council or Joint Budget Committee which relate to its passage and adoption.
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10 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
11 Assembly, that the Constitution of the State of Arkansas prohibits the
12 appropriation of funds for more than a one (1) year period; that the
13 effectiveness of this Act on July 1, 2011 is essential to the operation of
14 the agency for which the appropriations in this Act are provided, and that in
15 the event of an extension of the legislative session, the delay in the
16 effective date of this Act beyond July 1, 2011 could work irreparable harm
17 upon the proper administration and provision of essential governmental
18 programs. Therefore, an emergency is hereby declared to exist and this Act
19 being necessary for the immediate preservation of the public peace, health
20 and safety shall be in full force and effect from and after July 1, 2011.
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