

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.
Act 1097 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

A Bill

SENATE BILL 635

5 By: Senator Teague
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF RURAL SERVICES FOR GRANTS FOR OPERATING,
11 CONSTRUCTION, IMPROVEMENTS, EQUIPMENT,
12 RENOVATION, AND MAINTENANCE EXPENSES; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF RURAL
17 SERVICES - GRANTS - GENERAL IMPROVEMENT
18 APPROPRIATION.
19
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21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. APPROPRIATION - FIRE DEPARTMENT, SEARCH/RESCUE, EMERGENCY
25 MEDICAL AND EMERGENCY MANAGEMENT. There is hereby appropriated, to the
26 Department of Rural Services, to be payable from the General Improvement Fund
27 or its successor fund or fund accounts, the following:

28 (A) For grants to counties, municipalities, or subdivisions thereof, or
29 other eligible entities for operating, construction, improvements, equipment,
30 renovation, and maintenance expenses associated with the provision of fire
31 protection, search and rescue, emergency medical services and emergency
32 management programs, the sum of\$10,000,000.
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34 SECTION 2. APPROPRIATION - BOYS AND GIRLS CLUBS. There is hereby
35 appropriated, to the Department of Rural Services, to be payable from the



1 General Improvement Fund or its successor fund or fund accounts, the
2 following:

3 (A) For grants to Arkansas' Boys and Girls Clubs for operating,
4 construction, improvements, equipment, renovation, and maintenance expenses
5 associated with providing youth program activities, the sum of ...\$2,000,000.
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7 SECTION 3. APPROPRIATION - PUBLIC BUILDINGS/FACILITIES. There is hereby
8 appropriated, to the Department of Rural Services, to be payable from the
9 General Improvement Fund or its successor fund or fund accounts, the
10 following:

11 (A) For grants to counties, municipalities, or subdivisions thereof, or
12 other eligible entities for operating, construction, improvements, equipment,
13 renovation, and maintenance expenses associated with public buildings,
14 community centers, memorials, parks, amphitheaters, recreation centers, and
15 cemeteries, the sum of\$10,000,000.
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17 SECTION 4. APPROPRIATION - COUNTY FAIRS/RODEOS. There is hereby
18 appropriated, to the Department of Rural Services, to be payable from the
19 General Improvement Fund or its successor fund or fund accounts, the
20 following:

21 (A) For community improvement grants to counties, for operating,
22 construction, improvements, equipment, renovation, and maintenance expenses
23 associated with county fairs and rodeos, the sum of\$5,000,000.
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25 SECTION 5. APPROPRIATION - COUNTY JAILS. There is hereby appropriated, to
26 the Department of Rural Services, to be payable from the General Improvement
27 Fund or its successor fund or fund accounts, the following:

28 (A) For grants to counties for operating, construction, improvements,
29 equipment, renovation, and maintenance expenses associated with county jails,
30 the sum of\$5,000,000.
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32 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

34 Notwithstanding any other provision of law to the contrary regarding
35 population requirements or any other provision of law concerning the
36 Department of Rural Services contained in the Arkansas Rural Development

1 Program Act, the appropriations authorized in this Act shall not be
2 restricted by requirements that may be applicable to other programs currently
3 administered. New rules and regulations may be adopted to carry out the
4 intent of the General Assembly regarding the appropriations authorized in
5 this Act.

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7 SECTION 7. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
8 obligations otherwise incurred in relation to the project or projects
9 described herein in excess of the State Treasury funds actually available
10 therefor as provided by law. Provided, however, that institutions and
11 agencies listed herein shall have the authority to accept and use grants and
12 donations including Federal funds, and to use its unobligated cash income or
13 funds, or both available to it, for the purpose of supplementing the State
14 Treasury funds for financing the entire costs of the project or projects
15 enumerated herein. Provided further, that the appropriations and funds
16 otherwise provided by the General Assembly for Maintenance and General
17 Operations of the agency or institutions receiving appropriation herein shall
18 not be used for any of the purposes as appropriated in this act.

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

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

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35 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
36 Assembly, that the Constitution of the State of Arkansas prohibits the

1 appropriation of funds for more than a one (1) year period; that the
2 effectiveness of this Act on July 1, 2009 is essential to the operation of
3 the agency for which the appropriations in this Act are provided, and that in
4 the event of an extension of the Regular Session, the delay in the effective
5 date of this Act beyond July 1, 2009 could work irreparable harm upon the
6 proper administration and provision of essential governmental programs.
7 Therefore, an emergency is hereby declared to exist and this Act being
8 necessary for the immediate preservation of the public peace, health and
9 safety shall be in full force and effect from and after July 1, 2009.

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12 **APPROVED: 4/7/2009**
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