

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

# A Bill

HOUSE BILL 1618

5 By: Representative Webb  
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## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE STATE ATHLETIC  
10 COMMISSION FOR STATEWIDE SUPPORT FOR YOUNG MEN'S  
11 CHRISTIAN ASSOCIATIONS; AND FOR OTHER PURPOSES.  
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## Subtitle

15 AN ACT FOR THE STATE ATHLETIC COMMISSION -  
16 YMCA STATEWIDE SUPPORT GENERAL IMPROVEMENT  
17 APPROPRIATION.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. APPROPRIATION - YMCA STATEWIDE SUPPORT. There is hereby  
23 appropriated, to the State Athletic Commission, to be payable from the  
24 General Improvement Fund or its successor fund or fund accounts, for grants  
25 for personal services, operating expenses, maintenance, equipment, supplies,  
26 renovation and construction for Young Men's Christian Associations in  
27 Arkansas for the fiscal year ending June 30, 2012, the sum of.....\$200,000.  
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29 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
31 TRANSFER. Immediately upon the effective date of this Act, the Chief Fiscal  
32 Officer shall transfer on his books and those of the State Treasurer and the  
33 Auditor of the State, the sum of two hundred thousand dollars (\$200,000) from  
34 the 87th Session Projects Account of the General Improvement Fund, from those  
35 monies authorized to Department of Finance and Administration - Disbursing  
36 Officer for the purpose of a grant to the Department of Human Services -



1 Division of Behavioral Health for construction, equipping, renovation,  
2 improvements, upgrading, repair, and personal, operating and programmatic  
3 expenses and materials for psychiatric residential treatments centers across  
4 the state, to the 88th Session Projects Account of the General Improvement  
5 Fund to be used solely for the purpose of financing the appropriation  
6 authorized in Section 1 of this Act.

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8 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
10 DISTRIBUTION. Any funds made available for the appropriation authorized in  
11 Section 1 of this Act shall be distributed equally to YMCA's in Arkansas as  
12 determined by the State Athletic Commission.

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

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19 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
20 obligations otherwise incurred in relation to the project or projects  
21 described herein in excess of the State Treasury funds actually available  
22 therefor as provided by law. Provided, however, that institutions and  
23 agencies listed herein shall have the authority to accept and use grants and  
24 donations including Federal funds, and to use its unobligated cash income or  
25 funds, or both available to it, for the purpose of supplementing the State  
26 Treasury funds for financing the entire costs of the project or projects  
27 enumerated herein. Provided further, that the appropriations and funds  
28 otherwise provided by the General Assembly for Maintenance and General  
29 Operations of the agency or institutions receiving appropriation herein shall  
30 not be used for any of the purposes as appropriated in this act.

31 (B) The restrictions of any applicable provisions of the State  
32 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
33 Revenue Stabilization Law and any other applicable fiscal control laws of  
34 this State and regulations promulgated by the Department of Finance and  
35 Administration, as authorized by law, shall be strictly complied with in  
36 disbursement of any funds provided by this act unless specifically provided

1 otherwise by law.

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3 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
4 authorized by this act shall be limited to the appropriation for such agency  
5 and funds made available by law for the support of such appropriations; and  
6 the restrictions of the State Procurement Law, the General Accounting and  
7 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
8 Procedures and Restrictions Act, or their successors, and other fiscal  
9 control laws of this State, where applicable, and regulations promulgated by  
10 the Department of Finance and Administration, as authorized by law, shall be  
11 strictly complied with in disbursement of said funds.

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13 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
14 Assembly that any funds disbursed under the authority of the appropriations  
15 contained in this act shall be in compliance with the stated reasons for  
16 which this act was adopted, as evidenced by the Agency Requests, Executive  
17 Recommendations and Legislative Recommendations contained in the budget  
18 manuals prepared by the Department of Finance and Administration, letters, or  
19 summarized oral testimony in the official minutes of the Arkansas Legislative  
20 Council or Joint Budget Committee which relate to its passage and adoption.

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22 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
23 Assembly, that the Constitution of the State of Arkansas prohibits the  
24 appropriation of funds for more than a one (1) year period; that the  
25 effectiveness of this Act on July 1, 2011 is essential to the operation of  
26 the agency for which the appropriations in this Act are provided, and that in  
27 the event of an extension of the legislative session, the delay in the  
28 effective date of this Act beyond July 1, 2011 could work irreparable harm  
29 upon the proper administration and provision of essential governmental  
30 programs. Therefore, an emergency is hereby declared to exist and this Act  
31 being necessary for the immediate preservation of the public peace, health  
32 and safety shall be in full force and effect from and after July 1, 2011.

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35 **APPROVED: 03/22/2011**