

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.

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

As Engrossed: H3/17/09

A Bill

HOUSE BILL 1724

5 By: Representatives Maloch, Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T.
6 Bradford, Breedlove, J. Brown, M. Burris, J. Burris, Carnine, Carroll, Carter, Cash, Cheatham,
7 Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson,
8 Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green,
9 Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde,
10 Ingram, Kerr, Kidd, King, Lea, W. Lewellen, Lindsey, Lovell, Lowery, S. Malone, M. Martin, Maxwell,
11 McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle,
12 Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, J. Rogers, Sample, Saunders, Shelby,
13 Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Wills,
14 Woods, Word

For An Act To Be Entitled

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18 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
19 AGRICULTURE DEPARTMENT - LIVESTOCK AND POULTRY
20 FOR FAIR GRANTS; AND FOR OTHER PURPOSES.
21

Subtitle

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23
24 AN ACT FOR THE ARKANSAS AGRICULTURE
25 DEPARTMENT - LIVESTOCK AND POULTRY -
26 FAIR GRANTS GENERAL IMPROVEMENT
27 APPROPRIATION.
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30 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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32 SECTION 1. APPROPRIATION - FAIR GRANTS. There is hereby appropriated, to
33 the Arkansas Agriculture Department, to be payable from the General
34 Improvement Fund or its successor fund or fund accounts, the following:

35 (A) For grants to County and District Fairs for construction, renovation,
36 maintenance and purchase of equipment, the sum of\$5,000,000.



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2 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The
4 appropriations authorized in this Act shall not be restricted by requirements
5 that may be applicable to other programs currently administered. New rules
6 and regulations may be adopted to carry out the intent of the General
7 Assembly regarding the appropriations authorized in this Act.

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

12 The grant amount authorized for each County Fair by this act shall be
13 \$7,200 and the grant amount authorized for each District Fair by this act
14 shall be \$48,000. A determination shall be made as to whether the actual
15 available funding meets, exceeds or falls below the total authorized grant
16 amount for all County and District Fairs by this act. Next, the Department
17 will determine by what percentage the actual funds available exceed or fall
18 below the total grant amounts authorized by this act. If actual funding is
19 either above or below the total authorized grant amount for all County and
20 District Fairs authorized by this act, each County and District Fair's grant
21 amount will be adjusted by the percentage the actual funds available exceed
22 or fall below the total authorized grant amount.

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24 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
25 obligations otherwise incurred in relation to the project or projects
26 described herein in excess of the State Treasury funds actually available
27 therefor as provided by law. Provided, however, that institutions and
28 agencies listed herein shall have the authority to accept and use grants and
29 donations including Federal funds, and to use its unobligated cash income or
30 funds, or both available to it, for the purpose of supplementing the State
31 Treasury funds for financing the entire costs of the project or projects
32 enumerated herein. Provided further, that the appropriations and funds
33 otherwise provided by the General Assembly for Maintenance and General
34 Operations of the agency or institutions receiving appropriation herein shall
35 not be used for any of the purposes as appropriated in this act.

36 (B) The restrictions of any applicable provisions of the State Purchasing

1 Law, the General Accounting and Budgetary Procedures Law, the Revenue
2 Stabilization Law and any other applicable fiscal control laws of this State
3 and regulations promulgated by the Department of Finance and Administration,
4 as authorized by law, shall be strictly complied with in disbursement of any
5 funds provided by this act unless specifically provided otherwise by law.
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7 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
8 that any funds disbursed under the authority of the appropriations contained
9 in this act shall be in compliance with the stated reasons for which this act
10 was adopted, as evidenced by the Agency Requests, Executive Recommendations
11 and Legislative Recommendations contained in the budget manuals prepared by
12 the Department of Finance and Administration, letters, or summarized oral
13 testimony in the official minutes of the Arkansas Legislative Council or
14 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, 2009 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 Regular Session, the delay in the effective
22 date of this Act beyond July 1, 2009 could work irreparable harm upon the
23 proper administration and provision of essential governmental programs.
24 Therefore, an emergency is hereby declared to exist and this Act being
25 necessary for the immediate preservation of the public peace, health and
26 safety shall be in full force and effect from and after July 1, 2009.
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28 /s/ Maloch
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