

**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 407 of the Regular Session**

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

A Bill

SENATE BILL 367

4
5 By: Senator Miller
6 By: Representative Cooper

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
OF FINANCE AND ADMINISTRATION - DISBURSING
OFFICER FOR STATE ASSISTANCE TO INDEPENDENCE,
IZARD AND STONE COUNTIES FOR CAPITAL
IMPROVEMENTS; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF FINANCE AND
ADMINISTRATION - DISBURSING OFFICER -
STATE ASSISTANCE TO INDEPENDENCE, IZARD
AND STONE COUNTIES FOR CAPITAL
IMPROVEMENTS GENERAL IMPROVEMENT
APPROPRIATION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. APPROPRIATIONS - CAPITAL IMPROVEMENTS - INDEPENDENCE COUNTY.

There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state assistance to the City of Cushman, Arkansas for capital improvements, the sum of\$5,000.

SECTION 2. APPROPRIATIONS - CAPITAL IMPROVEMENTS - IZARD COUNTY. There is



1 hereby appropriated, to the Department of Finance and Administration -
2 Disbursing Officer, to be payable from the General Improvement Fund or its
3 successor fund or fund accounts, the following:

4 (A) For state assistance to the City of Calico Rock, Arkansas for city
5 park improvements, the sum of\$25,000.

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7 SECTION 3. APPROPRIATIONS - CAPITAL IMPROVEMENTS - STONE COUNTY. There is
8 hereby appropriated, to the Department of Finance and Administration -
9 Disbursing Officer, to be payable from the General Improvement Fund or its
10 successor fund or fund accounts, the following:

11 (A) For state assistance to the City of Mountain View, Arkansas for city
12 parks and capital improvements, the sum of\$50,000.

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

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

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33 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
34 that any funds disbursed under the authority of the appropriations contained
35 in this act shall be in compliance with the stated reasons for which this act
36 was adopted, as evidenced by the Agency Requests, Executive Recommendations

1 and Legislative Recommendations contained in the budget manuals prepared by
2 the Department of Finance and Administration, letters, or summarized oral
3 testimony in the official minutes of the Arkansas Legislative Council or
4 Joint Budget Committee which relate to its passage and adoption.

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6 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
7 Assembly, that the Constitution of the State of Arkansas prohibits the
8 appropriation of funds for more than a two (2) year period; that the
9 effectiveness of this Act on July 1, 2005 is essential to the operation of
10 the agency for which the appropriations in this Act are provided, and that in
11 the event of an extension of the Regular Session, the delay in the effective
12 date of this Act beyond July 1, 2005 could work irreparable harm upon the
13 proper administration and provision of essential governmental programs.
14 Therefore, an emergency is hereby declared to exist and this Act being
15 necessary for the immediate preservation of the public peace, health and
16 safety shall be in full force and effect from and after July 1, 2005.

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20 **APPROVED: 2/24/2005**
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