

Stricken language will be deleted and underlined language will be added.
Act 136 of the Fiscal Session

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010

A Bill

SENATE BILL 38

4
5 By: Joint Budget Committee

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR OPERATING
10 EXPENSES FOR THE DEPARTMENT OF RURAL SERVICES FOR
11 THE FISCAL YEAR ENDING JUNE 30, 2011; AND FOR
12 OTHER PURPOSES.

Subtitle

16 AN ACT FOR THE DEPARTMENT OF RURAL
17 SERVICES - OPERATING EXPENSES
18 APPROPRIATION FOR THE 2010-2011 FISCAL
19 YEAR.

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

24 SECTION 1. APPROPRIATION - ADMINISTRATIVE FEE. There is hereby
25 appropriated, to the Department of Rural Services, to be payable from the
26 Miscellaneous Agencies Fund Account, for maintenance and operating expenses
27 of the Department of Rural Services for the fiscal year ending June 30, 2011,
28 the following:

30 ITEM	FISCAL YEAR
31 <u>NO.</u>	<u>2010-2011</u>
32 (01) MAINT. & GEN. OPERATION	
33 (A) OPER. EXPENSE	\$ 50,000
34 (B) CONF. & TRAVEL	0
35 (C) PROF. FEES	0
36 (D) CAP. OUTLAY	0



1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$ 50,000</u>

3

4 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GENERAL
6 IMPROVEMENT PROJECTS ADMINISTRATIVE FEE. The Department of Rural Services is
7 authorized to retain and utilize for administrative cost purposes up to one
8 percent (1%) of the total amount of any General Improvement Fund moneys
9 received for projects authorized for disbursement through the department by
10 the General Assembly.

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12 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
14 TRANSFER. Upon request of the Director of the Department of Rural Services
15 to the Chief Fiscal Officer of the State, the Chief Fiscal Officer of the
16 State, from time to time, shall cause to be transferred on his books and
17 those of the State Treasurer and Auditor of State, an amount not to exceed
18 one percent (1%) from the various sub funds created in 87th Session Projects
19 Account of the General Improvement Fund, established for disbursement through
20 the Department of Rural Services, to the Miscellaneous Agencies Fund Account.
21 The funds transferred to the Miscellaneous Agencies Fund Account from the
22 various sub funds established in the 87th Session Projects Account of the
23 General Improvement Fund pursuant to this section shall be made available and
24 utilized solely by the Department of Rural Services for maintenance and
25 general operations costs.

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27 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY-
29 FORWARD. Any unexpended balance of funds remaining on June 30, of each
30 fiscal year in the Miscellaneous Agencies Fund Account for the Department of
31 Rural Services that were transferred from the various sub funds of the 87th
32 Session Projects Account of the General Improvement Fund for the
33 administration of general improvement fund projects shall remain in the
34 Miscellaneous Agencies Fund Account and made available to the Department of
35 Rural Services and utilized for the same purpose during the following fiscal
36 year.

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

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

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21 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
22 Assembly, that the Constitution of the State of Arkansas prohibits the
23 appropriation of funds for more than a one (1) year period; that the
24 effectiveness of this Act on July 1, 2010 is essential to the operation of
25 the agency for which the appropriations in this Act are provided, and that in
26 the event of an extension of the legislative session, the delay in the
27 effective date of this Act beyond July 1, 2010 could work irreparable harm
28 upon the proper administration and provision of essential governmental
29 programs. Therefore, an emergency is hereby declared to exist and this Act
30 being necessary for the immediate preservation of the public peace, health
31 and safety shall be in full force and effect from and after July 1, 2010.

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34 **APPROVED: 02/19/2010**
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