

**Stricken language will be deleted and underlined language will be added.  
Act 259 of the Fiscal Session**

1 State of Arkansas  
2 87th General Assembly  
3 Fiscal Session, 2010  
4

*As Engrossed: H2/23/10*

**A Bill**

HOUSE BILL 1151

5 By: Joint Budget Committee  
6  
7

**For An Act To Be Entitled**

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE STATE ATHLETIC  
11 COMMISSION FOR GRANTS TO BOYS AND GIRLS CLUBS  
12 STATEWIDE FOR CONSTRUCTION, RENOVATION,  
13 MAINTENANCE, PURCHASE OF EQUIPMENT, PERSONAL  
14 SERVICES AND OPERATING EXPENSES; AND FOR OTHER  
15 PURPOSES.  
16  
17

**Subtitle**

18 AN ACT FOR THE STATE ATHLETIC  
19 COMMISSION - BOYS AND GIRLS CLUBS GRANTS  
20 REAPPROPRIATION.  
21  
22  
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
25

26 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
27 appropriated, to the State Athletic Commission, to be payable from the  
28 General Improvement Fund or its successor fund or fund accounts, for the  
29 State Athletic Commission, the following:

30 (A) Effective July 1, 2010, the balance of the appropriation provided in  
31 Item (A) of Section 1 of Act 889 of 2009, for grants to Boys and Girls Clubs  
32 statewide for construction, renovation, maintenance, purchase of equipment,  
33 personal services and operating expenses, in a sum not to exceed... \$250,000.  
34

35 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
36 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

1 (a) A Boys and Girls Club that was legally incorporated in the State of  
2 Arkansas during 2009, but was not recognized as a club by the Boys & Girls  
3 Clubs of America until 2010, shall receive the first three thousand three  
4 hundred forty-eight dollars and twenty-two cents (\$3,348.22) of any  
5 distribution made under this appropriation, provided the Club was recognized  
6 by the Boys & Girls Clubs of America on or before September 30, 2010.

7 (b) A club under subsection (a) of this section shall also be included in  
8 the equal distribution of any remaining funds between Boys and Girls Clubs as  
9 determined by the Athletic Commission.

10  
11 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
12 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

13 The State Athletic Commission shall distribute any available funds for the  
14 grants appropriated in this Act within forty-five (45) days of obtaining  
15 access to the funds, but in no event prior to October 15, 2010.

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

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

35  
36 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly

1 that any funds disbursed under the authority of the appropriations contained  
2 in this act shall be in compliance with the stated reasons for which this act  
3 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
4 and Legislative Recommendations contained in the budget manuals prepared by  
5 the Department of Finance and Administration, letters, or summarized oral  
6 testimony in the official minutes of the Arkansas Legislative Council or  
7 Joint Budget Committee which relate to its passage and adoption.

8  
9 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
10 Assembly, that the Constitution of the State of Arkansas prohibits the  
11 appropriation of funds for more than a one (1) year period; that the  
12 effectiveness of this Act on July 1, 2010 is essential to the operation of  
13 the agency for which the appropriations in this Act are provided, and that in  
14 the event of an extension of the legislative session, the delay in the  
15 effective date of this Act beyond July 1, 2010 could work irreparable harm  
16 upon the proper administration and provision of essential governmental  
17 programs. Therefore, an emergency is hereby declared to exist and this Act  
18 being necessary for the immediate preservation of the public peace, health  
19 and safety shall be in full force and effect from and after July 1, 2010.

20  
21 /s/ Joint Budget Committee

22  
23 APPROVED: 2/26/2010  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35