

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 1040 of the Regular Session**

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

# A Bill

SENATE BILL 538

4  
5 By: Senator Faris  
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## For An Act To Be Entitled

8  
9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
10 OF HUMAN SERVICES - DIVISION OF CHILD CARE AND  
11 EARLY CHILDHOOD EDUCATION FOR GRANTS TO AFTER-  
12 SCHOOL LITERACY AND NUTRITION PROGRAMS; AND FOR  
13 OTHER PURPOSES.  
14

## Subtitle

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17 AN ACT FOR THE DEPARTMENT OF HUMAN  
18 SERVICES - DIVISION OF CHILD CARE AND  
19 EARLY CHILDHOOD EDUCATION - AFTER-SCHOOL  
20 LITERACY AND NUTRITION PROGRAM GRANTS  
21 GENERAL IMPROVEMENT APPROPRIATION.  
22  
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. APPROPRIATION - AFTER-SCHOOL LITERACY AND NUTRITION PROGRAMS.  
27 There is hereby appropriated, to the Department of Human Services - Division  
28 of Child Care and Early Childhood Education, to be payable from the General  
29 Improvement Fund or its successor fund or fund accounts, the following:

30 (A) For grants to after-school literacy and nutrition programs for low  
31 income, at-risk children, the sum of .....\$100,000.  
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33 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The  
35 appropriations authorized in this Act shall not be restricted by requirements



1 that may be applicable to other programs currently administered. New rules  
2 and regulations may be adopted to carry out the intent of the General  
3 Assembly regarding the appropriations authorized in this Act.  
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5 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
6 obligations otherwise incurred in relation to the project or projects  
7 described herein in excess of the State Treasury funds actually available  
8 therefor as provided by law. Provided, however, that institutions and  
9 agencies listed herein shall have the authority to accept and use grants and  
10 donations including Federal funds, and to use its unobligated cash income or  
11 funds, or both available to it, for the purpose of supplementing the State  
12 Treasury funds for financing the entire costs of the project or projects  
13 enumerated herein. Provided further, that the appropriations and funds  
14 otherwise provided by the General Assembly for Maintenance and General  
15 Operations of the agency or institutions receiving appropriation herein shall  
16 not be used for any of the purposes as appropriated in this act.

17 (B) The restrictions of any applicable provisions of the State Purchasing  
18 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
19 Stabilization Law and any other applicable fiscal control laws of this State  
20 and regulations promulgated by the Department of Finance and Administration,  
21 as authorized by law, shall be strictly complied with in disbursement of any  
22 funds provided by this act unless specifically provided otherwise by law.  
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24 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
25 that any funds disbursed under the authority of the appropriations contained  
26 in this act shall be in compliance with the stated reasons for which this act  
27 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
28 and Legislative Recommendations contained in the budget manuals prepared by  
29 the Department of Finance and Administration, letters, or summarized oral  
30 testimony in the official minutes of the Arkansas Legislative Council or  
31 Joint Budget Committee which relate to its passage and adoption.  
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33 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
34 Assembly, that the Constitution of the State of Arkansas prohibits the  
35 appropriation of funds for more than a one (1) year period; that the  
36 effectiveness of this Act on July 1, 2009 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in  
2 the event of an extension of the Regular Session, the delay in the effective  
3 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
4 proper administration and provision of essential governmental programs.  
5 Therefore, an emergency is hereby declared to exist and this Act being  
6 necessary for the immediate preservation of the public peace, health and  
7 safety shall be in full force and effect from and after July 1, 2009.

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9 **APPROVED: 4/7/2009**

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