

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 885 of the Regular Session

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

As Engrossed: H3/12/09

**A Bill**

HOUSE BILL 1721

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  
15  
16

**For An Act To Be Entitled**

18 AN ACT TO MAKE AN APPROPRIATION FOR THE ECONOMIC  
19 DEVELOPMENT COMMISSION FOR CONSTRUCTION AND  
20 OPERATION OF SENIOR CITIZEN CENTERS; AND FOR  
21 OTHER PURPOSES.  
22  
23

**Subtitle**

25 AN ACT FOR THE ECONOMIC DEVELOPMENT  
26 COMMISSION - CONSTRUCTION AND OPERATION  
27 OF SENIOR CITIZEN CENTERS GENERAL  
28 IMPROVEMENT APPROPRIATION.  
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31 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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33 SECTION 1. APPROPRIATION - SENIOR CITIZEN CENTERS. There is hereby  
34 appropriated, to the Economic Development Commission, to be payable from the  
35 General Improvement Fund or its successor fund or fund accounts, the



1 following:

2 (A) For defraying the cost of constructing and operating Senior Citizen  
3 Centers, the sum of .....\$5,000,000.

4  
5 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS.  
7 The grants authorized in Section 1 of this Act shall not be restricted by  
8 requirements that may be applicable to other grant programs currently  
9 administered by the Economic Development Commission and such grants shall be  
10 equally distributed to Senior Citizen Centers. The Economic Development  
11 Commission may adopt rules and regulations to carry out the intent of the  
12 General Assembly regarding the grant appropriations authorized in Section 1  
13 of this Act.

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

18 The Area Agencies on Aging shall report to the Economic Development  
19 Commission prior to September 1, 2009, those Senior Citizen Centers in their  
20 respective areas that are eligible to receive funding authorized by this act.

21 The provisions of this section shall be in effect only from July 1, 2009  
22 through June 30, 2010.

23  
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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30 **APPROVED: 4/6/2009**  
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