

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 1314 of the Regular Session**

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

*As Engrossed: H3/1/07*

**A Bill**

HOUSE BILL 1834

5 By: Representatives Thyer, Abernathy, Adcock, Allen, Anderson, T. Baker, Berry, Blount, Bond, T.  
6 Bradford, Breedlove, E. Brown, J. Brown, Burkes, Burris, Cash, Cheatham, Chesterfield, Cook, Cooper,  
7 Cornwell, L. Cowling, D. Creekmore, Davenport, Davis, Dickinson, S. Dobbins, Dunn, Edwards, L.  
8 Evans, D. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall,  
9 Hardwick, Hardy, Harrelson, Harris, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Jeffrey, J. Johnson,  
10 D. Johnson, Kenney, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin,  
11 Maxwell, Medley, Moore, Norton, Overbey, Pace, Pate, Patterson, Pennartz, Petrus, Pickett, Pierce,  
12 Powers, S. Prater, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample,  
13 Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Wagner, Walters, Webb, Wells, Wills,  
14 Wood, Woods, Wyatt

**For An Act To Be Entitled**

15  
16  
17  
18 AN ACT TO MAKE AN APPROPRIATION FOR GRANTS TO  
19 FIRE DEPARTMENTS FOR THE DEPARTMENT OF FINANCE  
20 AND ADMINISTRATION - DISBURSING OFFICER FOR THE  
21 BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR  
22 OTHER PURPOSES.  
23

**Subtitle**

24  
25  
26 AN ACT FOR THE DEPARTMENT OF FINANCE  
27 AND ADMINISTRATION - DISBURSING OFFICER  
28 - GRANTS TO FIRE DEPARTMENTS  
29 APPROPRIATION FOR THE 2007-2009  
30 BIENNIUM.  
31

32  
33 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
34

35 SECTION 1. APPROPRIATIONS - GRANTS TO FIRE DEPARTMENTS. There is hereby



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

4 (A) For grants to fire departments, the sum of .....\$5,000,000.

5  
6 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FIRE  
8 DEPARTMENT GRANT ALLOCATION AND UTILIZATION. The Department of Finance and  
9 Administration shall distribute the fire department grants appropriation and  
10 funds authorized by this act, or so much thereof as is available, to each  
11 county based on the percentages as prescribed in Arkansas Code 14-284-403.  
12 The fire department grants authorized by this act may be used by the fire  
13 departments for maintenance and general operations, fire fighting training  
14 expenses, purchase of fire fighting equipment, and other expenses necessary  
15 to provide fire fighting protection.

16  
17 SECTION 3. 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 4. 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 5. 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 two (2) year period; that the  
12 effectiveness of this Act on July 1, 2007 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 Regular Session, the delay in the effective  
15 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
16 proper administration and provision of essential governmental programs.  
17 Therefore, an emergency is hereby declared to exist and this Act being  
18 necessary for the immediate preservation of the public peace, health and  
19 safety shall be in full force and effect from and after July 1, 2007.

20  
21 /s/ Thyer, et al

22  
23 APPROVED: 4/5/2007  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36