

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 1362 of the Regular Session

As Engrossed: S3/16/09

A Bill

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

SENATE BILL 728

5 By: Senator Elliott

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF RURAL SERVICES FOR GENERAL IMPROVEMENT
11 PROJECTS; AND FOR OTHER PURPOSES.

Subtitle

15 AN ACT FOR THE DEPARTMENT OF RURAL
16 SERVICES GENERAL IMPROVEMENT
17 APPROPRIATION.

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

21 SECTION 1. APPROPRIATION - PUBLIC BUILDINGS-FACILITIES. There is hereby
22 appropriated, to the Department of Rural Services, to be payable from the
23 General Improvement Fund or its successor fund or fund accounts, the
24 following:

25 (A) For grants to eligible entities for operating, construction,
26 improvements, equipment, renovation, and maintenance expenses associated with
27 public buildings, museums, community centers, memorials, parks,
28 amphitheaters, and recreation centers, the sum of..... \$3,300,000.

30 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The
32 appropriations authorized in this Act shall not be restricted by requirements
33 that may be applicable to other programs currently administered. New rules
34 and regulations may be adopted to carry out the intent of the General
35 Assembly regarding the appropriations authorized in this Act.



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

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

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21 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
22 that any funds disbursed under the authority of the appropriations contained
23 in this act shall be in compliance with the stated reasons for which this act
24 was adopted, as evidenced by the Agency Requests, Executive Recommendations
25 and Legislative Recommendations contained in the budget manuals prepared by
26 the Department of Finance and Administration, letters, or summarized oral
27 testimony in the official minutes of the Arkansas Legislative Council or
28 Joint Budget Committee which relate to its passage and adoption.

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30 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
31 Assembly, that the Constitution of the State of Arkansas prohibits the
32 appropriation of funds for more than a one (1) year period; that the
33 effectiveness of this Act on July 1, 2009 is essential to the operation of
34 the agency for which the appropriations in this Act are provided, and that in
35 the event of an extension of the Regular Session, the delay in the effective
36 date of this Act beyond July 1, 2009 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.
2 Therefore, an emergency is hereby declared to exist and this Act being
3 necessary for the immediate preservation of the public peace, health and
4 safety shall be in full force and effect from and after July 1, 2009.

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/s/ Elliott

APPROVED: 4/9/2009