

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 889 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 1726

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

17
18 AN ACT TO MAKE AN APPROPRIATION TO THE STATE
19 ATHLETIC COMMISSION FOR GRANTS TO BOYS AND GIRLS
20 CLUBS STATEWIDE FOR CONSTRUCTION, RENOVATION,
21 MAINTENANCE, PURCHASE OF EQUIPMENT, PERSONAL
22 SERVICES AND OPERATING EXPENSES; AND FOR OTHER
23 PURPOSES.
24
25

Subtitle

26
27 AN ACT FOR THE STATE ATHLETIC COMMISSION
28 - BOYS AND GIRLS CLUBS GRANTS GENERAL
29 IMPROVEMENT APPROPRIATION.
30
31

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

34 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT. There is hereby
35 appropriated, to the State Athletic Commission, to be payable from the



1 General Improvement Fund or its successor fund or fund accounts, the
2 following:

3 (A) For grants to Boys and Girls Clubs statewide for construction,
4 renovation, maintenance, purchase of equipment, personal services and
5 operating expenses, the sum of\$250,000.
6

7 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The
9 grants authorized in Section 1 of this Act for Boys and Girls Clubs shall be
10 equally distributed to Boys and Girls Clubs as determined by the Athletic
11 Commission. The Athletic Commission may adopt rules and regulations to carry
12 out the intent of the General Assembly regarding the grant appropriations
13 authorized by this Act.

14 The provisions of this section shall be in effect only from July 1, 2009
15 through June 30, 2011.
16

17 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The
19 appropriations authorized in this Act shall not be restricted by requirements
20 that may be applicable to other programs currently administered. New rules
21 and regulations may be adopted to carry out the intent of the General
22 Assembly regarding the appropriations authorized in this Act.

23 No less than thirty (30) days prior to the distribution of any funds
24 appropriated by this act, the director of the agency shall notify the Speaker
25 of the House of Representatives of the name and address of each recipient and
26 the amount that is being distributed to each recipient.
27

28 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
29 obligations otherwise incurred in relation to the project or projects
30 described herein in excess of the State Treasury funds actually available
31 therefor as provided by law. Provided, however, that institutions and
32 agencies listed herein shall have the authority to accept and use grants and
33 donations including Federal funds, and to use its unobligated cash income or
34 funds, or both available to it, for the purpose of supplementing the State
35 Treasury funds for financing the entire costs of the project or projects
36 enumerated herein. Provided further, that the appropriations and funds

1 otherwise provided by the General Assembly for Maintenance and General
2 Operations of the agency or institutions receiving appropriation herein shall
3 not be used for any of the purposes as appropriated in this act.

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

10
11 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
12 that any funds disbursed under the authority of the appropriations contained
13 in this act shall be in compliance with the stated reasons for which this act
14 was adopted, as evidenced by the Agency Requests, Executive Recommendations
15 and Legislative Recommendations contained in the budget manuals prepared by
16 the Department of Finance and Administration, letters, or summarized oral
17 testimony in the official minutes of the Arkansas Legislative Council or
18 Joint Budget Committee which relate to its passage and adoption.

19
20 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
21 Assembly, that the Constitution of the State of Arkansas prohibits the
22 appropriation of funds for more than a one (1) year period; that the
23 effectiveness of this Act on July 1, 2009 is essential to the operation of
24 the agency for which the appropriations in this Act are provided, and that in
25 the event of an extension of the Regular Session, the delay in the effective
26 date of this Act beyond July 1, 2009 could work irreparable harm upon the
27 proper administration and provision of essential governmental programs.
28 Therefore, an emergency is hereby declared to exist and this Act being
29 necessary for the immediate preservation of the public peace, health and
30 safety shall be in full force and effect from and after July 1, 2009.

31
32 /s/ Maloch

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34 APPROVED: 4/6/2009