

Stricken language will be deleted and underlined language will be added.  
Act 300 of the Regular Session

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

As Engrossed: H3/7/11  
**A Bill**

HOUSE BILL 1650

5 By: Representatives Webb, Allen, D. Altes, Baird, T. Baker, Barnett, Bell, Benedict, Biviano, T.  
6 Bradford, Branscum, J. Brown, J. Burris, Carnine, Carter, Catlett, Cheatham, Clemmer, Collins, Collins-  
7 Smith, L. Cowling, Dale, Deffenbaugh, J. Dickinson, J. Edwards, E. Elliott, English, Eubanks, Fielding,  
8 Garner, Gaskill, Gillam, Hall, Hammer, Harris, Hickerson, Hobbs, Hopper, Hubbard, D. Hutchinson,  
9 Hyde, Ingram, Jean, Johnston, Kerr, King, Lampkin, Lea, Leding, Lenderman, Linck, Lindsey, Love,  
10 Lovell, S. Malone, Mauch, Mayberry, McCrary, McLean, D. Meeks, S. Meeks, Moore, Murdock,  
11 Nickels, B. Overbey, Patterson, Pennartz, Perry, Pierce, Post, Powers, Ratliff, Rice, J. Roebuck, T.  
12 Rogers, Shepherd, Slinkard, G. Smith, Steel, T. Steele, Stewart, Stubblefield, Summers, T. Thompson,  
13 Tyler, Vines, Wagner, Walker, Wardlaw, Westerman, B. Wilkins, H. Wilkins, Williams, Woods, Word,  
14 Wren, Wright  
15

16 **For An Act To Be Entitled**

17 AN ACT TO MAKE AN APPROPRIATION FOR GRANTS TO FIRE  
18 DEPARTMENTS FOR THE DEPARTMENT OF FINANCE AND  
19 ADMINISTRATION - DISBURSING OFFICER FOR GENERAL  
20 IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.  
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23 **Subtitle**

24 AN ACT FOR THE DEPARTMENT OF FINANCE AND  
25 ADMINISTRATION - DISBURSING OFFICER -  
26 GRANTS TO FIRE DEPARTMENTS GENERAL  
27 IMPROVEMENT APPROPRIATION.  
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30 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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32 SECTION 1. APPROPRIATION - GRANTS TO FIRE DEPARTMENTS. There is hereby  
33 appropriated, to the Department of Finance and Administration - Disbursing  
34 Officer, to be payable from the General Improvement Fund or its successor  
35 fund or fund accounts, the following:

36 (A) for grants to fire departments, in a sum not to exceed



1 .....\$5,000,000.

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3 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FIRE  
 5 DEPARTMENT GRANT ALLOCATION AND UTILIZATION. The Department of Finance and  
 6 Administration shall distribute the fire department grants appropriation and  
 7 funds authorized by this act, or so much thereof as is available, to each  
 8 county based on the percentages as prescribed in Arkansas Code 14-284-403.  
 9 The fire department grants authorized by this act may be used by the fire  
 10 departments for maintenance and general operations, fire fighting training  
 11 expenses, purchase of firefighting equipment and other expenses necessary to  
 12 provide fire fighting protection. Notwithstanding any other provision of law  
 13 to the contrary regarding the distribution of funds, any funds distributed to  
 14 Pulaski County Fire Departments as authorized in Section 1 of this Act shall  
 15 be distributed solely based on a per capita basis.

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

20 The Fire Departments receiving grants authorized by this act are not  
 21 subject to meeting the requirements or other criteria that may be required of  
 22 fire departments under the provisions of Act 833 of 1991, as amended, or  
 23 Arkansas Code 14-284-401 through 14-284-411.

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25 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
 26 obligations otherwise incurred in relation to the project or projects  
 27 described herein in excess of the State Treasury funds actually available  
 28 therefor as provided by law. Provided, however, that institutions and  
 29 agencies listed herein shall have the authority to accept and use grants and  
 30 donations including Federal funds, and to use its unobligated cash income or  
 31 funds, or both available to it, for the purpose of supplementing the State  
 32 Treasury funds for financing the entire costs of the project or projects  
 33 enumerated herein. Provided further, that the appropriations and funds  
 34 otherwise provided by the General Assembly for Maintenance and General  
 35 Operations of the agency or institutions receiving appropriation herein shall  
 36 not be used for any of the purposes as appropriated in this act.

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

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

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18 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
19 Assembly, that the Constitution of the State of Arkansas prohibits the  
20 appropriation of funds for more than a one (1) year period; that the  
21 effectiveness of this Act on July 1, 2011 is essential to the operation of  
22 the agency for which the appropriations in this Act are provided, and that in  
23 the event of an extension of the legislative session, the delay in the  
24 effective date of this Act beyond July 1, 2011 could work irreparable harm  
25 upon the proper administration and provision of essential governmental  
26 programs. Therefore, an emergency is hereby declared to exist and this Act  
27 being necessary for the immediate preservation of the public peace, health  
28 and safety shall be in full force and effect from and after July 1, 2011.

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30 /s/Webb

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33 **APPROVED: 03/16/2011**