

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015

A Bill

SENATE BILL 378

4
5 By: Senator B. Pierce

For An Act To Be Entitled

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7
8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 EDUCATION FOR GRANTS FOR BREAKFAST NUTRITIONAL
10 PROGRAMS IN PUBLIC SCHOOLS; AND FOR OTHER PURPOSES.

Subtitle

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14 AN ACT FOR THE DEPARTMENT OF EDUCATION -
15 BREAKFAST NUTRITIONAL PROGRAMS IN PUBLIC
16 SCHOOLS GENERAL IMPROVEMENT
17 APPROPRIATION.

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

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22 SECTION 1. APPROPRIATION - BREAKFAST NUTRITIONAL PROGRAMS. There is
23 hereby appropriated, to the Department of Education, to be payable from the
24 General Improvement Fund or its successor fund or fund accounts, the
25 following:

26 (A) for grants for breakfast nutritional programs in public schools, in
27 a sum not to exceed.....\$1,000,000.

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29 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

31 Notwithstanding any other rules, regulations or provision of law to the
32 contrary the appropriations authorized in this Act shall not be restricted by
33 requirements that may be applicable to other programs currently administered.
34 New rules and regulations may be adopted to carry out the intent of the
35 General Assembly regarding the appropriations authorized in this Act.



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

13 (B) The restrictions of any applicable provisions of the State Purchasing
14 Law, the General Accounting and Budgetary Procedures Law, the Revenue
15 Stabilization Law and any other applicable fiscal control laws of this State
16 and regulations promulgated by the Department of Finance and Administration,
17 as authorized by law, shall be strictly complied with in disbursement of any
18 funds provided by this act unless specifically provided otherwise by law.
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20 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
21 Assembly that any funds disbursed under the authority of the appropriations
22 contained in this act shall be in compliance with the stated reasons for
23 which this act was adopted, as evidenced by the Agency Requests, Executive
24 Recommendations and Legislative Recommendations contained in the budget
25 manuals prepared by the Department of Finance and Administration, letters, or
26 summarized oral testimony in the official minutes of the Arkansas Legislative
27 Council or Joint Budget Committee which relate to its passage and adoption.
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29 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
30 Assembly, that the Constitution of the State of Arkansas prohibits the
31 appropriation of funds for more than a one (1) year period; that the
32 effectiveness of this Act on July 1, 2015 is essential to the operation of
33 the agency for which the appropriations in this Act are provided, and that in
34 the event of an extension of the legislative session, the delay in the
35 effective date of this Act beyond July 1, 2015 could work irreparable harm
36 upon the proper administration and provision of essential governmental

1 programs. Therefore, an emergency is hereby declared to exist and this Act
2 being necessary for the immediate preservation of the public peace, health
3 and safety shall be in full force and effect from and after July 1, 2015.

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6 **APPROVED: 03/16/2015**
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