

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.

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009  
4

As Engrossed: H3/12/09

## A Bill

HOUSE BILL 1719

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  
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### For An Act To Be Entitled

17  
18 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
19 OF FINANCE AND ADMINISTRATION - DISBURSING  
20 OFFICER FOR SUPPLEMENTING THE DISTRIBUTION OF  
21 FUNDS TO CITIES AND COUNTIES THROUGHOUT ARKANSAS;  
22 AND FOR OTHER PURPOSES.  
23  
24

### Subtitle

25  
26 AN ACT FOR THE DEPARTMENT OF FINANCE  
27 AND ADMINISTRATION - DISBURSING OFFICER  
28 - CITIES AND COUNTIES GENERAL  
29 IMPROVEMENT APPROPRIATION.  
30  
31

32 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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34 SECTION 1. APPROPRIATION - SUPPLEMENTAL COUNTY AND MUNICIPAL AID. There  
35 is hereby appropriated, to the Department of Finance and Administration -  
36 Disbursing Officer, to be payable from the General Improvement Fund or its



1 successor fund or fund accounts, the following:

2 (A) For supplementing the distribution of funds apportioned to each city  
3 or incorporated town in the same proportion as authorized in Arkansas Code  
4 19-5-601, the sum of .....\$3,000,000.

5 (B) For supplementing the funds made available to each of the seventy-five  
6 counties by the same distribution as authorized in Arkansas Code 19-5-  
7 602(c)(1)(A), the sum of .....\$3,000,000.

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9 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. No less  
11 than thirty (30) days prior to the distribution of any funds appropriated by  
12 this act, the director of the agency shall notify the Speaker of the House of  
13 Representatives of the name and address of each recipient and the amount that  
14 is being distributed to each recipient.

15

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

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

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35 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
36 that any funds disbursed under the authority of the appropriations contained

1 in this act shall be in compliance with the stated reasons for which this act  
2 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
3 and Legislative Recommendations contained in the budget manuals prepared by  
4 the Department of Finance and Administration, letters, or summarized oral  
5 testimony in the official minutes of the Arkansas Legislative Council or  
6 Joint Budget Committee which relate to its passage and adoption.

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8 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
9 Assembly, that the Constitution of the State of Arkansas prohibits the  
10 appropriation of funds for more than a one (1) year period; that the  
11 effectiveness of this Act on July 1, 2009 is essential to the operation of  
12 the agency for which the appropriations in this Act are provided, and that in  
13 the event of an extension of the Regular Session, the delay in the effective  
14 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
15 proper administration and provision of essential governmental programs.  
16 Therefore, an emergency is hereby declared to exist and this Act being  
17 necessary for the immediate preservation of the public peace, health and  
18 safety shall be in full force and effect from and after July 1, 2009.

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20 /s/ Maloch  
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