

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

A Bill

HOUSE BILL 1725

4
5 By: Representative Maloch
6
7

For An Act To Be Entitled

8
9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF FINANCE AND ADMINISTRATION - DISBURSING
11 OFFICER FOR PLANNING AND DEVELOPMENT GRANTS FOR
12 THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR
13 OTHER PURPOSES.
14

Subtitle

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16
17 AN ACT FOR THE DEPARTMENT OF FINANCE AND
18 ADMINISTRATION - DISBURSING OFFICER -
19 PLANNING AND DEVELOPMENT GRANTS
20 APPROPRIATION FOR THE 2009-2010 FISCAL
21 YEAR.
22
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. APPROPRIATION - PLANNING AND DEVELOPMENT GRANTS. There is
27 hereby appropriated, to the Department of Finance and Administration -
28 Disbursing Officer, to be payable from the General Improvement Fund or its
29 successor fund or fund accounts, the following:

30 (A) For Planning and Development Grants, the sum of\$5,000,000.
31

32 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PLANNING
34 AND DEVELOPMENT GRANTS. The appropriations and funds authorizing Planning and
35 Development Grants by this Act shall be made available for the same purposes
36 and to the same entities as authorized and recognized by the General Assembly



1 in Arkansas Code 14-166-202 through 14-166-205, with the exception that any
2 requirements for matching funds authorized in Arkansas Code 14-166-202
3 through 14-166-205, or any other law to the contrary requiring matching
4 funds, shall not apply to the Planning and Development District Grants
5 authorized by this Act.

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7 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PLANNING
9 AND DEVELOPMENT DISTRICTS. Any funding provided by the planning and
10 development grants appropriated in this Act for the Arkansas Planning and
11 Development Districts shall be distributed equally between the eight (8)
12 Arkansas Planning and Development Districts.

13
14 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
15 obligations otherwise incurred in relation to the project or projects
16 described herein in excess of the State Treasury funds actually available
17 therefor as provided by law. Provided, however, that institutions and
18 agencies listed herein shall have the authority to accept and use grants and
19 donations including Federal funds, and to use its unobligated cash income or
20 funds, or both available to it, for the purpose of supplementing the State
21 Treasury funds for financing the entire costs of the project or projects
22 enumerated herein. Provided further, that the appropriations and funds
23 otherwise provided by the General Assembly for Maintenance and General
24 Operations of the agency or institutions receiving appropriation herein shall
25 not be used for any of the purposes as appropriated in this act.

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

32
33 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
34 that any funds disbursed under the authority of the appropriations contained
35 in this act shall be in compliance with the stated reasons for which this act
36 was adopted, as evidenced by the Agency Requests, Executive Recommendations

1 and Legislative Recommendations contained in the budget manuals prepared by
2 the Department of Finance and Administration, letters, or summarized oral
3 testimony in the official minutes of the Arkansas Legislative Council or
4 Joint Budget Committee which relate to its passage and adoption.

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