

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

A Bill

HOUSE BILL 1652

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, B. Wilkins, H. Wilkins, Williams, Woods, Word, Wren, Wright
14

For An Act To Be Entitled

15 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
16 OF FINANCE AND ADMINISTRATION - DISBURSING
17 OFFICER FOR SUPPLEMENTING THE DISTRIBUTION OF
18 FUNDS TO CITIES AND COUNTIES THROUGHOUT ARKANSAS;
19 AND FOR OTHER PURPOSES.
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Subtitle

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23 AN ACT FOR THE DEPARTMENT OF FINANCE AND
24 ADMINISTRATION - DISBURSING OFFICER -
25 CITIES AND COUNTIES GENERAL IMPROVEMENT
26 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 - SUPPLEMENTAL COUNTY AND MUNICIPAL AID.
33 There is hereby appropriated, to the Department of Finance and Administration
34 - Disbursing Officer, to be payable from the General Improvement Fund or its
35 successor fund or fund accounts, the following:

36 (A) for supplementing the distribution of funds apportioned to each



1 city or incorporated town in the same proportion as authorized in Arkansas
2 Code 19-5-601, in a sum not to exceed.....\$3,000,000.

3 (B) for supplementing the funds made available to each of the seventy-
4 five counties by the same distribution as authorized in Arkansas Code 19-5-
5 602(c)(1)(A), in a sum not to exceed.....\$3,000,000.

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

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

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14 SECTION 3. 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
27 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
28 Revenue Stabilization Law and any other applicable fiscal control laws of
29 this State and regulations promulgated by the Department of Finance and
30 Administration, as authorized by law, shall be strictly complied with in
31 disbursement of any funds provided by this act unless specifically provided
32 otherwise by law.

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34 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
35 Assembly that any funds disbursed under the authority of the appropriations
36 contained in this act shall be in compliance with the stated reasons for

1 which this act was adopted, as evidenced by the Agency Requests, Executive
2 Recommendations and Legislative Recommendations contained in the budget
3 manuals prepared by the Department of Finance and Administration, letters, or
4 summarized oral testimony in the official minutes of the Arkansas Legislative
5 Council or Joint Budget Committee which relate to its passage and adoption.
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7 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
8 Assembly, that the Constitution of the State of Arkansas prohibits the
9 appropriation of funds for more than a one (1) year period; that the
10 effectiveness of this Act on July 1, 2011 is essential to the operation of
11 the agency for which the appropriations in this Act are provided, and that in
12 the event of an extension of the legislative session, the delay in the
13 effective date of this Act beyond July 1, 2011 could work irreparable harm
14 upon the proper administration and provision of essential governmental
15 programs. Therefore, an emergency is hereby declared to exist and this Act
16 being necessary for the immediate preservation of the public peace, health
17 and safety shall be in full force and effect from and after July 1, 2011.
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