

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

*As Engrossed: S3/10/11*  
**A Bill**

SENATE BILL 602

5 By: Senator Elliott  
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
9 OF HUMAN SERVICES FOR GRANTS COMMUNITY BASED  
10 PROGRAMS; AND FOR OTHER PURPOSES.  
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13 **Subtitle**

14 AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES  
15 - GRANTS COMMUNITY BASED PROGRAMS GENERAL  
16 IMPROVEMENT APPROPRIATION.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. APPROPRIATION - GRANTS COMMUNITY BASED PROGRAMS. There is  
22 hereby appropriated, to the Department of Human Services, to be payable from  
23 the General Improvement Fund or its successor fund or fund accounts, the  
24 following:

25 (A) for grants for community based programs for personal services,  
26 operating expenses, equipment, supplies and maintenance expenses, in a sum  
27 not to exceed.....\$50,000.  
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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.  
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1 Notwithstanding any other rules, regulations or provision of law to the  
2 contrary the appropriations authorized in this Act shall not be restricted by  
3 requirements that may be applicable to other programs currently administered.  
4 New rules and regulations may be adopted to carry out the intent of the  
5 General Assembly regarding the appropriations authorized in this Act.

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

19 (B) The restrictions of any applicable provisions of the State  
20 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
21 Revenue Stabilization Law and any other applicable fiscal control laws of  
22 this State and regulations promulgated by the Department of Finance and  
23 Administration, as authorized by law, shall be strictly complied with in  
24 disbursement of any funds provided by this act unless specifically provided  
25 otherwise by law.

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27 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
28 authorized by this act shall be limited to the appropriation for such agency  
29 and funds made available by law for the support of such appropriations; and  
30 the restrictions of the State Procurement Law, the General Accounting and  
31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
32 Procedures and Restrictions Act, or their successors, and other fiscal  
33 control laws of this State, where applicable, and regulations promulgated by  
34 the Department of Finance and Administration, as authorized by law, shall be  
35 strictly complied with in disbursement of said funds.

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1 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
2 Assembly that any funds disbursed under the authority of the appropriations  
3 contained in this act shall be in compliance with the stated reasons for  
4 which this act was adopted, as evidenced by the Agency Requests, Executive  
5 Recommendations and Legislative Recommendations contained in the budget  
6 manuals prepared by the Department of Finance and Administration, letters, or  
7 summarized oral testimony in the official minutes of the Arkansas Legislative  
8 Council or Joint Budget Committee which relate to its passage and adoption.

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10 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
11 Assembly, that the Constitution of the State of Arkansas prohibits the  
12 appropriation of funds for more than a one (1) year period; that the  
13 effectiveness of this Act on July 1, 2011 is essential to the operation of  
14 the agency for which the appropriations in this Act are provided, and that in  
15 the event of an extension of the legislative session, the delay in the  
16 effective date of this Act beyond July 1, 2011 could work irreparable harm  
17 upon the proper administration and provision of essential governmental  
18 programs. Therefore, an emergency is hereby declared to exist and this Act  
19 being necessary for the immediate preservation of the public peace, health  
20 and safety shall be in full force and effect from and after July 1, 2011.

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22 */s/Elliott*  
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