

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4

As Engrossed: H3/7/97

A Bill

HOUSE BILL 1905

5 *By: Joint Budget Committee*
6

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR
10 INSTITUTIONAL AND COMMUNITY DEVELOPMENT; AND FOR OTHER
11 PURPOSES."

Subtitle

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14 "AN ACT FOR THE DEPARTMENT OF FINANCE
15 AND ADMINISTRATION - DISBURSING OFFICER
16 - INSTITUTIONAL AND COMMUNITY
17 DEVELOPMENT APPROPRIATION."
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
22 Department of Finance and Administration - Disbursing Officer, to be payable
23 from the Institutional and Community Development Fund, from funds received
24 from the General Improvement Fund from time to time or other funds as made
25 available by the General Assembly, for institutional and community development
26 as determined by the Commission on Institutional and Community Development for
27 the biennial period ending June 30, 1999, the sum of.....\$15,000,000.
28

29 SECTION 2. (a) There is created the Commission on Institutional and
30 Community Development which shall consist of six (6) members to be appointed
31 as follows:

- 32 (1) Two (2) members shall be appointed by the Governor;
33 (2) Two (2) members shall be appointed by the Speaker of the House;
34 and
35 (3) Two (2) members shall be appointed by the President Pro Tempore
36 of the Senate.

1 (b) The members of the Commission shall serve for a term of two (2)
2 years.

3 (c) The members of the Commission shall annually elect a chairperson.

4 (d) Members of the Commission may receive expense reimbursement in
5 accordance with 25-16-901 et seq.

6 (e) The Commission shall adopt necessary regulations for the
7 implementation of this section.

8 (f) The Institutional and Community Development Fund shall be managed
9 and distributed by the Commission.

10 (g) The Commission shall expire on June 30, 1999, unless an
11 appropriation is made to the Institutional and Community
12 Development Fund for the 1999-2001 biennium.

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14 SECTION 3. (a) There is established on the books of the Treasurer of
15 State, Auditor of State and the Chief Fiscal Officer of the State a fund to be
16 known as the Institutional and Community Development Fund.

17 (b) This fund shall consist of monies as may be provided by the General
18 Assembly, there to be disbursed by the Department of Finance and
19 Administration - Disbursing Officer as determined by the Commission on
20 Institutional and Community Development.

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

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

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

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6 SECTION 6. CODE. All provisions of this Act of a general and permanent
7 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
8 Code Revision Commission shall incorporate the same in the Code.

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10 SECTION 7. SEVERABILITY. If any provision of this Act or the
11 application thereof to any person or circumstance is held invalid, such
12 invalidity shall not affect other provisions or applications of the Act which
13 can be given effect without the invalid provision or application, and to this
14 end the provisions of this Act are declared to be severable.

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16 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
17 with this Act are hereby repealed.

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19 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
20 Eightieth General Assembly, that the Constitution of the State of Arkansas
21 prohibits the appropriation of funds for more than a two (2) year period; that
22 the effectiveness of this Act on July 1, 1997 is essential to the operation of
23 the agency for which the appropriations in this Act are provided, and that in
24 the event of an extension of the Regular Session, the delay in the effective
25 date of this Act beyond July 1, 1997 could work irreparable harm upon the
26 proper administration and provision of essential governmental programs.
27 Therefore, an emergency is hereby declared to exist and this Act being
28 necessary for the immediate preservation of the public peace, health and
29 safety shall be in full force and effect from and after July 1, 1997.

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31 /s/JBC

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