

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

As Engrossed: S3/6/97

## A Bill

SENATE BILL 571

5 By: Joint Budget Committee  
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### For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
10 FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE  
11 ESTABLISHMENT OF RECREATION PROGRAMS IN LEE, PHILLIPS, ST.  
12 FRANCIS AND CRITTENDEN COUNTIES; AND FOR OTHER PURPOSES."  
13

### Subtitle

14  
15 "AN ACT FOR THE DEPARTMENT OF FINANCE  
16 AND ADMINISTRATION - DISBURSING OFFICER  
17 - RECREATION PROGRAMS CAPITAL  
18 IMPROVEMENT APPROPRIATION."  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
23 Department of Finance and Administration - Disbursing Officer, to be payable  
24 from the General Improvement Fund or its successor fund or fund accounts, the  
25 following:

26 (A) For costs of establishing recreation programs in Lee County,  
27 Arkansas, the sum of ..... \$1,250,000.  
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29 (B) For costs of establishing recreation programs in Phillips County,  
30 Arkansas, the sum of ..... \$1,250,000.  
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32 (C) For costs of establishing recreation programs in St. Francis  
33 County, Arkansas, the sum of ..... 1,250,000.  
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35 (D) For costs of establishing recreation programs in Crittenden County,  
36 Arkansas, the sum of ..... \$1,250,000.

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3           SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
4 obligations otherwise incurred in relation to the project or projects  
5 described herein in excess of the State Treasury funds actually available  
6 therefor as provided by law. Provided, however, that institutions and  
7 agencies listed herein shall have the authority to accept and use grants and  
8 donations including Federal funds, and to use its unobligated cash income or  
9 funds, or both available to it, for the purpose of supplementing the State  
10 Treasury funds for financing the entire costs of the project or projects  
11 enumerated herein. Provided further, that the appropriations and funds  
12 otherwise provided by the General Assembly for Maintenance and General  
13 Operations of the agency or institutions receiving appropriation herein shall  
14 not be used for any of the purposes as appropriated in this Act.

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

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23           SECTION 3. LEGISLATIVE INTENT. It is the intent of the General  
24 Assembly that any funds disbursed under the authority of the appropriations  
25 contained in this Act shall be in compliance with the stated reasons for which  
26 this Act was adopted, as evidenced by the Agency Requests, Executive  
27 Recommendations and Legislative Recommendations contained in the budget  
28 manuals prepared by the Department of Finance and Administration, letters, or  
29 summarized oral testimony in the official minutes of the Arkansas Legislative  
30 Council or Joint Budget Committee which relate to its passage and adoption.

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32           SECTION 4. CODE. All provisions of this Act of a general and permanent  
33 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
34 Code Revision Commission shall incorporate the same in the Code.

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SECTION 5. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict  
with this Act are hereby repealed.

10       SECTION 7.   EMERGENCY CLAUSE.   It is hereby found and determined by the  
11 Eighty-First General Assembly, that the Constitution of the State of Arkansas  
12 prohibits the appropriation of funds for more than a two (2) year period; that  
13 the effectiveness of this Act on July 1, 1997 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 Regular Session, the delay in the effective  
16 date of this Act beyond July 1, 1997 could work irreparable harm upon the  
17 proper administration and provision of essential governmental programs.  
18 Therefore, an emergency is hereby declared to exist and this Act being  
19 necessary for the immediate preservation of the public peace, health and  
20 safety shall be in full force and effect from and after July 1, 1997.

/s/Russ et al

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