

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

As Engrossed: H3/6/97

A Bill

SENATE BILL 581

4
5 By: Senators Bell, Harriman, Ross, Hill, Dowd, Hopkins, Bradford, Beebe, Jeffries, Walters, Canada, Argue, Wyrick, Walker,
6 Hoofman, Gwatney, Russ, Edwards, Webb, Everett
7 By: Representatives Thicksten, Hunton, Hall, DeLay, Pollan, McGehee, Wilkinson, Ammons, Faris, Teague, Beatty,
8 Rodgers, Mullenix, Malone, J. Smith, Broadway, Kidd, Lancaster, Stalnacker, Keltner, Thomas, Jones, Magnus, Booker, Ferrell,
9 Brown, Bennett, Vess, Dietz, Molinaro, D. Hudson, Bond, Walker, Choate, Fletcher, Davis, Baker, Northcutt, Simmons,
10 Wooldridge, Luker

For An Act To Be Entitled

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14 "AN ACT TO MAKE AN APPROPRIATION FOR THE PROVISION OF DISASTER
15 ASSISTANCE GRANTS BY THE OFFICE OF EMERGENCY SERVICES TO THOSE
16 COUNTIES WHICH HAVE BEEN DECLARED DISASTER AREAS BY THE PRESIDENT
17 OF THE UNITED STATES SINCE JULY 1, 1995, FOR THE DEPARTMENT OF FINANCE
18 AND ADMINISTRATION - DISBURSING OFFICER WHICH SHALL BE
19 SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 69
20 OF 1995; AND FOR OTHER PURPOSES."

Subtitle

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23 "AN ACT FOR THE DEPARTMENT OF FINANCE AND
24 ADMINISTRATION - DISBURSING OFFICER DISASTER
25 ASSISTANCE GRANTS SUPPLEMENTAL
26 APPROPRIATION."

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28 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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30 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the Department of Finance and Administration -
31 Disbursing Officer, to be payable from the Disaster Assistance Fund, for the provision of Disaster Assistance Grants by the Office of Emergency
32 Services to those counties which have been declared disaster areas by the President of the United States since July 1, 1995, which shall be
33 supplemental and in addition to those funds appropriated in Section 1 of Act 69 of 1995, the following:

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35 ITEM FISCAL YEAR
36 NO. 1996-97 (01) Crawford County

1	\$500,000	
2	(02) Sebastian County	\$500,000
3	(03) Clark County	\$500,000
4	(04) Cross County	\$500,000
5	(05) Greene County	\$500,000
6	(06) Hempstead County	\$500,000
7	(07) Jackson County	\$500,000
8	(08) Lonoke County	\$500,000
9	(09) Nevada County	\$500,000
10	(10) Pulaski County	\$500,000
11	(11) Madison County	<u>\$500,000</u>
12	(12) Saline County	\$500,000
13	Total Amount Appropriated	<u>\$ 6,000,000</u>

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15 SECTION 2. FUNDING TRANSFER. *Immediately upon the effective date of this Act, the Chief Fiscal Officer of the State*
16 *shall transfer on his books and those of the State Treasurer the sum of six million (\$6,000,000) from the Economic Development of Arkansas*
17 *Fund to the Disaster Assistance Fund to provide funds for the appropriation provided herein.*

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19 SECTION 3. *Upon a State declaration of disaster as defined in A.C.A. §12-75-103(2), the Quorum Court or a local*
20 *governmental entity of the counties named in Section 1 of this act may request of the Director of the State Office of Emergency Services a*
21 *disbursement of the funds appropriated by this Act. Upon certification by the Director of the State Office of Emergency Services that the request*
22 *is consistent with the provisions of the "Arkansas Emergency Services Act of 1973," the Chief Fiscal Officer of the State may approve*
23 *disbursement of the funds appropriated in this Act for the purpose of responding to and mitigating the effects of such disaster. Funds*
24 *appropriated in this Act are to supplement county and local expenses which are not reimbursable under Federal disaster recovery programs, but for*
25 *which extraordinary means are required.*

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

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

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

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

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

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

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14 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-First General Assembly that funds
15 provided by the General Assembly for the operations of the Department of Finance and Administration - Disbursing Officer are, due to unforeseen
16 circumstances, insufficient for the Department of Finance and Administration - Disbursing Officer to continue to provide essential governmental
17 services; that the provisions of this act will provide the necessary monies for the Department of Finance and Administration - Disbursing Officer
18 to continue such services; and that a delay in the effective date of this Act could work irreparable harm upon the proper administration and
19 provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate
20 preservation of the public peace, health and safety shall be in full force and effect from and after the date of its passage and approval.

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/s/Sen. Bell et al

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