

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: H3/1/07

A Bill

HOUSE BILL 1834

5 By: Representatives Thyer, *Abernathy, Adcock, Allen, Anderson, T. Baker, Berry, Blount, Bond, T.*
6 *Bradford, Breedlove, E. Brown, J. Brown, Burkes, Burris, Cash, Cheatham, Chesterfield, Cook, Cooper,*
7 *Cornwell, L. Cowling, D. Creekmore, Davenport, Davis, Dickinson, S. Dobbins, Dunn, Edwards, L.*
8 *Evans, D. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall,*
9 *Hardwick, Hardy, Harrelson, Harris, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Jeffrey, J. Johnson,*
10 *D. Johnson, Kenney, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin,*
11 *Maxwell, Medley, Moore, Norton, Overbey, Pace, Pate, Patterson, Pennartz, Petrus, Pickett, Pierce,*
12 *Powers, S. Prater, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample,*
13 *Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Wagner, Walters, Webb, Wells, Wills,*
14 *Wood, Woods, Wyatt*

For An Act To Be Entitled

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18 AN ACT TO MAKE AN APPROPRIATION FOR GRANTS TO
19 FIRE DEPARTMENTS FOR THE DEPARTMENT OF FINANCE
20 AND ADMINISTRATION - DISBURSING OFFICER FOR THE
21 BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR
22 OTHER PURPOSES.

Subtitle

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26 AN ACT FOR THE DEPARTMENT OF FINANCE
27 AND ADMINISTRATION - DISBURSING OFFICER
28 - GRANTS TO FIRE DEPARTMENTS
29 APPROPRIATION FOR THE 2007-2009
30 BIENNIUM.

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

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35 SECTION 1. APPROPRIATIONS - GRANTS TO FIRE DEPARTMENTS. There is hereby
36 appropriated, to the Department of Finance and Administration - Disbursing



1 Officer, to be payable from the General Improvement Fund or its successor
2 fund or fund accounts, the following:

3 (A) For grants to fire departments, the sum of\$5,000,000.
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5 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FIRE
7 DEPARTMENT GRANT ALLOCATION AND UTILIZATION. The Department of Finance and
8 Administration shall distribute the fire department grants appropriation and
9 funds authorized by this act, or so much thereof as is available, to each
10 county based on the percentages as prescribed in Arkansas Code 14-284-403.
11 The fire department grants authorized by this act may be used by the fire
12 departments for maintenance and general operations, fire fighting training
13 expenses, purchase of fire fighting equipment, and other expenses necessary
14 to provide fire fighting protection.
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16 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
17 obligations otherwise incurred in relation to the project or projects
18 described herein in excess of the State Treasury funds actually available
19 therefor as provided by law. Provided, however, that institutions and
20 agencies listed herein shall have the authority to accept and use grants and
21 donations including Federal funds, and to use its unobligated cash income or
22 funds, or both available to it, for the purpose of supplementing the State
23 Treasury funds for financing the entire costs of the project or projects
24 enumerated herein. Provided further, that the appropriations and funds
25 otherwise provided by the General Assembly for Maintenance and General
26 Operations of the agency or institutions receiving appropriation herein shall
27 not be used for any of the purposes as appropriated in this act.

28 (B) The restrictions of any applicable provisions of the State Purchasing
29 Law, the General Accounting and Budgetary Procedures Law, the Revenue
30 Stabilization Law and any other applicable fiscal control laws of this State
31 and regulations promulgated by the Department of Finance and Administration,
32 as authorized by law, shall be strictly complied with in disbursement of any
33 funds provided by this act unless specifically provided otherwise by law.
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35 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
36 that any funds disbursed under the authority of the appropriations contained

1 in this act shall be in compliance with the stated reasons for which this act
2 was adopted, as evidenced by the Agency Requests, Executive Recommendations
3 and Legislative Recommendations contained in the budget manuals prepared by
4 the Department of Finance and Administration, letters, or summarized oral
5 testimony in the official minutes of the Arkansas Legislative Council or
6 Joint Budget Committee which relate to its passage and adoption.

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8 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
9 Assembly, that the Constitution of the State of Arkansas prohibits the
10 appropriation of funds for more than a two (2) year period; that the
11 effectiveness of this Act on July 1, 2007 is essential to the operation of
12 the agency for which the appropriations in this Act are provided, and that in
13 the event of an extension of the Regular Session, the delay in the effective
14 date of this Act beyond July 1, 2007 could work irreparable harm upon the
15 proper administration and provision of essential governmental programs.
16 Therefore, an emergency is hereby declared to exist and this Act being
17 necessary for the immediate preservation of the public peace, health and
18 safety shall be in full force and effect from and after July 1, 2007.

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20 /s/ Thyer, et al
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