

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 1836

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

For An Act To Be Entitled

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18 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
19 OF FINANCE AND ADMINISTRATION - DISBURSING
20 OFFICER FOR SUPPLEMENTING THE DISTRIBUTION OF
21 FUNDS TO CITIES AND COUNTIES THROUGHOUT ARKANSAS;
22 AND FOR OTHER PURPOSES.

Subtitle

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26 AN ACT FOR THE DEPARTMENT OF FINANCE AND
27 ADMINISTRATION - DISBURSING OFFICER -
28 CITIES AND COUNTIES GENERAL IMPROVEMENT
29 APPROPRIATION.

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

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34 SECTION 1. APPROPRIATIONS - SUPPLEMENTAL COUNTY AND MUNICIPAL AID. There
35 is hereby appropriated, to the Department of Finance and Administration -
36 Disbursing Officer, to be payable from the General Improvement Fund or its



1 successor fund or fund accounts, the following:

2 (A) For supplementing the distribution of funds apportioned to each city
3 or incorporated town in the same proportion as authorized in Arkansas Code
4 19-5-601, the sum of\$5,000,000.

5 (B) For supplementing the funds made available to each of the seventy-five
6 counties by the same distribution as authorized in Arkansas Code 19-5-
7 602(c)(1)(A) the sum of.....\$5,000,000.

8

9 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

11 SUPPLEMENTAL COUNTY AND MUNICIPAL AID FUNDS UTILIZATION. The appropriations
12 authorized in this act for supplementing aid to municipalities shall be
13 utilized by the cities or incorporated towns in the same manner and used for
14 the same purposes as authorized by law for general revenues apportioned
15 through the Municipal Aid Fund as established in Arkansas Code 19-6-601.

16 The appropriations authorized in this act for supplementing aid to
17 counties shall be utilized by counties in the same manner and used for the
18 same purposes as authorized by law for general revenues distributed through
19 the County Aid Fund as established in Arkansas Code 19-5-602.

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21 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
22 obligations otherwise incurred in relation to the project or projects
23 described herein in excess of the State Treasury funds actually available
24 therefor as provided by law. Provided, however, that institutions and
25 agencies listed herein shall have the authority to accept and use grants and
26 donations including Federal funds, and to use its unobligated cash income or
27 funds, or both available to it, for the purpose of supplementing the State
28 Treasury funds for financing the entire costs of the project or projects
29 enumerated herein. Provided further, that the appropriations and funds
30 otherwise provided by the General Assembly for Maintenance and General
31 Operations of the agency or institutions receiving appropriation herein shall
32 not be used for any of the purposes as appropriated in this act.

33 (B) The restrictions of any applicable provisions of the State Purchasing
34 Law, the General Accounting and Budgetary Procedures Law, the Revenue
35 Stabilization Law and any other applicable fiscal control laws of this State
36 and regulations promulgated by the Department of Finance and Administration,

1 as authorized by law, shall be strictly complied with in disbursement of any
2 funds provided by this act unless specifically provided otherwise by law.

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

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

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25 /s/ Thyer, et al
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