

**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 Enrolled: H3/1/07 H3/23/07 H3/27/07*

# 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*  
15 *By: Senators Altes, Argue, Baker, Bisbee, Bookout, Broadway, Brown, Bryles, Capps, Critcher, Crumbly,*  
16 *Faris, Glover, Hendren, Hill, Horn, J. Jeffress, G. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone,*  
17 *Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins,*  
18 *Wilkinson, Womack*  
19  
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## For An Act To Be Entitled

21 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
22 OF FINANCE AND ADMINISTRATION - DISBURSING  
23 OFFICER FOR SUPPLEMENTING THE DISTRIBUTION OF  
24 FUNDS TO CITIES AND COUNTIES THROUGHOUT ARKANSAS;  
25 AND FOR OTHER PURPOSES.  
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## Subtitle

29 AN ACT FOR THE DEPARTMENT OF FINANCE AND  
30 ADMINISTRATION - DISBURSING OFFICER -  
31 CITIES AND COUNTIES GENERAL IMPROVEMENT  
32 APPROPRIATION.  
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36 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:



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

(A) For supplementing the distribution of funds apportioned to each city or incorporated town in the same proportion as authorized in Arkansas Code 19-5-601, the sum of .....\$15,000,000.

(B) For supplementing the funds made available to each of the seventy-five counties by the same distribution as authorized in Arkansas Code 19-5-602(c)(1)(A) the sum of.....\$15,000,000.

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

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

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

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

1 (B) The restrictions of any applicable provisions of the State Purchasing  
2 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
3 Stabilization Law and any other applicable fiscal control laws of this State  
4 and regulations promulgated by the Department of Finance and Administration,  
5 as authorized by law, shall be strictly complied with in disbursement of any  
6 funds provided by this act unless specifically provided otherwise by law.  
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8 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
9 that any funds disbursed under the authority of the appropriations contained  
10 in this act shall be in compliance with the stated reasons for which this act  
11 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
12 and Legislative Recommendations contained in the budget manuals prepared by  
13 the Department of Finance and Administration, letters, or summarized oral  
14 testimony in the official minutes of the Arkansas Legislative Council or  
15 Joint Budget Committee which relate to its passage and adoption.  
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17 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
18 Assembly, that the Constitution of the State of Arkansas prohibits the  
19 appropriation of funds for more than a two (2) year period; that the  
20 effectiveness of this Act on July 1, 2007 is essential to the operation of  
21 the agency for which the appropriations in this Act are provided, and that in  
22 the event of an extension of the Regular Session, the delay in the effective  
23 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
24 proper administration and provision of essential governmental programs.  
25 Therefore, an emergency is hereby declared to exist and this Act being  
26 necessary for the immediate preservation of the public peace, health and  
27 safety shall be in full force and effect from and after July 1, 2007.  
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29 /s/ Thyer, et al  
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