

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 87th General Assembly  
3 Regular Session, 2009  
4

As Engrossed: H3/12/09

# A Bill

HOUSE BILL 1726

5 By: Representatives Maloch, Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T.  
6 Bradford, Breedlove, J. Brown, M. Burris, J. Burris, Carnine, Carroll, Carter, Cash, Cheatham,  
7 Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson,  
8 Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green,  
9 Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde,  
10 Ingram, Kerr, Kidd, King, Lea, W. Lewellen, Lindsey, Lovell, Lowery, S. Malone, M. Martin, Maxwell,  
11 McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle,  
12 Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, J. Rogers, Sample, Saunders, Shelby,  
13 Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Wills,  
14 Woods, Word  
15  
16

## For An Act To Be Entitled

17  
18 AN ACT TO MAKE AN APPROPRIATION TO THE STATE  
19 ATHLETIC COMMISSION FOR GRANTS TO BOYS AND GIRLS  
20 CLUBS STATEWIDE FOR CONSTRUCTION, RENOVATION,  
21 MAINTENANCE, PURCHASE OF EQUIPMENT, PERSONAL  
22 SERVICES AND OPERATING EXPENSES; AND FOR OTHER  
23 PURPOSES.  
24

## Subtitle

25  
26  
27 AN ACT FOR THE STATE ATHLETIC COMMISSION  
28 - BOYS AND GIRLS CLUBS GRANTS GENERAL  
29 IMPROVEMENT APPROPRIATION.  
30

31  
32 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
33

34 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
35 appropriated, to the State Athletic Commission, to be payable from the  
36 General Improvement Fund or its successor fund or fund accounts, the



1 following:

2 (A) For grants to Boys and Girls Clubs statewide for construction,  
3 renovation, maintenance, purchase of equipment, personal services and  
4 operating expenses, the sum of .....\$250,000.

5  
6 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The  
8 grants authorized in Section 1 of this Act for Boys and Girls Clubs shall be  
9 equally distributed to Boys and Girls Clubs as determined by the Athletic  
10 Commission. The Athletic Commission may adopt rules and regulations to carry  
11 out the intent of the General Assembly regarding the grant appropriations  
12 authorized by this Act.

13 The provisions of this section shall be in effect only from July 1, 2009  
14 through June 30, 2011.

15  
16 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The  
18 appropriations authorized in this Act shall not be restricted by requirements  
19 that may be applicable to other programs currently administered. New rules  
20 and regulations may be adopted to carry out the intent of the General  
21 Assembly regarding the appropriations authorized in this Act.

22 No less than thirty (30) days prior to the distribution of any funds  
23 appropriated by this act, the director of the agency shall notify the Speaker  
24 of the House of Representatives of the name and address of each recipient and  
25 the amount that is being distributed to each recipient.

26  
27 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
28 obligations otherwise incurred in relation to the project or projects  
29 described herein in excess of the State Treasury funds actually available  
30 therefor as provided by law. Provided, however, that institutions and  
31 agencies listed herein shall have the authority to accept and use grants and  
32 donations including Federal funds, and to use its unobligated cash income or  
33 funds, or both available to it, for the purpose of supplementing the State  
34 Treasury funds for financing the entire costs of the project or projects  
35 enumerated herein. Provided further, that the appropriations and funds  
36 otherwise provided by the General Assembly for Maintenance and General

1 Operations of the agency or institutions receiving appropriation herein shall  
2 not be used for any of the purposes as appropriated in this act.

3 (B) The restrictions of any applicable provisions of the State Purchasing  
4 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
5 Stabilization Law and any other applicable fiscal control laws of this State  
6 and regulations promulgated by the Department of Finance and Administration,  
7 as authorized by law, shall be strictly complied with in disbursement of any  
8 funds provided by this act unless specifically provided otherwise by law.

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

18  
19 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
20 Assembly, that the Constitution of the State of Arkansas prohibits the  
21 appropriation of funds for more than a one (1) year period; that the  
22 effectiveness of this Act on July 1, 2009 is essential to the operation of  
23 the agency for which the appropriations in this Act are provided, and that in  
24 the event of an extension of the Regular Session, the delay in the effective  
25 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
26 proper administration and provision of essential governmental programs.  
27 Therefore, an emergency is hereby declared to exist and this Act being  
28 necessary for the immediate preservation of the public peace, health and  
29 safety shall be in full force and effect from and after July 1, 2009.

30  
31 /s/ Maloch  
32  
33  
34  
35  
36