

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

A Bill

HOUSE BILL 1727

5 By: Representative Maloch
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF RURAL SERVICES FOR GRANTS FOR OPERATING,
11 CONSTRUCTION, IMPROVEMENTS, EQUIPMENT,
12 RENOVATION, AND MAINTENANCE EXPENSES; AND FOR
13 OTHER PURPOSES.
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Subtitle

16 AN ACT FOR THE DEPARTMENT OF RURAL
17 SERVICES - GRANTS - GENERAL IMPROVEMENT
18 APPROPRIATION.
19
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21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. APPROPRIATION - PUBLIC BUILDINGS/FACILITIES. There is hereby
25 appropriated, to the Department of Rural Services, to be payable from the
26 General Improvement Fund or its successor fund or fund accounts, the
27 following:

28 (A) For grants to counties, municipalities, or subdivisions thereof, or
29 other eligible entities for operating, construction, improvements, equipment,
30 renovation, and maintenance expenses associated with public buildings,
31 community centers, memorials, parks, amphitheaters, recreation centers, and
32 cemeteries, the sum of\$10,000,000.
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34 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

36 Notwithstanding any other provision of law to the contrary regarding



1 population requirements or any other provision of law concerning the
 2 Department of Rural Services contained in the Arkansas Rural Development
 3 Program Act, the appropriations authorized in this Act shall not be
 4 restricted by requirements that may be applicable to other programs currently
 5 administered. New rules and regulations may be adopted to carry out the
 6 intent of the General Assembly regarding the appropriations authorized in
 7 this Act.

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

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

27
 28 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
 29 that any funds disbursed under the authority of the appropriations contained
 30 in this act shall be in compliance with the stated reasons for which this act
 31 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 32 and Legislative Recommendations contained in the budget manuals prepared by
 33 the Department of Finance and Administration, letters, or summarized oral
 34 testimony in the official minutes of the Arkansas Legislative Council or
 35 Joint Budget Committee which relate to its passage and adoption.

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1 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
2 Assembly, that the Constitution of the State of Arkansas prohibits the
3 appropriation of funds for more than a one (1) year period; that the
4 effectiveness of this Act on July 1, 2009 is essential to the operation of
5 the agency for which the appropriations in this Act are provided, and that in
6 the event of an extension of the Regular Session, the delay in the effective
7 date of this Act beyond July 1, 2009 could work irreparable harm upon the
8 proper administration and provision of essential governmental programs.
9 Therefore, an emergency is hereby declared to exist and this Act being
10 necessary for the immediate preservation of the public peace, health and
11 safety shall be in full force and effect from and after July 1, 2009.

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