

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

HOUSE BILL 1663

5 By: Representatives Webb, Allen, D. Altes, Baird, T. Baker, Barnett, Bell, Benedict, Biviano, T.
6 Bradford, Branscum, J. Brown, J. Burris, Carnine, Carter, Catlett, Cheatham, Clemmer, Collins, Collins-
7 Smith, L. Cowling, Dale, Deffenbaugh, J. Dickinson, J. Edwards, E. Elliott, English, Eubanks, Fielding,
8 Garner, Gaskill, Gillam, Hall, Hammer, Harris, Hickerson, Hobbs, Hopper, Hubbard, D. Hutchinson,
9 Hyde, Ingram, Jean, Johnston, Kerr, King, Lampkin, Lea, Leding, Lenderman, Linck, Lindsey, Love,
10 Lovell, S. Malone, Mauch, Mayberry, McCrary, McLean, D. Meeks, S. Meeks, Moore, Murdock,
11 Nickels, B. Overbey, Patterson, Pennartz, Perry, Pierce, Post, Powers, Ratliff, Rice, J. Roebuck, T.
12 Rogers, Shepherd, Slinkard, G. Smith, Steel, T. Steele, Stewart, Stubblefield, Summers, T. Thompson,
13 Tyler, Vines, Wagner, Walker, Wardlaw, Westerman, B. Wilkins, H. Wilkins, Williams, Woods, Word,
14 Wren, Wright

For An Act To Be Entitled

15
16 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
17 AGRICULTURE DEPARTMENT - LIVESTOCK AND POULTRY
18 FOR FAIR GRANTS; AND FOR OTHER PURPOSES.
19
20

Subtitle

21
22 AN ACT FOR THE ARKANSAS AGRICULTURE
23 DEPARTMENT - LIVESTOCK AND POULTRY - FAIR
24 GRANTS GENERAL IMPROVEMENT APPROPRIATION.
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28 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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30 SECTION 1. APPROPRIATION - FAIR GRANTS. There is hereby appropriated,
31 to the Arkansas Agriculture Department, to be payable from the General
32 Improvement Fund or its successor fund or fund accounts, the following:

33 (A) for grants to County and District Fairs for construction,
34 renovation, maintenance and purchase of equipment, in a sum not to exceed
35\$5,000,000.
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1 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE
2 ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
3 Notwithstanding any other rules, regulations or provision of law to the
4 contrary the appropriations authorized in this Act shall not be restricted by
5 requirements that may be applicable to other programs currently administered.
6 New rules and regulations may be adopted to carry out the intent of the
7 General Assembly regarding the appropriations authorized in this Act.

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

12 The grant amount authorized for each County Fair by this act shall be
13 \$7,200 and the grant amount authorized for each District Fair by this act
14 shall be \$48,000. A determination shall be made as to whether the actual
15 available funding meets, exceeds or falls below the total authorized grant
16 amount for all County and District Fairs by this act. Next, the Department
17 will determine by what percentage the actual funds available exceed or fall
18 below the total grant amounts authorized by this act. If actual funding is
19 either above or below the total authorized grant amount for all County and
20 District Fairs authorized by this act, each County and District Fair's grant
21 amount will be adjusted by the percentage the actual funds available exceed
22 or fall below the total authorized grant amount.

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

36 (B) The restrictions of any applicable provisions of the State

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

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8 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
9 Assembly that any funds disbursed under the authority of the appropriations
10 contained in this act shall be in compliance with the stated reasons for
11 which this act was adopted, as evidenced by the Agency Requests, Executive
12 Recommendations and Legislative Recommendations contained in the budget
13 manuals prepared by the Department of Finance and Administration, letters, or
14 summarized oral testimony in the official minutes of the Arkansas Legislative
15 Council or 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 one (1) year period; that the
20 effectiveness of this Act on July 1, 2011 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 legislative session, the delay in the
23 effective date of this Act beyond July 1, 2011 could work irreparable harm
24 upon the proper administration and provision of essential governmental
25 programs. Therefore, an emergency is hereby declared to exist and this Act
26 being necessary for the immediate preservation of the public peace, health
27 and safety shall be in full force and effect from and after July 1, 2011.