

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

As Engrossed: S3/14/11
A Bill

HOUSE BILL 1665

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
15

16 **For An Act To Be Entitled**

17 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
18 OF RURAL SERVICES FOR GRANTS FOR OPERATING,
19 CONSTRUCTION, IMPROVEMENTS, EQUIPMENT, RENOVATION
20 AND MAINTENANCE EXPENSES; AND FOR OTHER PURPOSES.
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23 **Subtitle**

24 AN ACT FOR THE DEPARTMENT OF RURAL SERVICES
25 - GRANTS - GENERAL IMPROVEMENT
26 APPROPRIATION.
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29 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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31 SECTION 1. APPROPRIATION - PUBLIC BUILDINGS/FACILITIES. There is
32 hereby appropriated, to the Department of Rural Services, to be payable from
33 the General Improvement Fund or its successor fund or fund accounts, the
34 following:

35 (A) for grants to counties, municipalities, or subdivisious thereof, or
36 other eligible entities for operating, construction, improvements, equipment,



1 renovation, and maintenance expenses associated with public buildings,
2 community centers, memorials, parks, amphitheaters, recreation centers, and
3 cemeteries, in a sum not to exceed.....\$10,000,000.

4 (B) for grants to fire departments, counties, municipalities, or
5 subdivisions thereof, or other eligible entities for fire protection,
6 operating, construction, improvements, equipment, renovation, and maintenance
7 expenses associated with public buildings, community centers, memorials,
8 parks, amphitheaters, recreation centers, and cemeteries, in a sum not to
9 exceed.....\$10,000,000.

10 (C) for community improvement grants to counties, for operating,
11 construction, improvements, equipment, renovation, and maintenance expenses
12 associated with county fairs and rodeos, in a sum not to exceed
13\$10,000,000.

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

17 Notwithstanding any other rules, regulations or provision of law to the
18 contrary the appropriations authorized in this Act shall not be restricted by
19 requirements that may be applicable to other programs currently administered.
20 New rules and regulations may be adopted to carry out the intent of the
21 General 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.

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

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

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20 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
21 Assembly, that the Constitution of the State of Arkansas prohibits the
22 appropriation of funds for more than a one (1) year period; that the
23 effectiveness of this Act on July 1, 2011 is essential to the operation of
24 the agency for which the appropriations in this Act are provided, and that in
25 the event of an extension of the legislative session, the delay in the
26 effective date of this Act beyond July 1, 2011 could work irreparable harm
27 upon the proper administration and provision of essential governmental
28 programs. Therefore, an emergency is hereby declared to exist and this Act
29 being necessary for the immediate preservation of the public peace, health
30 and safety shall be in full force and effect from and after July 1, 2011.

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32 /s/Webb
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