

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

A Bill

SENATE BILL 357

5 By: Senator J. Hutchinson
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For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
9 OF PARKS AND TOURISM FOR YOUTH SPORTS FACILITIES
10 GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER
11 PURPOSES.
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Subtitle

14 AN ACT FOR THE DEPARTMENT OF PARKS AND
15 TOURISM - YOUTH SPORTS FACILITIES GENERAL
16 IMPROVEMENT PROJECTS GENERAL IMPROVEMENT
17 APPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - YOUTH SPORTS FACILITIES. There is hereby
24 appropriated, to the Department of Parks and Tourism, to be payable from the
25 General Improvement Fund or its successor fund or fund accounts, the
26 following:

27 (A) for grants to eligible entities for construction, equipment,
28 purchase of land, renovation, and operating and maintenance to establish
29 youth sports facilities, in a sum not to exceed.....\$500,000.
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31 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

33 Notwithstanding any other rules, regulations or provision of law to the
34 contrary the appropriations authorized in this Act shall not be restricted by
35 requirements that may be applicable to other programs currently administered.
36 New rules and regulations may be adopted to carry out the intent of the



1 General Assembly regarding the appropriations authorized in this Act.

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

14 (B) The restrictions of any applicable provisions of the State
 15 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
 16 Revenue Stabilization Law and any other applicable fiscal control laws of
 17 this State and regulations promulgated by the Department of Finance and
 18 Administration, as authorized by law, shall be strictly complied with in
 19 disbursement of any funds provided by this act unless specifically provided
 20 otherwise by law.

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

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 31 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
 32 Assembly, that the Constitution of the State of Arkansas prohibits the
 33 appropriation of funds for more than a one (1) year period; that the
 34 effectiveness of this Act on July 1, 2011 is essential to the operation of
 35 the agency for which the appropriations in this Act are provided, and that in
 36 the event of an extension of the legislative session, the delay in the

1 effective date of this Act beyond July 1, 2011 could work irreparable harm
2 upon the proper administration and provision of essential governmental
3 programs. Therefore, an emergency is hereby declared to exist and this Act
4 being necessary for the immediate preservation of the public peace, health
5 and safety shall be in full force and effect from and after July 1, 2011.

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