

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013

A Bill

HOUSE BILL 1370

4
5 By: Representative H. Wilkins
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For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 EDUCATION FOR GRANTS FOR AFTER-SCHOOL AND EDUCATIONAL
10 PROGRAMS; AND FOR OTHER PURPOSES.
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Subtitle

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14 AN ACT FOR THE DEPARTMENT OF EDUCATION
15 GENERAL IMPROVEMENT APPROPRIATION.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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SECTION 1. APPROPRIATION - AFTER-SCHOOL AND EDUCATIONAL PROGRAMS.

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21 There is hereby appropriated, to the Department of Education, to be payable
22 from the General Improvement Fund or its successor fund or fund accounts, the
23 following:

24 (A) for grants for personal services and operating expenses,
25 construction, renovation, maintenance, and purchase of equipment for after-
26 school and educational programs, in a sum not to exceed.....\$1,000,000.
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28 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

30 Notwithstanding any other rules, regulations or provision of law to the
31 contrary the appropriations authorized in this Act shall not be restricted by
32 requirements that may be applicable to other programs currently administered.
33 New rules and regulations may be adopted to carry out the intent of the
34 General Assembly regarding the appropriations authorized in this Act.
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36 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor



1 obligations otherwise incurred in relation to the project or projects
2 described herein in excess of the State Treasury funds actually available
3 therefor as provided by law. Provided, however, that institutions and
4 agencies listed herein shall have the authority to accept and use grants and
5 donations including Federal funds, and to use its unobligated cash income or
6 funds, or both available to it, for the purpose of supplementing the State
7 Treasury funds for financing the entire costs of the project or projects
8 enumerated herein. Provided further, that the appropriations and funds
9 otherwise provided by the General Assembly for Maintenance and General
10 Operations of the agency or institutions receiving appropriation herein shall
11 not be used for any of the purposes as appropriated in this act.

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

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

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28 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
29 Assembly, that the Constitution of the State of Arkansas prohibits the
30 appropriation of funds for more than a one (1) year period; that the
31 effectiveness of this Act on July 1, 2013 is essential to the operation of
32 the agency for which the appropriations in this Act are provided, and that in
33 the event of an extension of the legislative session, the delay in the
34 effective date of this Act beyond July 1, 2013 could work irreparable harm
35 upon the proper administration and provision of essential governmental
36 programs. Therefore, an emergency is hereby declared to exist and this Act

being necessary for the immediate preservation of the public peace, health
and safety shall be in full force and effect from and after July 1, 2013.