

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1491

5 By: Representative Hammer
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For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE COMMISSIONER
9 OF STATE LANDS FOR FIRE DEPARTMENT GRANTS; AND FOR
10 OTHER PURPOSES.
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Subtitle

12
13 AN ACT FOR THE COMMISSIONER OF STATE
14 LANDS - FIRE DEPARTMENT GRANTS GENERAL
15 IMPROVEMENT APPROPRIATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. APPROPRIATION - FIRE DEPARTMENT GRANTS. There is hereby
22 appropriated, to the Commissioner of State Lands, to be payable from the
23 General Improvement Fund or its successor fund or fund accounts, the
24 following:

25 (A) for grants to fire departments who lower their Public Protection
26 Classification (PPC) fire department rating as determined by the Insurance
27 Services Office (ISO) and for personal services and operating costs
28 associated with the administration of the grant program incurred by the
29 Commissioner of State Lands, in a sum not to exceed.....\$1,000,000.
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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.

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3 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
5 TRANSFER. Upon July 1, 2013, the Chief Fiscal Officer of the State shall
6 transfer upon his or her books and those of the State Treasurer and the
7 Auditor of State the sum of one million dollars (\$1,000,000) from the General
8 Revenue Allotment Reserve Fund to the General Improvement Fund or its
9 successor fund or fund accounts to provide for the Fire Department Grants and
10 operations as provided in Section 1 of this Act.

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

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

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31 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
32 Assembly that any funds disbursed under the authority of the appropriations
33 contained in this act shall be in compliance with the stated reasons for
34 which this act was adopted, as evidenced by the Agency Requests, Executive
35 Recommendations and Legislative Recommendations contained in the budget
36 manuals prepared by the Department of Finance and Administration, letters, or

1 summarized oral testimony in the official minutes of the Arkansas Legislative
2 Council or Joint Budget Committee which relate to its passage and adoption.

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4 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
5 Assembly, that the Constitution of the State of Arkansas prohibits the
6 appropriation of funds for more than a one (1) year period; that the
7 effectiveness of this Act on July 1, 2013 is essential to the operation of
8 the agency for which the appropriations in this Act are provided, and that in
9 the event of an extension of the legislative session, the delay in the
10 effective date of this Act beyond July 1, 2013 could work irreparable harm
11 upon the proper administration and provision of essential governmental
12 programs. Therefore, an emergency is hereby declared to exist and this Act
13 being necessary for the immediate preservation of the public peace, health
14 and safety shall be in full force and effect from and after July 1, 2013.