

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

*As Engrossed: H3/8/13*

# A Bill

HOUSE BILL 1592

5 By: Representatives Baird, *Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz,*  
6 *Barnett, Bell, Biviano, Bragg, Branscum, Broadaway, J. Burris, Carnine, Carter, Catlett, Clemmer,*  
7 *Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas,*  
8 *J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne,*  
9 *Hickerson, Hillman, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr,*  
10 *Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary,*  
11 *McElroy, McGill, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, B. Overbey, Payton,*  
12 *Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines,*  
13 *W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack,*  
14 *Word, Wren, Wright*

## For An Act To Be Entitled

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16 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
17 HEALTH - ATHLETIC COMMISSION FOR GRANTS TO BOYS AND  
18 GIRLS CLUBS STATEWIDE FOR CONSTRUCTION, RENOVATION,  
19 MAINTENANCE, PURCHASE OF EQUIPMENT, PERSONAL  
20 SERVICES, AND OPERATING EXPENSES; AND FOR OTHER  
21 PURPOSES.  
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## Subtitle

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25 AN ACT FOR THE DEPARTMENT OF HEALTH -  
26 ATHLETIC COMMISSION - BOYS AND GIRLS  
27 CLUBS GRANTS GENERAL IMPROVEMENT  
28 APPROPRIATION.  
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32 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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34 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
35 appropriated, to the Department of Health - Athletic Commission, to be  
36 payable from the General Improvement Fund or its successor fund or fund



1 accounts, the following:

2 (A) for grants to Boys and Girls Clubs statewide for construction,  
3 renovation, maintenance, purchase of equipment, personal services and  
4 operating expenses, in a sum not to exceed.....\$15,000,000.

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

8 Notwithstanding any other rules, regulations or provision of law to the  
9 contrary the appropriations authorized in this Act shall not be restricted by  
10 requirements that may be applicable to other programs currently administered.  
11 New rules and regulations may be adopted to carry out the intent of the  
12 General Assembly regarding the appropriations authorized in this Act.

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

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

30 (B) The restrictions of any applicable provisions of the State  
31 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
32 Revenue Stabilization Law and any other applicable fiscal control laws of  
33 this State and regulations promulgated by the Department of Finance and  
34 Administration, as authorized by law, shall be strictly complied with in  
35 disbursement of any funds provided by this act unless specifically provided  
36 otherwise by law.

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

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

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23 /s/Baird  
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