

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 1093 of the Regular Session

1 State of Arkansas *As Engrossed: H3/1/07 H3/23/07 H3/27/07 H3/29/07*

2 86th General Assembly

A Bill

3 Regular Session, 2007

HOUSE BILL 1836

4

5 By: Representatives Thyer, D. Evans, Reep, Reynolds, Pate, *Abernathy, Adcock, Allen, Anderson, T.*
6 *Baker, Berry, Blount, Bond, T. Bradford, Breedlove, E. Brown, J. Brown, Burkes, Burris, Cash,*
7 *Cheatham, Chesterfield, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Davis,*
8 *Dickinson, S. Dobbins, Dunn, Edwards, L. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell,*
9 *R. Green, Greenberg, Hall, Hardwick, Hardy, Harrelson, Harris, Hawkins, House, Hoyt, D. Hutchinson,*
10 *Hyde, Jeffrey, J. Johnson, D. Johnson, Kenney, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell,*
11 *Lowery, Maloch, M. Martin, Maxwell, Medley, Moore, Norton, Overbey, Pace, Patterson, Pennartz,*
12 *Petrus, Pickett, Pierce, Powers, S. Prater, Pyle, Ragland, Rainey, J. Roebuck, Rogers, Rosenbaum,*
13 *Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Wagner, Walters, Webb, Wells,*
14 *Wills, Wood, Woods, Wyatt*
15 *By: Senators Altes, Argue, Baker, Bisbee, Bookout, Broadway, Brown, Bryles, Capps, Critcher, Crumbly,*
16 *Faris, Glover, Hendren, Hill, Horn, J. Jeffress, G. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone,*
17 *Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins,*
18 *Wilkinson, Womack*

19

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For An Act To Be Entitled

22

AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
23 OF FINANCE AND ADMINISTRATION - DISBURSING
24 OFFICER FOR SUPPLEMENTING THE DISTRIBUTION OF
25 FUNDS TO CITIES AND COUNTIES THROUGHOUT ARKANSAS;
26 AND FOR OTHER PURPOSES.

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28

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Subtitle

30

AN ACT FOR THE DEPARTMENT OF FINANCE AND
31 ADMINISTRATION - DISBURSING OFFICER -
32 CITIES AND COUNTIES GENERAL IMPROVEMENT
33 APPROPRIATION.

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1 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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3 SECTION 1. APPROPRIATIONS - SUPPLEMENTAL COUNTY AND MUNICIPAL AID. There
4 is hereby appropriated, to the Department of Finance and Administration -
5 Disbursing Officer, to be payable from the General Improvement Fund or its
6 successor fund or fund accounts, the following:

7 (A) For supplementing the distribution of funds apportioned to each city
8 or incorporated town in the same proportion as authorized in Arkansas Code
9 19-5-601, the sum of\$15,000,000.

10 (B) For supplementing the funds made available to each of the seventy-five
11 counties by the same distribution as authorized in Arkansas Code 19-5-
12 602(c)(1)(A) the sum of.....\$15,000,000.

13

14 SECTION 2. APPROPRIATIONS - SUPPLEMENTAL COUNTY AID. There is hereby
15 appropriated, to the Department of Finance and Administration - Disbursing
16 Officer, to be payable from the County Aid Fund, for supplementing the funds
17 made available to each of the seventy five counties by the same distribution
18 as authorized in Arkansas Code 19-5-602(c)(1)(A), for the biennial period
19 ending June 30, 2009, the sum of \$12,000,000.

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21 SECTION 3. APPROPRIATIONS - SUPPLEMENTAL MUNICIPAL AID. There is hereby
22 appropriated, to the Department of Finance and Administration - Disbursing
23 Officer, to be payable from the Municipal Aid Fund, for supplementing the
24 distribution of funds apportioned to each city or incorporated town in the
25 same proportion as authorized in Arkansas Code 19-5-601, for the biennial
26 period ending June 30, 2009, the sum of .. \$12,000,000.

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28 SECTION 4. SUPPLEMENTAL COUNTY AND MUNICIPAL FUNDS UTILIZATION. The
29 appropriations authorized in this act for supplementing monies to counties,
30 municipalities, cities or incorporated towns may be expended on any
31 legitimate county or municipal purpose.

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33 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
34 obligations otherwise incurred in relation to the project or projects
35 described herein in excess of the State Treasury funds actually available
36 therefor as provided by law. Provided, however, that institutions and

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

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

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

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25 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
26 Assembly, that the Constitution of the State of Arkansas prohibits the
27 appropriation of funds for more than a two (2) year period; that the
28 effectiveness of this Act on July 1, 2007 is essential to the operation of
29 the agency for which the appropriations in this Act are provided, and that in
30 the event of an extension of the Regular Session, the delay in the effective
31 date of this Act beyond July 1, 2007 could work irreparable harm upon the
32 proper administration and provision of essential governmental programs.
33 Therefore, an emergency is hereby declared to exist and this Act being
34 necessary for the immediate preservation of the public peace, health and
35 safety shall be in full force and effect from and after July 1, 2007.

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/s/ Thyer, et

APPROVED: 4/4/2007