

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 892 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

As Engrossed: H3/12/09

A Bill

HOUSE BILL 1729

5 By: Representatives Maloch, Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T.
6 Bradford, Breedlove, J. Brown, M. Burris, J. Burris, Carnine, Carroll, Carter, Cash, Cheatham,
7 Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson,
8 Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green,
9 Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde,
10 Ingram, Kerr, Kidd, King, Lea, W. Lewellen, Lindsey, Lovell, Lowery, S. Malone, M. Martin, Maxwell,
11 McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle,
12 Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, J. Rogers, Sample, Saunders, Shelby,
13 Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Wills,
14 Woods, Word
15
16

For An Act To Be Entitled

17
18 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
19 OF EDUCATION - ARKANSAS STATE LIBRARY FOR A GRANT
20 TO THE BOOKS FOR ARKANSAS STUDENTS' EDUCATION
21 PROGRAM; AND FOR OTHER PURPOSES.
22
23

Subtitle

24
25 AN ACT FOR THE DEPARTMENT OF EDUCATION -
26 ARKANSAS STATE LIBRARY - BOOKS FOR
27 ARKANSAS STUDENTS' EDUCATION GENERAL
28 IMPROVEMENT APPROPRIATION.
29

30 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
31

32 SECTION 1. APPROPRIATION - BOOKS FOR ARKANSAS STUDENTS' EDUCATION PROGRAM.
33 There is hereby appropriated, to the Department of Education - Arkansas State
34 Library, to be payable from the General Improvement Fund or its successor
35 fund or fund accounts, the following:



1 (A) For a grant to the Books for Arkansas Students' Education (BASE)
 2 Program which provides free books about Arkansas' natural, cultural, and
 3 political history as well as books by Arkansas writers to public high schools
 4 across the state using a point system based on free and reduced lunch
 5 statistics, the sum of\$20,000.
 6

7 SECTION 2. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
 8 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The appropriations
 9 authorized in this Act shall not be restricted by requirements that may be
 10 applicable to other programs currently administered. New rules and
 11 regulations may be adopted to carry out the intent of the General Assembly
 12 regarding the appropriations authorized in this Act.
 13

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

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

33 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
 34 that any funds disbursed under the authority of the appropriations contained
 35 in this act shall be in compliance with the stated reasons for which this act
 36 was adopted, as evidenced by the Agency Requests, Executive Recommendations

1 and Legislative Recommendations contained in the budget manuals prepared by
2 the Department of Finance and Administration, letters, or summarized oral
3 testimony in the official minutes of the Arkansas Legislative Council or
4 Joint Budget Committee which relate to its passage and adoption.

5
6 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
7 Assembly, that the Constitution of the State of Arkansas prohibits the
8 appropriation of funds for more than a one (1) year period; that the
9 effectiveness of this Act on July 1, 2009 is essential to the operation of
10 the agency for which the appropriations in this Act are provided, and that in
11 the event of an extension of the Regular Session, the delay in the effective
12 date of this Act beyond July 1, 2009 could work irreparable harm upon the
13 proper administration and provision of essential governmental programs.
14 Therefore, an emergency is hereby declared to exist and this Act being
15 necessary for the immediate preservation of the public peace, health and
16 safety shall be in full force and effect from and after July 1, 2009.

17
18 /s/ Maloch

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20 **APPROVED: 4/6/2009**