

Stricken language will be deleted and underlined language will be added.  
Act 972 of the Regular Session

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

*As Engrossed: S3/14/11*

# A Bill

HOUSE BILL 1665

5 By: Representatives Webb, Allen, D. Altes, Baird, T. Baker, Barnett, Bell, Benedict, Biviano, T.  
6 Bradford, Branscum, J. Brown, J. Burris, Carnine, Carter, Catlett, Cheatham, Clemmer, Collins, Collins-  
7 Smith, L. Cowling, Dale, Deffenbaugh, J. Dickinson, J. Edwards, E. Elliott, English, Eubanks, Fielding,  
8 Garner, Gaskill, Gillam, Hall, Hammer, Harris, Hickerson, Hobbs, Hopper, Hubbard, D. Hutchinson,  
9 Hyde, Ingram, Jean, Johnston, Kerr, King, Lampkin, Lea, Leding, Lenderman, Linck, Lindsey, Love,  
10 Lovell, S. Malone, Mauch, Mayberry, McCrary, McLean, D. Meeks, S. Meeks, Moore, Murdock,  
11 Nickels, B. Overbey, Patterson, Pennartz, Perry, Pierce, Post, Powers, Ratliff, Rice, J. Roebuck, T.  
12 Rogers, Shepherd, Slinkard, G. Smith, Steel, T. Steele, Stewart, Stubblefield, Summers, T. Thompson,  
13 Tyler, Vines, Wagner, Walker, Wardlaw, Westerman, B. Wilkins, H. Wilkins, Williams, Woods, Word,  
14 Wren, Wright  
15

## For An Act To Be Entitled

16 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
17 RURAL SERVICES FOR GRANTS FOR OPERATING,  
18 CONSTRUCTION, IMPROVEMENTS, EQUIPMENT, RENOVATION AND  
19 MAINTENANCE EXPENSES; AND FOR OTHER PURPOSES.  
20  
21  
22

## Subtitle

23 AN ACT FOR THE DEPARTMENT OF RURAL SERVICES  
24 - GRANTS - GENERAL IMPROVEMENT  
25 APPROPRIATION.  
26  
27  
28

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

31 SECTION 1. APPROPRIATION - PUBLIC BUILDINGS/FACILITIES. There is  
32 hereby appropriated, to the Department of Rural Services, to be payable from  
33 the General Improvement Fund or its successor fund or fund accounts, the  
34 following:

35 (A) for grants to counties, municipalities, or subdivisious thereof, or  
36 other eligible entities for operating, construction, improvements, equipment,



1 renovation, and maintenance expenses associated with public buildings,  
2 community centers, memorials, parks, amphitheaters, recreation centers, and  
3 cemeteries, in a sum not to exceed.....\$10,000,000.

4 (B) for grants to fire departments, counties, municipalities, or  
5 subdivisions thereof, or other eligible entities for fire protection,  
6 operating, construction, improvements, equipment, renovation, and maintenance  
7 expenses associated with public buildings, community centers, memorials,  
8 parks, amphitheaters, recreation centers, and cemeteries, in a sum not to  
9 exceed.....\$10,000,000.

10 (C) for community improvement grants to counties, for operating,  
11 construction, improvements, equipment, renovation, and maintenance expenses  
12 associated with county fairs and rodeos, in a sum not to exceed  
13 .....\$10,000,000.

14  
15 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

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

26  
27 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
28 obligations otherwise incurred in relation to the project or projects  
29 described herein in excess of the State Treasury funds actually available  
30 therefor as provided by law. Provided, however, that institutions and  
31 agencies listed herein shall have the authority to accept and use grants and  
32 donations including Federal funds, and to use its unobligated cash income or  
33 funds, or both available to it, for the purpose of supplementing the State  
34 Treasury funds for financing the entire costs of the project or projects  
35 enumerated herein. Provided further, that the appropriations and funds  
36 otherwise provided by the General Assembly for Maintenance and General

1 Operations of the agency or institutions receiving appropriation herein shall  
2 not be used for any of the purposes as appropriated in this act.

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

10  
11 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General  
12 Assembly that any funds disbursed under the authority of the appropriations  
13 contained in this act shall be in compliance with the stated reasons for  
14 which this act was adopted, as evidenced by the Agency Requests, Executive  
15 Recommendations and Legislative Recommendations contained in the budget  
16 manuals prepared by the Department of Finance and Administration, letters, or  
17 summarized oral testimony in the official minutes of the Arkansas Legislative  
18 Council or Joint Budget Committee which relate to its passage and adoption.

19  
20 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
21 Assembly, that the Constitution of the State of Arkansas prohibits the  
22 appropriation of funds for more than a one (1) year period; that the  
23 effectiveness of this Act on July 1, 2011 is essential to the operation of  
24 the agency for which the appropriations in this Act are provided, and that in  
25 the event of an extension of the legislative session, the delay in the  
26 effective date of this Act beyond July 1, 2011 could work irreparable harm  
27 upon the proper administration and provision of essential governmental  
28 programs. Therefore, an emergency is hereby declared to exist and this Act  
29 being necessary for the immediate preservation of the public peace, health  
30 and safety shall be in full force and effect from and after July 1, 2011.

31  
32 /s/Webb

33  
34  
35 **APPROVED: 04/01/2011**