

1 State of Arkansas  
2 88th General Assembly  
3 Fiscal Session, 2012  
4

# A Bill

SENATE BILL 46

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
9 OF FINANCE AND ADMINISTRATION - DISBURSING  
10 OFFICER FOR VITICULTURE AND ENOLOGY PROGRAM  
11 GRANTS; AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE DEPARTMENT OF FINANCE AND  
15 ADMINISTRATION - DISBURSING OFFICER - FOR  
16 VITICULTURE AND ENOLOGY PROGRAM GRANTS.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. APPROPRIATION - GRANTS. There is hereby appropriated, to  
23 the Department of Finance and Administration - Disbursing Officer, to be  
24 payable from the Viticulture and Enology Fund, the following:

25 (A) for grants to public institutions of higher education in Arkansas  
26 for personal services and operating expenses, research, program expenses,  
27 construction and equipment for a viticulture and enology program, in a sum  
28 not to exceed.....\$100,000.  
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30 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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



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2 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
3 obligations otherwise incurred in relation to the project or projects  
4 described herein in excess of the State Treasury funds actually available  
5 therefor as provided by law. Provided, however, that institutions and  
6 agencies listed herein shall have the authority to accept and use grants and  
7 donations including Federal funds, and to use its unobligated cash income or  
8 funds, or both available to it, for the purpose of supplementing the State  
9 Treasury funds for financing the entire costs of the project or projects  
10 enumerated herein. Provided further, that the appropriations and funds  
11 otherwise provided by the General Assembly for Maintenance and General  
12 Operations of the agency or institutions receiving appropriation herein shall  
13 not be used for any of the purposes as appropriated in this act.

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

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

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31 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
32 Assembly, that the Constitution of the State of Arkansas prohibits the  
33 appropriation of funds for more than a one (1) year period; that the  
34 effectiveness of this Act on July 1, 2012 is essential to the operation of  
35 the agency for which the appropriations in this Act are provided, and that in  
36 the event of an extension of the legislative session, the delay in the

effective date of this Act beyond July 1, 2012 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2012.

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