

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

HOUSE BILL 1649

By: Representative Murdock

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF RURAL SERVICES FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF RURAL SERVICES GENERAL IMPROVEMENT APPROPRIATION.

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

SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is hereby appropriated, to the Department of Rural Services, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) for grants for construction, repairs, purchase of equipment, land acquisition, fees, administrative costs, operating, improvements, professional fees and services, and other related costs for water and waste water projects, levee repair, rehabilitation and maintenance projects, flood control and drainage projects, fire protection services, and irrigation projects, in a sum not to exceed.....\$100,000.

(B) for matching grants to cities, counties, planning and development districts, and other eligible entities for land acquisition, improvements, construction, renovation, major maintenance, and purchase of equipment, industrial site development costs including, construction, renovation, and equipment acquisition, waterway projects, rail spur construction and road and highway improvements, environmental mitigation projects, and construction and



improvement of water and sewer systems, in a sum not to exceed
.....\$100,000.

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

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

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

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

SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
Assembly that any funds disbursed under the authority of the appropriations
contained in this act shall be in compliance with the stated reasons for
which this act was adopted, as evidenced by the Agency Requests, Executive
Recommendations and Legislative Recommendations contained in the budget
manuals prepared by the Department of Finance and Administration, letters, or

summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2013 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2013 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, 2013.