

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 1709

5 By: Representative Hammer
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE ARKANSAS DEPARTMENT OF
10 EMERGENCY MANAGEMENT - FIRE RATING REDUCTION PLAN FOR
11 THE FISCAL YEAR ENDING JUNE 30, 2018; AND FOR OTHER
12 PURPOSES.
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Subtitle

15 AN ACT FOR THE ARKANSAS DEPARTMENT OF
16 EMERGENCY MANAGEMENT - FIRE RATING
17 REDUCTION PLAN APPROPRIATION FOR THE
18 2017-2018 FISCAL YEAR.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. EXTRA HELP. There is hereby authorized, for the Arkansas
25 Department of Emergency Management for the 2017-2018 fiscal year, the
26 following maximum number of part-time or temporary employees, to be known as
27 "Extra Help", payable from funds appropriated herein for such purposes: one
28 (1) temporary or part-time employees, when needed, at rates of pay not to
29 exceed those provided in the Uniform Classification and Compensation Act, or
30 its successor, or this act for the appropriate classification.
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32 SECTION 2. APPROPRIATION - FIRE RATING REDUCTION PLAN. There is hereby
33 appropriated, to the Arkansas Department of Emergency Management, to be
34 payable from the Miscellaneous Agencies Fund Account, for personal services,
35 operating expenses and Fire Rating Reduction Plan grants by the Arkansas
36 Department of Emergency Management for the fiscal year ending June 30, 2018,



1 the following:

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3 ITEM	FISCAL YEAR
4 NO.	2017-2018
5 (01) EXTRA HELP	\$30,000
6 (02) MAINT. & GEN. OPERATION	
7 (A) OPER. EXPENSE	0
8 (B) CONF. & TRAVEL	0
9 (C) PROF. FEES	0
10 (D) CAP. OUTLAY	0
11 (E) DATA PROC.	0
12 (03) FIRE RATING REDUCTION GRANTS	<u>161,689</u>
13 TOTAL AMOUNT APPROPRIATED	<u><u>\$191,689</u></u>

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15 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 17 TRANSFER. Immediately upon the effective date of this section, the Chief
 18 Fiscal Officer of the State shall transfer on his or her books and those of
 19 the State Treasurer and the Auditor of State the sum of one hundred ninety-
 20 one thousand six hundred and eighty-nine dollars (\$191,689) or so much as is
 21 available from the unobligated balances that have accumulated for over three
 22 (3) years in the Fire Protection Premium Tax Fund to the Miscellaneous
 23 Agencies Fund Account to provide funds to be used exclusively for the Fire
 24 Rating Reduction Plan and associated costs as appropriated in this Act. Any
 25 unexpended balance of funds authorized in this Act for the Fire Rating
 26 Reduction Plan and associated expenses shall be carried forward and made
 27 available for the same purposes each fiscal year.

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29 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FIRE
 31 RATING REDUCTION PLAN. The Arkansas Department of Emergency Management shall
 32 promulgate rules for the development and implementation of a Fire Rating
 33 Reduction Plan by October 31, 2017.

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35 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
 36 obligations otherwise incurred in relation to the project or projects

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

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

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

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28 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
29 Assembly, that the Constitution of the State of Arkansas prohibits the
30 appropriation of funds for more than a one (1) year period; that the
31 effectiveness of this Act on July 1, 2017 is essential to the operation of
32 the agency for which the appropriations in this Act are provided; with the
33 exception that Section 3 in this Act shall be in full force and effect from
34 and after the date of its passage and approval, and that in the event of an
35 extension of the legislative session, the delay in the effective date of this
36 Act beyond July 1, 2017, with the exception that Section 3 in this Act shall

1 be in full force and effect from and after the date of its passage and
2 approval, could work irreparable harm upon the proper administration and
3 provision of essential governmental programs. Therefore, an emergency is
4 hereby declared to exist and this Act being necessary for the immediate
5 preservation of the public peace, health and safety shall be in full force
6 and effect from and after July 1, 2017; with the exception that Section 3 of
7 this Act shall be in full force and effect from and after the date of its
8 passage and approval.

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