

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**

# A Bill

HOUSE BILL

4 **By: Reps. Mullenix, Murphy, Hogue, Baker, King,**  
5 **Goodwin, Northcutt, Purdom, Schexnayder, Fairchild**

## For An Act To Be Entitled

9 "AN ACT TO PROVIDE FOR A TRANSFER OF FUNDS TO BE USED TO  
10 CREATE VARIOUS INDUSTRY LOCATION AND EXPANSION  
11 ENHANCEMENTS; TO MAKE AN APPROPRIATION TO THE ARKANSAS  
12 INDUSTRIAL DEVELOPMENT COMMISSION; TO ESTABLISH A FUND TO  
13 BE KNOWN AS THE AIDC INFRASTRUCTURE FUND; AND FOR OTHER  
14 PURPOSES."

## Subtitle

17 "AN ACT FOR THE ARKANSAS INDUSTRIAL DEVELOPMENT COMMISSION  
18 APPROPRIATION AND CREATION OF THE AIDC INFRASTRUCTURE  
19 FUND."

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

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23 SECTION 1. APPROPRIATIONS - AIDC INFRASTRUCTURE FUND. There is hereby  
24 appropriated, to the Arkansas Industrial Development Commission, to be payable  
25 from the AIDC Infrastructure Fund, created herein, for infrastructure  
26 development in Arkansas communities for the biennial period ending June 30,  
27 1995, the following:

| 29 ITEM                       | FISCAL YEARS        |                     |
|-------------------------------|---------------------|---------------------|
| 30 NO.                        | 1993-94             | 1994-95             |
| 31 INFRASTRUCTURE DEVELOPMENT | <u>\$10,000,000</u> | <u>\$10,000,000</u> |

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33 SECTION 2. FUND ESTABLISHED. There is hereby established on the books  
34 of the State Treasurer, State Auditor, and Chief Fiscal Officer of the State a  
35 fund to be known as the "AIDC Infrastructure Fund." Such fund shall consist

1 of those funds as may be provided by law, there to be used by the Arkansas  
 2 Industrial Development Commission for the preparation of industrial sites,  
 3 access roads, utility needs, and other costs associated with industry location  
 4 and expansion. The funds appropriated by this Act may be utilized for  
 5 construction, reconstruction, demolition, site development, contracts and  
 6 related costs associated with the creation, expansion, and rehabilitation of  
 7 water or sewer systems, streets and roads, bridges, drainage and other vital  
 8 public facilities, or the provision of job training. Job training shall  
 9 include training or retraining of the workforce for new or existing industry.  
 10 Use of the funds shall be limited to training where no other existing  
 11 education or training program is capable of meeting the specific training  
 12 needs. The public purpose must be certified by the Chief Fiscal Officer of  
 13 the State.

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15       SECTION 3. FUNDS TRANSFERRED. Upon direction by the Governor and upon  
 16 certification from time to time by the Chief Fiscal Officer of the State, the  
 17 State Treasurer shall transfer from the General Revenue Fund Account of the  
 18 State Apportionment Fund, an amount not to exceed ten million dollars  
 19 (\$10,000,000) during each year of the biennial period ending June 30, 1995, to  
 20 the AIDC Infrastructure Fund for the purpose of providing basic infrastructure  
 21 needs of Arkansas communities in order to facilitate industry location and  
 22 expansion.

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24       SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 25 authorized by this Act shall be limited to the appropriation for such agency  
 26 and funds made available by law for the support of such appropriations; and  
 27 the restrictions of the State Purchasing Law, the General Accounting and  
 28 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 29 Procedures and Restrictions Act, or their successors, and other fiscal control  
 30 laws of this State, where applicable, and regulations promulgated by the  
 31 Department of Finance and Administration, as authorized by law, shall be  
 32 strictly complied with in disbursement of said funds.

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34       SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
 35 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this Act shall be in compliance with the stated reasons for which  
2 this Act was adopted, as evidenced by the Agency Requests, Executive  
3 Recommendations and Legislative Recommendations contained in the budget  
4 manuals prepared by the Department of Finance and Administration, letters, or  
5 summarized oral testimony in the official minutes of the Arkansas Legislative  
6 Council or Joint Budget Committee which relate to its passage and adoption.

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8       SECTION 6. CODE. All provisions of this Act of a general and permanent  
9 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
10 Code Revision Commission shall incorporate the same in the Code.

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12       SECTION 7. SEVERABILITY. If any provision of this Act or the  
13 application thereof to any person or circumstance is held invalid, such  
14 invalidity shall not affect other provisions or applications of the Act which  
15 can be given effect without the invalid provision or application, and to this  
16 end the provisions of this Act are declared to be severable.

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18       SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict  
19 with this Act are hereby repealed.

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21       SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
22 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
23 prohibits the appropriation of funds for more than a two (2) year period; that  
24 the effectiveness of this Act on July 1, 1993 is essential to the operation of  
25 the agency for which the appropriations in this Act are provided, and that in  
26 the event of an extension of the Regular Session, the delay in the effective  
27 date of this Act beyond July 1, 1993 could work irreparable harm upon the  
28 proper administration and provision of essential governmental programs.  
29 Therefore, an emergency is hereby declared to exist and this Act being  
30 necessary for the immediate preservation of the public peace, health and  
31 safety shall be in full force and effect from and after July 1, 1993.

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