

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

A Bill

SENATE BILL 751

4
5 By: Senator P. Malone
6
7

For An Act To Be Entitled

8
9 AN ACT TO MAKE AN APPROPRIATION TO THE ECONOMIC
10 DEVELOPMENT COMMISSION FOR GENERAL IMPROVEMENT
11 PROJECTS; AND FOR OTHER PURPOSES.
12
13

Subtitle

14
15 AN ACT FOR THE ECONOMIC DEVELOPMENT
16 COMMISSION GENERAL IMPROVEMENT
17 APPROPRIATION.
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19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is hereby
23 appropriated, to the Economic Development Commission, to be payable from the
24 General Improvement Fund or its successor fund or fund accounts, the
25 following:

26 (A) For grants to cities, counties, planning and development districts,
27 and other eligible entities for land acquisition, improvements, construction,
28 renovation, major maintenance, and purchase of equipment, industrial site
29 development costs including, construction, renovation, and equipment
30 acquisition, development of intermodal facilities, including port and
31 waterway projects, rail spur construction and road and highway improvements,
32 environmental mitigation projects, and construction and improvement of water
33 and sewer systems, the sum of\$1,000,000.
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35 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The



1 appropriations authorized in this Act shall not be restricted by requirements
2 that may be applicable to other programs currently administered. New rules
3 and regulations may be adopted to carry out the intent of the General
4 Assembly regarding the appropriations authorized in this Act.

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

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

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

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34 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
35 Assembly, that the Constitution of the State of Arkansas prohibits the
36 appropriation of funds for more than a one (1) year period; that the

1 effectiveness of this Act on July 1, 2009 is essential to the operation of
2 the agency for which the appropriations in this Act are provided, and that in
3 the event of an extension of the Regular Session, the delay in the effective
4 date of this Act beyond July 1, 2009 could work irreparable harm upon the
5 proper administration and provision of essential governmental programs.
6 Therefore, an emergency is hereby declared to exist and this Act being
7 necessary for the immediate preservation of the public peace, health and
8 safety shall be in full force and effect from and after July 1, 2009.

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