

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

ACT 506 OF 1997
HOUSE BILL 1589

4
5 By: Joint Budget Committee
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For An Act To Be Entitled

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9 "AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
10 INDUSTRIAL DEVELOPMENT COMMISSION FOR INFRASTRUCTURE
11 PROJECTS, WORKFORCE TRAINING, INDUSTRIAL ACCESS, AND THE
12 ECONOMIC INCENTIVE PROGRAM; AND FOR OTHER PURPOSES."
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Subtitle

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15 "AN ACT FOR THE ARKANSAS INDUSTRIAL
16 DEVELOPMENT COMMISSION FOR
17 INFRASTRUCTURE, WORKFORCE TRAINING,
18 INDUSTRIAL ACCESS AND ECONOMIC INCENTIVE
19 CAPITAL IMPROVEMENT APPROPRIATION."
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
24 Arkansas Industrial Development Commission, to be payable from the General
25 Improvement Fund or its successor fund or fund accounts, the following:

26 (A) For the purpose of providing grants to cities and counties to
27 provide financial assistance necessary to undertake public works projects or
28 job training which support private sector job creation opportunities or
29 alleviate conditions which constitute a threat to public health, the sum of
30 \$20,000,000.
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32 (B) For providing incentives for companies located in Arkansas to
33 upgrade the skills of their existing workforce and to build capacity within
34 our state supported institutions to supply the on-going training needs of
35 Arkansas companies and to increase participation in the state's school-to-work
36 initiatives, the sum of \$4,000,000.

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(C) For partially defraying the costs of providing access to publicly owned industrial parks, the sum of \$5,000,000.

SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the Arkansas Industrial Development Commission, to be payable from the Economic Development Incentive Fund of the Arkansas Industrial Development Commission, the following:

(A) For providing financial incentives to companies locating a new or expanded facility in the State of Arkansas, the sum of \$12,000,000.

SECTION 3. SPECIAL LANGUAGE. The funds appropriated in Item (C) of Section 1 of this act may be used for the following purposes:

(a) To supplement other monies available to counties and cities in order to provide up to seventy-five percent (75%) of the matching funds required by the Arkansas Highway and Transportation Department for roads to industrial sites; and

(b) to provide up to seventy-five percent (75%) of the cost of transportation access costs to publicly owned industrial parks which are not under the existing program of the Arkansas Highway and Transportation Department. The remaining twenty-five percent (25%) of the costs of the project may be cash or in-kind from the local government as directed by the Commission.

SECTION 4. 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

1 not be used for any of the purposes as appropriated in this Act.

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

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10 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
11 Assembly that any funds disbursed under the authority of the appropriations
12 contained in this Act shall be in compliance with the stated reasons for which
13 this Act was adopted, as evidenced by the Agency Requests, Executive
14 Recommendations and Legislative Recommendations contained in the budget
15 manuals prepared by the Department of Finance and Administration, letters, or
16 summarized oral testimony in the official minutes of the Arkansas Legislative
17 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

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

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32 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
33 Eighty-First General Assembly, that the Constitution of the State of Arkansas
34 prohibits the appropriation of funds for more than a two (2) year period; that
35 the effectiveness of this Act on July 1, 1997 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in
2 the event of an extension of the Regular Session, the delay in the effective
3 date of this Act beyond July 1, 1997 could work irreparable harm upon the
4 proper administration and provision of essential governmental programs.
5 Therefore, an emergency is hereby declared to exist and this Act being
6 necessary for the immediate preservation of the public peace, health and
7 safety shall be in full force and effect from and after July 1, 1997.

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APPROVED:3-13-97

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