

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 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 104 of 2001
SENATE BILL 267

5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
11 ECONOMIC DEVELOPMENT; AND FOR OTHER PURPOSES.
12
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Subtitle

14 AN ACT FOR THE DEPARTMENT OF ECONOMIC
15 DEVELOPMENT REAPPROPRIATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. REAPPROPRIATION - ECONOMIC INCENTIVE PROGRAM. There is hereby
22 appropriated, to the Department of Economic Development, to be payable from
23 the Economic Development Incentive Fund of the Arkansas Economic Development
24 Commission, for the Department of Economic Development, the following:

25 (A) Effective July 1, 2001, the balance of the appropriation provided in
26 Item (A) of Section 2 of Act 1381 of 1999, for providing grants and aid as
27 financial incentives to companies locating a new or expanded facility in the
28 State of Arkansas, in a sum not to exceed\$15,000,000.
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30 SECTION 2. REAPPROPRIATION - INFRASTRUCTURE AND WORKFORCE DEVELOPMENT.

31 There is hereby appropriated, to the Department of Economic Development, to be
32 payable from the General Improvement Fund or its successor fund or fund
33 accounts, for the Department of Economic Development, the following:

34 (A) Effective July 1, 2001, the balance of the appropriation provided in
35 Item (A) of Section 2 of Act 421 of 1999, for the purpose of providing grants
36 to cities and counties to provide financial assistance necessary to undertake

1 public works projects or job training which support private sector job
2 creation opportunities or alleviate conditions which constitute a threat to
3 public health, in a sum not to exceed.....\$2,774,594.

4 (B) Effective July 1, 2001, the balance of the appropriation provided in
5 Item (B) of Section 2 of Act 421 of 1999, for providing incentive for
6 companies located in Arkansas to upgrade the skills of their existing
7 workforce and to build capacity within our state supported institutions to
8 supply the on-going training needs of Arkansas companies and to increase
9 participation in the state's school-to-work initiatives, in a sum not to
10 exceed\$387,924.

11 (C) Effective July 1, 2001, the balance of the appropriation provided in
12 Item (C) of Section 2 of Act 421 of 1999, for partially defraying the costs of
13 providing access to publicly owned industrial parks, in a sum not to
14 exceed.....\$34,445.

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16 SECTION 3. REAPPROPRIATION - ECONOMIC DEVELOPMENT. There is hereby
17 appropriated, to the Department of Economic Development, to be payable from
18 the Economic Development Incentive Fund of the Arkansas Economic Development
19 Commission, for the Department of Economic Development, the following:

20 (A) Effective July 1, 2001, the balance of the appropriation provided in
21 Item (B) of Section 1 of Act 421 of 1999, for providing financial incentives
22 to companies locating a new or expanded facility in the State of Arkansas, in
23 a sum not to exceed\$12,000,000.

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25 SECTION 4. REAPPROPRIATION - LOAN / INCENTIVE PROGRAM. There is hereby
26 appropriated, to the Department of Economic Development, to be payable from
27 the General Improvement Fund or its successor fund or fund accounts, for the
28 Department of Economic Development, the following:

29 (A) Effective July 1, 2001, the balance of the appropriation provided in
30 Section 1 of Act 828 of 1999, for the Department of Economic Development's
31 participating share of a loan qualified under the Loan/Incentive Program for
32 Small Business of the Arkansas Economic Development Commission for each year,
33 in a sum not to exceed\$500,000.

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35 SECTION 5. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
36 appropriated, to the Department of Economic Development, to be payable from

1 the General Improvement Fund or its successor fund or fund accounts, for the
2 Department of Economic Development, the following:

3 (A) Effective July 1, 2001, the balance of the appropriation provided in
4 Item (A) of Section 1 of Act 1381 of 1999, for providing grants to cities and
5 counties to provide financial assistance necessary to undertake public works
6 projects or job training which support private sector jobs creation
7 opportunities, alleviate conditions which constitute a threat to public
8 health, or partially defray the costs of providing access to publicly owned
9 industrial parks, and for expansion of the aircraft and aerospace industry,
10 and for port and waterway economic development projects, in a sum not to
11 exceed\$16,288,244.

12 (B) Effective July 1, 2001, the balance of the appropriation provided in
13 Item (B) of Section 1 of Act 1381 of 1999, for providing incentives for
14 companies located in Arkansas to upgrade the skills of their existing
15 workforce and to build capacity within our state supported institutions to
16 supply the on-going training needs of Arkansas companies and to increase
17 participation in the state's school-to-work initiatives, in a sum not to
18 exceed.....\$1,150,000.

19 (C) Effective July 1, 2001, the balance of the appropriation provided in
20 Item (C) of Section 1 of Act 1381 of 1999, for the purpose of promoting small
21 business growth by providing loans to qualified small businesses on a matching
22 basis, in a sum not to exceed\$387,500.

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24 SECTION 6. REAPPROPRIATION - INFRASTRUCTURE IMPROVEMENTS. There is hereby
25 appropriated, to the Department of Economic Development, to be payable from
26 the General Improvement Fund or its successor fund or fund accounts, for the
27 Department of Economic Development, the following:

28 (A) Effective July 1, 2001, the balance of the appropriation provided in
29 Item (A) of Section 21 of Act 1412 of 1999, for infrastructure improvements in
30 the City of Arkadelphia, in a sum not to exceed\$600,000.

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32 SECTION 7. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
33 obligations otherwise incurred in relation to the project or projects
34 described herein in excess of the State Treasury funds actually available
35 therefor as provided by law. Provided, however, that institutions and
36 agencies listed herein shall have the authority to accept and use grants and

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

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

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15 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General Assembly
16 that any funds disbursed under the authority of the appropriations contained
17 in this act shall be in compliance with the stated reasons for which this act
18 was adopted, as evidenced by the Agency Requests, Executive Recommendations
19 and Legislative Recommendations contained in the budget manuals prepared by
20 the Department of Finance and Administration, letters, or summarized oral
21 testimony in the official minutes of the Arkansas Legislative Council or Joint
22 Budget Committee which relate to its passage and adoption.

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24 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
25 Assembly, that the Constitution of the State of Arkansas prohibits the
26 appropriation of funds for more than a two (2) year period; that previous
27 General Assemblies have provided appropriations for the projects provided or
28 enumerated in this act; that certain appropriations will expire before the
29 adjournment of the General Assembly; and that if such appropriations expire,
30 the projects and programs authorized herein will cease thereby depriving the
31 citizens of the State of the benefits to be derived from such projects.
32 Therefore, an emergency is hereby declared to exist and this Act being
33 necessary for the immediate preservation of the public peace, health and
34 safety shall be in full force and effect from and after the date of its
35 passage and approval. If the bill is neither approved nor vetoed by the
36 Governor, it shall become effective on the expiration of the period of time

1 during which the Governor may veto the bill. If the bill is vetoed by the
2 Governor and the veto is overridden, it shall become effective on the date the
3 last house overrides the veto.

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6 APPROVED: 2/6/2001
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