

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.
Act 152 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

A Bill

SENATE BILL 244

5 By: Joint Budget Committee
6
7

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
13

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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SECTION 1. REAPPROPRIATION - CONWAY TECHNOLOGY PARK - INFRASTRUCTURE.

21 There is hereby appropriated, to the Department of Economic Development, to
22 be payable from the General Improvement Fund or its successor fund or fund
23 accounts, for the Department of Economic Development, the following:
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25 (A) Effective July 1, 2005, the balance of the appropriation provided in
26 Item (A) of Section 1 of Act 886 of 2003, for state assistance to construct a
27 knowledge-based economic development project within the Conway Technology
28 Park in Conway, Arkansas, in a sum not to exceed\$250,000.
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30 SECTION 2. REAPPROPRIATION - MOVIE/FILM OFFICE - STATE OF ARKANSAS. There
31 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, 2005, the balance of the appropriation provided in
35 Item (A) of Section 1 of Act 536 of 2003, for the promotion of the movie/film



1 office for the production of full length movies in the State of Arkansas, in
2 a sum not to exceed\$24,276.

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4 SECTION 3. REAPPROPRIATION - GRANTS TO CITIES AND COUNTIES AND WORKFORCE
5 DEVELOPMENT. There is hereby appropriated, to the Department of Economic
6 Development, to be payable from the Economic Development Incentive Fund of
7 the Arkansas Economic Development Commission, for the Department of Economic
8 Development, the following:

9 (A) Effective July 1, 2005, the balance of the appropriation provided in
10 Item (A) of Section 2 of Act 164 of 2003, for providing financial incentives
11 to companies locating a new facility or expanding an existing facility within
12 the State of Arkansas, in a sum not to exceed\$12,053,720.

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14 SECTION 4. REAPPROPRIATION - GRANTS TO CITIES AND COUNTIES AND WORKFORCE
15 DEVELOPMENT. There is hereby appropriated, to the Department of Economic
16 Development, to be payable from the General Improvement Fund or its successor
17 fund or fund accounts, for the Department of Economic Development, the
18 following:

19 (A) Effective July 1, 2005, the balance of the appropriation provided in
20 Item (A) of Section 1 of Act 164 of 2003, for providing funding for grants to
21 cities and counties to provide financial assistance necessary to undertake
22 public works projects and/or job training efforts which support private
23 sector job creation opportunities, alleviate conditions which constitute a
24 threat to public health and well being, or partially defray the costs of
25 providing access to publicly owned industrial parks; and for expansion of the
26 aircraft and aerospace industry, and for port and waterway economic
27 development projects, in a sum not to exceed\$6,000,000.

28 (B) Effective July 1, 2005, the balance of the appropriation provided in
29 Item (B) of Section 1 of Act 164 of 2003, for providing funding for
30 incentives for companies located in Arkansas to upgrade skills of their
31 existing workforce and to build capacity within our state supported
32 institutions to supply the on-going training needs of Arkansas companies and
33 to increase participation in the state's school-to-work initiatives, in a sum
34 not to exceed\$1,500,000.

35 (C) Effective July 1, 2005, the balance of the appropriation provided in
36 Item (C) of Section 1 of Act 164 of 2003, for grants to cities and counties

1 (current obligations), in a sum not to exceed\$1,500,000.

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3 SECTION 5. REAPPROPRIATION - PUBLIC ROADS IMPROVEMENTS. There is hereby
4 appropriated, to the Department of Economic Development, to be payable from
5 the Public Roads Incentive Fund, for the Department of Economic Development,
6 the following:

7 (A) Effective July 1, 2005, the balance of the appropriation provided in
8 Item (A) of Section 2 of Act 104 of 2003, for the Arkansas Public Roads
9 Improvements Credit Act - a program to encourage private participation in
10 public roads projects with an income tax credit, in a sum not to exceed
11\$1,000,000.

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13 SECTION 6. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
14 appropriated, to the Department of Economic Development, to be payable from
15 the General Improvement Fund or its successor fund or fund accounts, for the
16 Department of Economic Development, the following:

17 (A) Effective July 1, 2005, the balance of the appropriation provided in
18 Item (A) of Section 1 of Act 104 of 2003, for providing funding for grants to
19 cities and counties to provide financial assistance necessary to undertake
20 public works projects and/or job training efforts which support private
21 sector job creation opportunities, alleviate conditions which constitute a
22 threat to public health and well being, or partially defray the costs of
23 providing access to publicly owned industrial parks; and for expansion of the
24 aircraft and aerospace industry, and for port and waterway economic
25 development projects, in a sum not to exceed\$750,000.

26 (B) Effective July 1, 2005, the balance of the appropriation provided in
27 Item (B) of Section 1 of Act 104 of 2003, for providing incentives for
28 companies located in Arkansas to upgrade the skills of their existing
29 workforce and to build capacity within our state supported institutions to
30 supply the on-going training needs of Arkansas companies and to increase
31 participation in the state's school-to-work initiatives, in a sum not to
32 exceed\$39,936.

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34 SECTION 7. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
35 appropriated, to the Department of Economic Development, to be payable from
36 the General Improvement Fund or its successor fund or fund accounts, for the

1 Department of Economic Development, the following:

2 (A) Effective July 1, 2005, the balance of the appropriation provided in
3 Item (D) of Section 1 of Act 104 of 2003, for providing grants to cities and
4 counties to provide financial assistance necessary to undertake public works
5 projects or job training which support private sector job creation
6 opportunities, alleviate conditions which constitute a threat to public
7 health and well being, or partially defray the costs of providing access to
8 publicly owned industrial parks, and for expansion of the aircraft and
9 aerospace industry and for port and waterway economic development projects,
10 in a sum not to exceed
11\$1,629,477.

12 (B) Effective July 1, 2005, the balance of the appropriation provided in
13 Item (F) of Section 1 of Act 104 of 2003, for the purpose of promoting small
14 business growth by providing loans to qualified small businesses on a
15 matching basis, in a sum not to exceed\$332,500.

16 (C) Effective July 1, 2005, the balance of the appropriation provided in
17 Item (G) of Section 1 of Act 104 of 2003, for infrastructure improvements in
18 the City of Arkadelphia, in a sum not to exceed\$600,000.
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20 SECTION 8. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
21 obligations otherwise incurred in relation to the project or projects
22 described herein in excess of the State Treasury funds actually available
23 therefor as provided by law. Provided, however, that institutions and
24 agencies listed herein shall have the authority to accept and use grants and
25 donations including Federal funds, and to use its unobligated cash income or
26 funds, or both available to it, for the purpose of supplementing the State
27 Treasury funds for financing the entire costs of the project or projects
28 enumerated herein. Provided further, that the appropriations and funds
29 otherwise provided by the General Assembly for Maintenance and General
30 Operations of the agency or institutions receiving appropriation herein shall
31 not be used for any of the purposes as appropriated in this act.

32 (B) The restrictions of any applicable provisions of the State Purchasing
33 Law, the General Accounting and Budgetary Procedures Law, the Revenue
34 Stabilization Law and any other applicable fiscal control laws of this State
35 and regulations promulgated by the Department of Finance and Administration,
36 as authorized by law, shall be strictly complied with in disbursement of any

1 funds provided by this act unless specifically provided otherwise by law.

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3 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General Assembly
4 that any funds disbursed under the authority of the appropriations contained
5 in this act shall be in compliance with the stated reasons for which this act
6 was adopted, as evidenced by the Agency Requests, Executive Recommendations
7 and Legislative Recommendations contained in the budget manuals prepared by
8 the Department of Finance and Administration, letters, or summarized oral
9 testimony in the official minutes of the Arkansas Legislative Council or
10 Joint Budget Committee which relate to its passage and adoption.

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12 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General
13 Assembly, that the Constitution of the State of Arkansas prohibits the
14 appropriation of funds for more than a two (2) year period; that previous
15 General Assemblies have provided appropriations for the projects provided or
16 enumerated in this act; that certain appropriations will expire before the
17 adjournment of the General Assembly; and that if such appropriations expire,
18 the projects and programs authorized herein will cease thereby depriving the
19 citizens of the State of the benefits to be derived from such projects.
20 Therefore, an emergency is hereby declared to exist and this Act being
21 necessary for the immediate preservation of the public peace, health and
22 safety shall be in full force and effect from and after the date of its
23 passage and approval. If the bill is neither approved nor vetoed by the
24 Governor, it shall become effective on the expiration of the period of time
25 during which the Governor may veto the bill. If the bill is vetoed by the
26 Governor and the veto is overridden, it shall become effective on the date
27 the last house overrides the veto.

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30 APPROVED: 2/11/2005

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