

**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 1338 of the Regular Session**

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 1989

5 By: Representatives Moore, E. Brown, Cheatham, Reep, Flowers, Maxwell
6 By: Senators J. Jeffress, J. Taylor
7

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
OF ECONOMIC DEVELOPMENT FOR THE YELLOW BEND PORT
AUTHORITY; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF ECONOMIC
DEVELOPMENT - THE YELLOW BEND PORT
AUTHORITY GENERAL IMPROVEMENT
APPROPRIATION.

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

24 SECTION 1. APPROPRIATIONS - YELLOW BEND PORT AUTHORITY. 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, the
27 following:

28 (A) For the Yellow Bend Port Authority for the purchase and installation
29 of rail, the sum of\$10,000,000.

31 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
32 obligations otherwise incurred in relation to the project or projects
33 described herein in excess of the State Treasury funds actually available
34 therefor as provided by law. Provided, however, that institutions and
35 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.

14
 15 SECTION 3. 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
 22 Joint Budget Committee which relate to its passage and adoption.

23
 24 SECTION 4. 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 the
 27 effectiveness of this Act on July 1, 2007 is essential to the operation of
 28 the agency for which the appropriations in this Act are provided, and that in
 29 the event of an extension of the Regular Session, the delay in the effective
 30 date of this Act beyond July 1, 2007 could work irreparable harm upon the
 31 proper administration and provision of essential governmental programs.
 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 July 1, 2007.

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 36 APPROVED: 4/5/2007