

**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 414 of the Regular Session**

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

# A Bill

SENATE BILL 341

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF  
ECONOMIC DEVELOPMENT; AND FOR OTHER PURPOSES.

### Subtitle

AN ACT FOR THE DEPARTMENT OF ECONOMIC  
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 - PUBLIC ROADS IMPROVEMENTS. There is hereby  
22 appropriated, to the Department of Economic Development, to be payable from  
23 the Public Roads Incentive Fund, for the Department of Economic Development,  
24 the following:

25 (A) Effective July 1, 2007, the balance of the appropriation provided in  
26 Item (A) of Section 5 of Act 152 of 2005, for the Arkansas Public Roads  
27 Improvements Credit Act - a program to encourage private participation in  
28 public roads projects with an income tax credit, in a sum not to exceed  
29 .....\$1,000,000.  
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31 SECTION 2. REAPPROPRIATION - MOVIE/FILM OFFICE - STATE OF ARKANSAS. There  
32 is hereby appropriated, to the Department of Economic Development, to be  
33 payable from the General Improvement Fund or its successor fund or fund  
34 accounts, for the Department of Economic Development, the following:

35 (A) Effective July 1, 2007, the balance of the appropriation provided in



1 Item (A) of Section 2 of Act 152 of 2005, for the promotion of the movie/film  
2 office for the production of full length movies in the State of Arkansas, in  
3 a sum not to exceed .....\$21,719.  
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5 SECTION 3. REAPPROPRIATION - GRANTS TO CITIES AND COUNTIES AND WORKFORCE  
6 DEVELOPMENT. There is hereby appropriated, to the Department of Economic  
7 Development, to be payable from the General Improvement Fund or its successor  
8 fund or fund accounts, for the Department of Economic Development, the  
9 following:

10 (A) Effective July 1, 2007, the balance of the appropriation provided in  
11 Item (A) of Section 4 of Act 152 of 2005, for providing funding for grants to  
12 cities and counties to provide financial assistance necessary to undertake  
13 public works projects and/or job training efforts which support private  
14 sector job creation opportunities, alleviate conditions which constitute a  
15 threat to public health and well being, or partially defray the costs of  
16 providing access to publicly owned industrial parks; and for expansion of the  
17 aircraft and aerospace industry, and for port and waterway economic  
18 development projects, in a sum not to exceed .....\$4,573,986.  
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20 SECTION 4. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
21 appropriated, to the Department of Economic Development, to be payable from  
22 the General Improvement Fund or its successor fund or fund accounts, for the  
23 Department of Economic Development, the following:

24 (A) Effective July 1, 2007, the balance of the appropriation provided in  
25 Item (B) of Section 7 of Act 152 of 2005, for the purpose of promoting small  
26 business growth by providing loans to qualified small businesses on a  
27 matching basis, in a sum not to exceed .....\$332,201.  
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29 SECTION 5. REAPPROPRIATION - ECONOMIC DEVELOPMENT INCENTIVE PROGRAM -  
30 CREATE REBATE. There is hereby appropriated, to the Department of Economic  
31 Development, to be payable from the Economic Development Incentive Fund of  
32 the Arkansas Economic Development Commission, for the Department of Economic  
33 Development, the following:

34 (A) Effective July 1, 2007, the balance of the appropriation provided in  
35 Item (A) of Section 2 of Act 2112 of 2005, for providing financial incentives  
36 to companies locating a new facility or expanding an existing facility within

1 the State of Arkansas and for reimbursement to companies that hire and  
2 maintain specified levels of employment, in a sum not to exceed .\\$33,188,812.

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4 SECTION 6. 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 General Improvement Fund or its successor  
7 fund or fund accounts, for the Department of Economic Development, the  
8 following:

9 (A) Effective July 1, 2007, the balance of the appropriation provided in  
10 Item (A) of Section 1 of Act 2112 of 2005, for providing funding for grants  
11 to cities and counties to provide financial assistance necessary to undertake  
12 public works projects and/or job training efforts which support private  
13 sector job creation opportunities, alleviate conditions which constitute a  
14 threat to public health and well being, or partially defray the costs of  
15 providing access to publicly owned industrial parks; and for expansion of the  
16 aircraft and aerospace industry, and for port and waterway economic  
17 development projects, in a sum not to exceed .....\\$10,845,999.

18 (B) Effective July 1, 2007, the balance of the appropriation provided in  
19 Item (B) of Section 1 of Act 2112 of 2005, for providing funding for  
20 incentives for companies located in Arkansas to upgrade skills of their  
21 existing workforce and to build capacity within our state supported  
22 institutions to supply the on-going training needs of Arkansas companies and  
23 to increase participation in the state's school-to-work initiatives, in a sum  
24 not to exceed .....\\$2,228,755.

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26 SECTION 7. REAPPROPRIATION - MOVIE/FILM OFFICE - STATE OF ARKANSAS. There  
27 is hereby appropriated, to the Department of Economic Development, to be  
28 payable from the General Improvement Fund or its successor fund or fund  
29 accounts, for the Department of Economic Development, the following:

30 (A) Effective July 1, 2007, the balance of the appropriation provided in  
31 Item (A) of Section 1 of Act 578 of 2005, for the promotion of the movie/film  
32 office for the production of full length movies in the State of Arkansas, in  
33 a sum not to exceed .....\\$50,000.

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35 SECTION 8. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
36 obligations otherwise incurred in relation to the project or projects

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

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

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

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 27 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General  
 28 Assembly, that the Constitution of the State of Arkansas prohibits the  
 29 appropriation of funds for more than a two (2) year period; that previous  
 30 General Assemblies have provided appropriations for the projects provided or  
 31 enumerated in this act; that certain appropriations will expire before the  
 32 adjournment of the General Assembly; and that if such appropriations expire,  
 33 the projects and programs authorized herein will cease thereby depriving the  
 34 citizens of the State of the benefits to be derived from such projects.  
 35 Therefore, an emergency is hereby declared to exist and this Act being  
 36 necessary for the immediate preservation of the public peace, health and

1 safety shall be in full force and effect from and after the date of its  
2 passage and approval. If the bill is neither approved nor vetoed by the  
3 Governor, it shall become effective on the expiration of the period of time  
4 during which the Governor may veto the bill. If the bill is vetoed by the  
5 Governor and the veto is overridden, it shall become effective on the date  
6 the last house overrides the veto.

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APPROVED: 3/22/2007