

**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 1140 of the Regular Session**

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

A Bill

SENATE BILL 703

5 By: Senator Madison
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE ECONOMIC
10 DEVELOPMENT COMMISSION FOR GRANTS TO CITIES,
11 COUNTIES, PLANNING AND DEVELOPMENT DISTRICTS AND
12 OTHER ENTITIES; AND FOR OTHER PURPOSES.
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Subtitle

15 AN ACT FOR THE ECONOMIC DEVELOPMENT
16 COMMISSION - GRANTS TO CITIES, COUNTIES,
17 PLANNING AND DEVELOPMENT DISTRICTS AND
18 OTHER ENTITIES GENERAL IMPROVEMENT
19 APPROPRIATION.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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SECTION 1. APPROPRIATION - ECONOMIC DEVELOPMENT COMMISSION - GRANTS.

25 There is hereby appropriated, to the Economic Development Commission, to be
26 payable from the General Improvement Fund or its successor fund or fund
27 accounts, the following:
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29 (A) For grants to cities, counties, planning and development districts,
30 and other eligible entities for land acquisition, improvements, construction,
31 renovation, major maintenance, and purchase of equipment, industrial site
32 development costs including, construction, renovation, and equipment
33 acquisition, development of intermodal facilities, including port and
34 waterway projects, rail spur construction and road and highway improvements,
35 environmental mitigation projects, and construction and improvement of water



1 and sewer systems, the sum of\$500,000.

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3 SECTION 2. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
4 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. APPLICABLE LAW/REGULATIONS.

5 The appropriations authorized in this Act shall not be restricted by
6 requirements that may be applicable to other programs currently administered.
7 New rules and regulations may be adopted to carry out the intent of the
8 General Assembly regarding the appropriations authorized in this Act.

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10 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
11 obligations otherwise incurred in relation to the project or projects
12 described herein in excess of the State Treasury funds actually available
13 therefor as provided by law. Provided, however, that institutions and
14 agencies listed herein shall have the authority to accept and use grants and
15 donations including Federal funds, and to use its unobligated cash income or
16 funds, or both available to it, for the purpose of supplementing the State
17 Treasury funds for financing the entire costs of the project or projects
18 enumerated herein. Provided further, that the appropriations and funds
19 otherwise provided by the General Assembly for Maintenance and General
20 Operations of the agency or institutions receiving appropriation herein shall
21 not be used for any of the purposes as appropriated in this act.

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

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

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SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2009 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 2009 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2009.

APPROVED: 4/7/2009