

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

SENATE BILL 534

5 By: Senator Irvin
6

For An Act To Be Entitled

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

14 AN ACT FOR THE ECONOMIC DEVELOPMENT
15 COMMISSION - CITIES, COUNTIES, PLANNING
16 DEVELOPMENT DISTRICTS AND OTHER ELIGIBLE
17 ENTITIES FOR GRANTS GENERAL IMPROVEMENT
18 APPROPRIATION.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS GRANTS. There
25 is hereby appropriated, to the Economic Development Commission, to be payable
26 from the General Improvement Fund or its successor fund or fund accounts, the
27 following:

28 (A) for grants to cities, counties, planning and development districts,
29 and other eligible entities for land acquisition, improvements, construction,
30 renovation, major maintenance, and purchase of equipment, industrial site
31 development costs including, construction, renovation, and equipment
32 acquisition, development of intermodal facilities, including port and
33 waterway projects, rail spur construction and road and highway improvements,
34 environmental mitigation projects, and construction and improvement of water
35 and sewer systems, in a sum not to exceed.....\$200,000.
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1 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 3 Notwithstanding any other rules, regulations or provision of law to the
 4 contrary the appropriations authorized in this Act shall not be restricted by
 5 requirements that may be applicable to other programs currently administered.
 6 New rules and regulations may be adopted to carry out the intent of the
 7 General Assembly regarding the appropriations authorized in this Act.

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

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

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 29 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
 30 Assembly that any funds disbursed under the authority of the appropriations
 31 contained in this act shall be in compliance with the stated reasons for
 32 which this act was adopted, as evidenced by the Agency Requests, Executive
 33 Recommendations and Legislative Recommendations contained in the budget
 34 manuals prepared by the Department of Finance and Administration, letters, or
 35 summarized oral testimony in the official minutes of the Arkansas Legislative
 36 Council or 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, 2011 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 legislative session, the delay in the effective date of this Act beyond July 1, 2011 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, 2011.

APPROVED: 03/24/2011