

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

A Bill

SENATE BILL 376

5 By: Senator B. Pierce
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For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
9 ECONOMIC DEVELOPMENT COMMISSION FOR CAPITAL
10 IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.
11

Subtitle

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13 AN ACT FOR THE ARKANSAS ECONOMIC
14 DEVELOPMENT COMMISSION GENERAL
15 IMPROVEMENT APPROPRIATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. APPROPRIATION - CAPITAL IMPROVEMENT PROJECTS. There is
22 hereby appropriated, to the Arkansas Economic Development Commission, to be
23 payable from the General Improvement Fund or its successor fund or fund
24 accounts, the following:

25 (A) for grants to health related facilities or hospitals for
26 construction, land acquisition, improvements, renovation, maintenance,
27 equipment acquisition, and technology upgrades, in a sum not to exceed
28\$250,000.

29 (B) 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
36 and sewer systems, in a sum not to exceed.....\$250,000.



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

4 Notwithstanding any other rules, regulations or provision of law to the
 5 contrary 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
 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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2 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
3 Assembly, that the Constitution of the State of Arkansas prohibits the
4 appropriation of funds for more than a one (1) year period; that the
5 effectiveness of this Act on July 1, 2015 is essential to the operation of
6 the agency for which the appropriations in this Act are provided, and that in
7 the event of an extension of the legislative session, the delay in the
8 effective date of this Act beyond July 1, 2015 could work irreparable harm
9 upon the proper administration and provision of essential governmental
10 programs. Therefore, an emergency is hereby declared to exist and this Act
11 being necessary for the immediate preservation of the public peace, health
12 and safety shall be in full force and effect from and after July 1, 2015.

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15 **APPROVED: 03/16/2015**
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