

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 1290 of the Regular Session

As Engrossed: H4/3/09

A Bill

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

HOUSE BILL 1619

5 By: Representative George

For An Act To Be Entitled

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

Subtitle

15 AN ACT FOR THE ECONOMIC DEVELOPMENT
16 COMMISSION GENERAL IMPROVEMENT
17 APPROPRIATION.

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

22 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is hereby
23 appropriated, to the Economic Development Commission, to be payable from the
24 General Improvement Fund or its successor fund or fund accounts, the
25 following:

26 (A) For grants to cities, counties, planning and development districts,
27 and other eligible entities for land acquisition, improvements, construction,
28 renovation, major maintenance, and purchase of equipment, industrial site
29 development costs including, construction, renovation, and equipment
30 acquisition, development of intermodal facilities, including port and
31 waterway projects, rail spur construction and road and highway improvements,
32 environmental mitigation projects, and construction and improvement of water
33 and sewer systems, the sum of\$1,000,000.

35 SECTION 2. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is hereby



1 *appropriated, to the Economic Development Commission, to be payable from the*
2 *General Improvement Fund or its successor fund or fund account, the*
3 *following:*

4 (A) *For grants to eligible entities in efforts to promote economic and*
5 *social development including the purchase, distribution, and associated costs*
6 *for providing emergency food, food banks/food suppliers, government surplus*
7 *food distribution sites, home assistance/supplies, the sum of*
8 *.....\$350,000.*

10 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The
12 appropriations authorized in this Act shall not be restricted by requirements
13 that may be applicable to other programs currently administered. New rules
14 and regulations may be adopted to carry out the intent of the General
15 Assembly regarding the appropriations authorized in this Act.

17 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
18 obligations otherwise incurred in relation to the project or projects
19 described herein in excess of the State Treasury funds actually available
20 therefor as provided by law. Provided, however, that institutions and
21 agencies listed herein shall have the authority to accept and use grants and
22 donations including Federal funds, and to use its unobligated cash income or
23 funds, or both available to it, for the purpose of supplementing the State
24 Treasury funds for financing the entire costs of the project or projects
25 enumerated herein. Provided further, that the appropriations and funds
26 otherwise provided by the General Assembly for Maintenance and General
27 Operations of the agency or institutions receiving appropriation herein shall
28 not be used for any of the purposes as appropriated in this act.

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

36 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly

1 that any funds disbursed under the authority of the appropriations contained
2 in this act shall be in compliance with the stated reasons for which this act
3 was adopted, as evidenced by the Agency Requests, Executive Recommendations
4 and Legislative Recommendations contained in the budget manuals prepared by
5 the Department of Finance and Administration, letters, or summarized oral
6 testimony in the official minutes of the Arkansas Legislative Council or
7 Joint Budget Committee which relate to its passage and adoption.

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9 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
10 Assembly, that the Constitution of the State of Arkansas prohibits the
11 appropriation of funds for more than a one (1) year period; that the
12 effectiveness of this Act on July 1, 2009 is essential to the operation of
13 the agency for which the appropriations in this Act are provided, and that in
14 the event of an extension of the Regular Session, the delay in the effective
15 date of this Act beyond July 1, 2009 could work irreparable harm upon the
16 proper administration and provision of essential governmental programs.
17 Therefore, an emergency is hereby declared to exist and this Act being
18 necessary for the immediate preservation of the public peace, health and
19 safety shall be in full force and effect from and after July 1, 2009.

20
21 /s/ George

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23 **APPROVED: 4/9/2009**