

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

# A Bill

SENATE BILL 683

5 By: Senators Files, Whitaker  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE ECONOMIC  
9 DEVELOPMENT COMMISSION FOR A GRANT FOR REGIONAL  
10 INTERMODAL FREIGHT FACILITIES AND OPERATIONS; AND  
11 FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE ECONOMIC DEVELOPMENT  
15 COMMISSION - REGIONAL INTERMODAL FREIGHT  
16 FACILITIES AND OPERATIONS GRANT GENERAL  
17 IMPROVEMENT APPROPRIATION.  
18  
19  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. APPROPRIATION - REGIONAL INTERMODAL FREIGHT FACILITIES AND  
24 OPERATIONS GRANT. There is hereby appropriated, to the Economic Development  
25 Commission, to be payable from the General Improvement Fund or its successor  
26 fund or fund accounts, the following:

27 (A) for a grant to support the development and implementation of  
28 regional intermodal freight facilities and operations, in a sum not to exceed  
29 .....\$900,000.  
30

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

33 Notwithstanding any other rules, regulations or provision of law to the  
34 contrary the appropriations authorized in this Act shall not be restricted by  
35 requirements that may be applicable to other programs currently administered.  
36 New rules and regulations may be adopted to carry out the intent of the



1 General Assembly regarding the appropriations authorized in this Act.

2  
3 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
4 obligations otherwise incurred in relation to the project or projects  
5 described herein in excess of the State Treasury funds actually available  
6 therefor as provided by law. Provided, however, that institutions and  
7 agencies listed herein shall have the authority to accept and use grants and  
8 donations including Federal funds, and to use its unobligated cash income or  
9 funds, or both available to it, for the purpose of supplementing the State  
10 Treasury funds for financing the entire costs of the project or projects  
11 enumerated herein. Provided further, that the appropriations and funds  
12 otherwise provided by the General Assembly for Maintenance and General  
13 Operations of the agency or institutions receiving appropriation herein shall  
14 not be used for any of the purposes as appropriated in this act.

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

22  
23 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General  
24 Assembly that any funds disbursed under the authority of the appropriations  
25 contained in this act shall be in compliance with the stated reasons for  
26 which this act was adopted, as evidenced by the Agency Requests, Executive  
27 Recommendations and Legislative Recommendations contained in the budget  
28 manuals prepared by the Department of Finance and Administration, letters, or  
29 summarized oral testimony in the official minutes of the Arkansas Legislative  
30 Council or Joint Budget Committee which relate to its passage and adoption.

31  
32 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
33 Assembly, that the Constitution of the State of Arkansas prohibits the  
34 appropriation of funds for more than a one (1) year period; that the  
35 effectiveness of this Act on July 1, 2011 is essential to the operation of  
36 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the legislative session, the delay in the  
2 effective date of this Act beyond July 1, 2011 could work irreparable harm  
3 upon the proper administration and provision of essential governmental  
4 programs. Therefore, an emergency is hereby declared to exist and this Act  
5 being necessary for the immediate preservation of the public peace, health  
6 and safety shall be in full force and effect from and after July 1, 2011.

7  
8  
9 **APPROVED: 03/24/2011**  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36