

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

A Bill

HOUSE BILL 1734

5 By: Representative King
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 AND DEVELOPMENT DISTRICTS; AND
11 FOR OTHER PURPOSES.
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Subtitle

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

27 (A) for grants to cities, counties, planning and development districts,
28 and other eligible entities for land acquisition, improvements, construction,
29 renovation, major maintenance, and purchase of equipment, industrial site
30 development costs including, construction, renovation, and equipment
31 acquisition, development of intermodal facilities, including port and
32 waterway projects, rail spur construction and road and highway improvements,
33 environmental mitigation projects, and construction and improvement of water
34 and sewer systems, in a sum not to exceed.....\$10,000,000.
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36 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS



1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

2 Notwithstanding any other rules, regulations or provision of law to the
3 contrary the appropriations authorized in this Act shall not be restricted by
4 requirements that may be applicable to other programs currently administered.
5 New rules and regulations may be adopted to carry out the intent of the
6 General Assembly regarding the appropriations authorized in this Act.

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

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

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

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1 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
2 Assembly, that the Constitution of the State of Arkansas prohibits the
3 appropriation of funds for more than a one (1) year period; that the
4 effectiveness of this Act on July 1, 2011 is essential to the operation of
5 the agency for which the appropriations in this Act are provided, and that in
6 the event of an extension of the legislative session, the delay in the
7 effective date of this Act beyond July 1, 2011 could work irreparable harm
8 upon the proper administration and provision of essential governmental
9 programs. Therefore, an emergency is hereby declared to exist and this Act
10 being necessary for the immediate preservation of the public peace, health
11 and safety shall be in full force and effect from and after July 1, 2011.

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