

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

SENATE BILL 439

5 By: Senator Teague  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE ECONOMIC  
9 DEVELOPMENT COMMISSION FOR A TRANSFER TO THE CLEAN-  
10 BURNING MOTOR FUEL DEVELOPMENT FUND FOR REBATES,  
11 GRANTS, AND INCENTIVES; AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE ECONOMIC DEVELOPMENT  
15 COMMISSION - A TRANSFER TO THE CLEAN-  
16 BURNING MOTOR FUEL DEVELOPMENT FUND FOR  
17 REBATES, GRANTS, AND INCENTIVES GENERAL  
18 IMPROVEMENT 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 FUNDS. There is hereby  
25 appropriated, to the Economic Development Commission, to be payable from the  
26 General Improvement Fund or its successor fund or fund accounts, the  
27 following:

28 (A) for a transfer to the Clean-Burning Motor Fuel Development Fund for  
29 rebates, grants, and incentives for compressed natural gas and liquefied  
30 natural gas refueling stations and qualified clean-burning motor vehicle  
31 property, in a sum not to exceed.....\$5,000,000.  
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33 SECTION 2. APPROPRIATION - CLEAN-BURNING MOTOR FUEL DEVELOPMENT FUND -  
34 GRANTS, REBATES, AND INCENTIVES. There is hereby appropriated, to the  
35 Economic Development Commission, to be payable from the Clean-Burning Motor  
36 Fuel Development Fund, the following:



1 (A) for rebates, grants, and incentives for compressed natural gas and  
2 liquefied natural gas refueling stations and qualified clean-burning motor  
3 vehicle property, in a sum not to exceed.....\$5,000,000.  
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5 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

7 Notwithstanding any other rules, regulations or provision of law to the  
8 contrary the appropriations authorized in this Act shall not be restricted by  
9 requirements that may be applicable to other programs currently administered.  
10 New rules and regulations may be adopted to carry out the intent of the  
11 General Assembly regarding the appropriations authorized in this Act.  
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13 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
14 obligations otherwise incurred in relation to the project or projects  
15 described herein in excess of the State Treasury funds actually available  
16 therefor as provided by law. Provided, however, that institutions and  
17 agencies listed herein shall have the authority to accept and use grants and  
18 donations including Federal funds, and to use its unobligated cash income or  
19 funds, or both available to it, for the purpose of supplementing the State  
20 Treasury funds for financing the entire costs of the project or projects  
21 enumerated herein. Provided further, that the appropriations and funds  
22 otherwise provided by the General Assembly for Maintenance and General  
23 Operations of the agency or institutions receiving appropriation herein shall  
24 not be used for any of the purposes as appropriated in this act.

25 (B) The restrictions of any applicable provisions of the State Purchasing  
26 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
27 Stabilization Law and any other applicable fiscal control laws of this State  
28 and regulations promulgated by the Department of Finance and Administration,  
29 as authorized by law, shall be strictly complied with in disbursement of any  
30 funds provided by this act unless specifically provided otherwise by law.  
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32 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
33 Assembly that any funds disbursed under the authority of the appropriations  
34 contained in this act shall be in compliance with the stated reasons for  
35 which this act was adopted, as evidenced by the Agency Requests, Executive  
36 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or  
2 summarized oral testimony in the official minutes of the Arkansas Legislative  
3 Council or Joint Budget Committee which relate to its passage and adoption.  
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5 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
6 Assembly, that the Constitution of the State of Arkansas prohibits the  
7 appropriation of funds for more than a one (1) year period; that the  
8 effectiveness of this Act on July 1, 2013 is essential to the operation of  
9 the agency for which the appropriations in this Act are provided, and that in  
10 the event of an extension of the legislative session, the delay in the  
11 effective date of this Act beyond July 1, 2013 could work irreparable harm  
12 upon the proper administration and provision of essential governmental  
13 programs. Therefore, an emergency is hereby declared to exist and this Act  
14 being necessary for the immediate preservation of the public peace, health  
15 and safety shall be in full force and effect from and after July 1, 2013.

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