

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Joint Budget Committee

A Bill

SENATE BILL 396

For An Act To Be Entitled

"AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS INDUSTRIAL
DEVELOPMENT COMMISSION FOR THE PURPOSE OF PROVIDING GRANTS
TO CITIES AND COUNTIES TO PROVIDE FINANCIAL ASSISTANCE
NECESSARY TO UNDERTAKE PUBLIC WORKS PROJECTS OR JOB
TRAINING WHICH SUPPORT PRIVATE SECTOR JOB CREATION
OPPORTUNITIES OR ALLEVIATE CONDITIONS WHICH CONSTITUTE A
THREAT TO PUBLIC HEALTH; AND FOR OTHER PURPOSES."

Subtitle

"AN ACT FOR THE ARKANSAS INDUSTRIAL
DEVELOPMENT COMMISSION REAPPROPRIATION."

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

SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the
Arkansas Industrial Development Commission, to be payable from the General
Improvement Fund or its successor fund or fund accounts, for the Arkansas
Industrial Development Commission, the following:

(A) Effective July 1, 1995, the balance of the appropriation provided
in Item (A) of Section 1 of Act 1125 of 1993, for the purpose of providing
grants to cities and counties to provide financial assistance necessary to
undertake public works projects or job training which support private sector
job creation opportunities or alleviate conditions which constitute a threat
to public health, the sum of \$17,420,276.

SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
obligations otherwise incurred in relation to the project or projects

1 described herein in excess of the State Treasury funds actually available
2 therefor as provided by law. Provided, however, that institutions and
3 agencies listed herein shall have the authority to accept and use grants and
4 donations including Federal funds, and to use its unobligated cash income or
5 funds, or both available to it, for the purpose of supplementing the State
6 Treasury funds for financing the entire costs of the project or projects
7 enumerated herein. Provided further, that the appropriations and funds
8 otherwise provided by the General Assembly for Maintenance and General
9 Operations of the agency or institutions receiving appropriation herein shall
10 not be used for any of the purposes as appropriated in this Act.

11 (B) Any restrictions contained in the Acts enumerated in the
12 reappropriation sections of this Act, the restrictions of any applicable
13 provisions of the State Purchasing Law, the General Accounting and Budgetary
14 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal
15 control laws of this State and regulations promulgated by the Department of
16 Finance and Administration, as authorized by law, shall be strictly complied
17 with in disbursement of any funds provided by this Act unless specifically
18 provided otherwise by law.

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20 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
21 Assembly that any funds disbursed under the authority of the appropriations
22 contained in this Act shall be in compliance with the stated reasons for
23 which this Act was adopted, as evidenced by the Agency Requests, Executive
24 Recommendations and Legislative Recommendations contained in the budget
25 manuals prepared by the Department of Finance and Administration, letters, or
26 summarized oral testimony in the official minutes of the Arkansas Legislative
27 Council or Joint Budget Committee which relate to its passage and adoption.

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29 SECTION 4. CODE. All provisions of this Act of a general and
30 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
31 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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33 SECTION 5. SEVERABILITY. If any provision of this Act or the
34 application thereof to any person or circumstance is held invalid, such
35 invalidity shall not affect other provisions or applications of the Act which

1 can be given effect without the invalid provision or application, and to this
2 end the provisions of this Act are declared to be severable.

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4 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict
5 with this Act are hereby repealed.

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7 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
8 Eightieth General Assembly, that the Constitution of the State of Arkansas
9 prohibits the appropriation of funds for more than a two (2) year period;
10 that previous General Assemblies have provided appropriations for the
11 projects provided enumerated in this act; that certain appropriations will
12 expire before the adjournment of the General Assembly; and that if such
13 appropriations expire, the projects and programs authorized herein will cease
14 thereby depriving the citizens of the State of the benefits to be derived
15 from such projects. Therefore, an emergency is hereby declared to exist and
16 this Act being necessary for the immediate preservation of the public peace,
17 health and safety shall be in full force and effect from and after the date
18 of its passage and approval.

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/s/Russ

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