

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.

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

# A Bill

HOUSE BILL 2072

5 By: Representatives Pickett, Jackson, Ledbetter  
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## For An Act To Be Entitled

9 AN ACT TO ENSURE THAT THE GENERAL ASSEMBLY IS  
10 FULLY APPRISED OF THE COSTS AND BENEFITS OF  
11 ECONOMIC INCENTIVE PROGRAMS PROVIDED UNDER THE  
12 CONSOLIDATED INCENTIVE ACT OF 2003; TO REQUIRE  
13 ANNUAL COST-BENEFIT ANALYSES OF ECONOMIC  
14 INCENTIVE PROGRAMS PROVIDED UNDER THE  
15 CONSOLIDATED INCENTIVE ACT OF 2003; TO AUTHORIZE  
16 THE DIVISION OF LEGISLATIVE AUDIT TO PREPARE  
17 ANNUAL COST-BENEFIT REPORTS REGARDING ECONOMIC  
18 INCENTIVE PROGRAMS PROVIDED UNDER THE  
19 CONSOLIDATED INCENTIVE ACT OF 2003; AND FOR OTHER  
20 PURPOSES.  
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## Subtitle

22 AN ACT TO AUTHORIZE ANNUAL AUDITS OF  
23 ECONOMIC INCENTIVE PROGRAMS.  
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27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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29 SECTION 1. Arkansas Code Title 15, Chapter 4, Subchapter 2 is amended  
30 to add an additional section to read as follows:

31 15-4-220. Audit of economic incentive programs.

32 (a) In order to provide information to the General Assembly regarding  
33 the benefits of certain economic incentive programs, the Division of  
34 Legislative Audit shall prepare a cost-benefit analysis of the incentive  
35 programs provided under the Consolidated Incentive Act of 2003, § 15-4-2701  
36 et seq.



1           (b) The analysis may include, but not be limited to:

2                   (1) The dollar amount of incentives actually provided;

3                   (2) The direct and indirect state and local benefits associated  
4 with each program; and

5                   (3) The safeguards to protect noneconomic influences in the  
6 award of incentives.

7           (c)(1) The analysis may be conducted annually on a rotating basis so  
8 that each incentive program provided under the Consolidated Incentive Act of  
9 2003, § 15-4-2701 et seq., is evaluated at least one (1) time every five (5)  
10 years.

11                   (2) Should the Division of Legislative Audit staffing be  
12 insufficient to conduct the scheduled analysis in a given year, the executive  
13 committee of the Legislative Joint Auditing Committee may establish the  
14 priority and number of programs that can be reasonably analyzed with  
15 available resources for a particular year.

16           (d)(1) The Director of the Department of Economic Development shall  
17 make available to the Division of Legislative Audit all records, data, and  
18 other information from whatever source that the Legislative Auditor deems  
19 necessary in the examination of the incentive programs.

20                   (2) However, nothing in this subsection authorizes or permits  
21 publication of information protected from publication by law.

22                   (3) Records and information exempt from public disclosure shall  
23 remain exempt in the custody of the Division of Legislative Audit.

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