

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

SENATE BILL 651

5 By: Senator Broadway  
6 By: Representatives Fite, J. Johnson  
7

## For An Act To Be Entitled

10 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
11 STATE HIGHWAY AND TRANSPORTATION DEPARTMENT FOR A  
12 GRANT TO THE CITY OF BENTON TO BE USED FOR  
13 CONSTRUCTION AND ASSOCIATED COSTS OF AN  
14 INDUSTRIAL ACCESS ROAD, AND FOR USE AS LOCAL  
15 MATCHING FUNDS; AND FOR OTHER PURPOSES.  
16

## Subtitle

18 AN ACT FOR THE ARKANSAS STATE HIGHWAY  
19 AND TRANSPORTATION DEPARTMENT - BENTON  
20 INDUSTRIAL ACCESS PHASE I CAPITAL  
21 IMPROVEMENT APPROPRIATION.  
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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27 SECTION 1. APPROPRIATIONS - BENTON INDUSTRIAL ACCESS - PHASE I. There is  
28 hereby appropriated, to the Arkansas State Highway and Transportation  
29 Department, to be payable from the General Improvement Fund or its successor  
30 fund or fund accounts, the following:

31 (A) For a grant to the City of Benton for use in construction and  
32 associated costs of an industrial access road, from Palm Street extended to  
33 Hwy 183, from Siddell Road to Alcoa Road, Hwy 88, from Alcoa Road, Hwy 88 to  
34 I30, and for use as local matching, the sum of .....\$1,500,000.  
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36 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor



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

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

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

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28 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
29 Assembly, that the Constitution of the State of Arkansas prohibits the  
30 appropriation of funds for more than a two (2) year period; that the  
31 effectiveness of this Act on July 1, 2005 is essential to the operation of  
32 the agency for which the appropriations in this Act are provided, and that in  
33 the event of an extension of the Regular Session, the delay in the effective  
34 date of this Act beyond July 1, 2005 could work irreparable harm upon the  
35 proper administration and provision of essential governmental programs.  
36 Therefore, an emergency is hereby declared to exist and this Act being

1 necessary for the immediate preservation of the public peace, health and  
2 safety shall be in full force and effect from and after July 1, 2005.

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