

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 86th General Assembly
3 Regular Session, 2007
4

A Bill

SENATE BILL 341

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
11 ECONOMIC DEVELOPMENT; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF ECONOMIC
15 DEVELOPMENT REAPPROPRIATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. REAPPROPRIATION - PUBLIC ROADS IMPROVEMENTS. There is hereby
22 appropriated, to the Department of Economic Development, to be payable from
23 the Public Roads Incentive Fund, for the Department of Economic Development,
24 the following:

25 (A) Effective July 1, 2007, the balance of the appropriation provided in
26 Item (A) of Section 5 of Act 152 of 2005, for the Arkansas Public Roads
27 Improvements Credit Act - a program to encourage private participation in
28 public roads projects with an income tax credit, in a sum not to exceed
29\$1,000,000.
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31 SECTION 2. REAPPROPRIATION - MOVIE/FILM OFFICE - STATE OF ARKANSAS. There
32 is hereby appropriated, to the Department of Economic Development, to be
33 payable from the General Improvement Fund or its successor fund or fund
34 accounts, for the Department of Economic Development, the following:

35 (A) Effective July 1, 2007, the balance of the appropriation provided in
36 Item (A) of Section 2 of Act 152 of 2005, for the promotion of the movie/film



1 office for the production of full length movies in the State of Arkansas, in
2 a sum not to exceed\$21,719.

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4 SECTION 3. REAPPROPRIATION - GRANTS TO CITIES AND COUNTIES AND WORKFORCE
5 DEVELOPMENT. There is hereby appropriated, to the Department of Economic
6 Development, to be payable from the General Improvement Fund or its successor
7 fund or fund accounts, for the Department of Economic Development, the
8 following:

9 (A) Effective July 1, 2007, the balance of the appropriation provided in
10 Item (A) of Section 4 of Act 152 of 2005, for providing funding for grants to
11 cities and counties to provide financial assistance necessary to undertake
12 public works projects and/or job training efforts which support private
13 sector job creation opportunities, alleviate conditions which constitute a
14 threat to public health and well being, or partially defray the costs of
15 providing access to publicly owned industrial parks; and for expansion of the
16 aircraft and aerospace industry, and for port and waterway economic
17 development projects, in a sum not to exceed\$4,573,986.

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19 SECTION 4. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
20 appropriated, to the Department of Economic Development, to be payable from
21 the General Improvement Fund or its successor fund or fund accounts, for the
22 Department of Economic Development, the following:

23 (A) Effective July 1, 2007, the balance of the appropriation provided in
24 Item (B) of Section 7 of Act 152 of 2005, for the purpose of promoting small
25 business growth by providing loans to qualified small businesses on a
26 matching basis, in a sum not to exceed\$332,201.

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28 SECTION 5. REAPPROPRIATION - ECONOMIC DEVELOPMENT INCENTIVE PROGRAM -
29 CREATE REBATE. There is hereby appropriated, to the Department of Economic
30 Development, to be payable from the Economic Development Incentive Fund of
31 the Arkansas Economic Development Commission, for the Department of Economic
32 Development, the following:

33 (A) Effective July 1, 2007, the balance of the appropriation provided in
34 Item (A) of Section 2 of Act 2112 of 2005, for providing financial incentives
35 to companies locating a new facility or expanding an existing facility within
36 the State of Arkansas and for reimbursement to companies that hire and

1 maintain specified levels of employment, in a sum not to exceed .\\$33,188,812.

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3 SECTION 6. REAPPROPRIATION - GRANTS TO CITIES AND COUNTIES AND WORKFORCE
4 DEVELOPMENT. There is hereby appropriated, to the Department of Economic
5 Development, to be payable from the General Improvement Fund or its successor
6 fund or fund accounts, for the Department of Economic Development, the
7 following:

8 (A) Effective July 1, 2007, the balance of the appropriation provided in
9 Item (A) of Section 1 of Act 2112 of 2005, for providing funding for grants
10 to cities and counties to provide financial assistance necessary to undertake
11 public works projects and/or job training efforts which support private
12 sector job creation opportunities, alleviate conditions which constitute a
13 threat to public health and well being, or partially defray the costs of
14 providing access to publicly owned industrial parks; and for expansion of the
15 aircraft and aerospace industry, and for port and waterway economic
16 development projects, in a sum not to exceed\\$10,845,999.

17 (B) Effective July 1, 2007, the balance of the appropriation provided in
18 Item (B) of Section 1 of Act 2112 of 2005, for providing funding for
19 incentives for companies located in Arkansas to upgrade skills of their
20 existing workforce and to build capacity within our state supported
21 institutions to supply the on-going training needs of Arkansas companies and
22 to increase participation in the state's school-to-work initiatives, in a sum
23 not to exceed\$2,228,755.

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25 SECTION 7. REAPPROPRIATION - MOVIE/FILM OFFICE - STATE OF ARKANSAS. There
26 is hereby appropriated, to the Department of Economic Development, to be
27 payable from the General Improvement Fund or its successor fund or fund
28 accounts, for the Department of Economic Development, the following:

29 (A) Effective July 1, 2007, the balance of the appropriation provided in
30 Item (A) of Section 1 of Act 578 of 2005, for the promotion of the movie/film
31 office for the production of full length movies in the State of Arkansas, in
32 a sum not to exceed\$50,000.

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34 SECTION 8. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
35 obligations otherwise incurred in relation to the project or projects
36 described herein in excess of the State Treasury funds actually available

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

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

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17 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General Assembly
18 that any funds disbursed under the authority of the appropriations contained
19 in this act shall be in compliance with the stated reasons for which this act
20 was adopted, as evidenced by the Agency Requests, Executive Recommendations
21 and Legislative Recommendations contained in the budget manuals prepared by
22 the Department of Finance and Administration, letters, or summarized oral
23 testimony in the official minutes of the Arkansas Legislative Council or
24 Joint Budget Committee which relate to its passage and adoption.

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26 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General
27 Assembly, that the Constitution of the State of Arkansas prohibits the
28 appropriation of funds for more than a two (2) year period; that previous
29 General Assemblies have provided appropriations for the projects provided or
30 enumerated in this act; that certain appropriations will expire before the
31 adjournment of the General Assembly; and that if such appropriations expire,
32 the projects and programs authorized herein will cease thereby depriving the
33 citizens of the State of the benefits to be derived from such projects.
34 Therefore, an emergency is hereby declared to exist and this Act being
35 necessary for the immediate preservation of the public peace, health and
36 safety shall be in full force and effect from and after the date of its

1 passage and approval. If the bill is neither approved nor vetoed by the
2 Governor, it shall become effective on the expiration of the period of time
3 during which the Governor may veto the bill. If the bill is vetoed by the
4 Governor and the veto is overridden, it shall become effective on the date
5 the last house overrides the veto.

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