

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

As Engrossed: S3/20/07 S3/28/07

# A Bill

SENATE BILL 466

5 By: Joint Budget Committee  
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7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
10 OF ECONOMIC DEVELOPMENT FOR VARIOUS CAPITAL  
11 PROJECTS; AND FOR OTHER PURPOSES.  
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### Subtitle

15 AN ACT FOR THE DEPARTMENT OF ECONOMIC  
16 DEVELOPMENT - VARIOUS CAPITAL PROJECTS  
17 GENERAL IMPROVEMENT APPROPRIATION.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. APPROPRIATIONS - ECONOMIC INFRASTRUCTURE PROJECTS. There is  
23 hereby appropriated, to the Department of Economic Development, to be payable  
24 from the General Improvement Fund or its successor fund or fund accounts, the  
25 following:

26 (A) For providing funding for grants to cities and counties to provide  
27 financial assistance necessary to undertake public works projects and/or job  
28 training efforts which support private sector job creation opportunities,  
29 alleviate conditions which constitute a threat to public health and well  
30 being, or partially defray the costs of providing access to publicly owned  
31 industrial parks; and for grants and/or loans for the expansion of the  
32 aircraft and aerospace industry; and for grants and/or loans for port and  
33 waterway economic development projects; and for grants and/or loans to  
34 support of technology based economic development projects, the sum of  
35 .....\$15,000,000.  
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1 SECTION 2. APPROPRIATIONS - NEW AND EXISTING WORKER TRAINING PROGRAM.

2 There is hereby appropriated, to the Department of Economic Development, to  
3 be payable from the General Improvement Fund or its successor fund or fund  
4 accounts, the following:

5 (A) For providing funding and appropriation for an investment in Arkansas'  
6 workforce through training incentives for companies located in Arkansas to  
7 upgrade skills of their existing workforce, or for a potential new workforce,  
8 and to build capacity within Arkansas to supply on-going training needs of  
9 Arkansas companies and to increase participation in the State's school-to-  
10 work initiatives, the sum of .....\$5,000,000.

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12 SECTION 3. APPROPRIATIONS - ECONOMIC DEVELOPMENT INCENTIVE QUICK ACTION  
13 CLOSING FUND. There is hereby appropriated, to the Department of Economic  
14 Development, to be payable from the Economic Development Incentive Quick  
15 Action Closing Fund, the following:

16 (A) For investment incentives to attract new business and economic  
17 development to the state for the biennial period ending June 30, 2009, the  
18 sum of .....\$50,000,000.

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20 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING  
22 TRANSFER. On the effective date of this act the Chief Fiscal Officer of the  
23 State shall transfer on his book and those of the State Treasurer and Auditor  
24 of State the sum of fifty million dollars (\$50,000,000) from the General  
25 Improvement Fund to the Economic Development Incentive Quick Action Closing  
26 Fund.

27 The provisions of this section shall be in effect from July 1, 2007  
28 through June 30, 2009.

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

34 (A) For providing financial incentives to companies locating a new  
35 facility or expanding an existing facility within the State of Arkansas and  
36 for reimbursement to companies that hire and maintain specified levels of

1 employment, the sum of .....\$39,500,000.

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3 SECTION 6. SPECIAL LANGUAGE - FUND TRANSFER. If HB2521, an amendment to the  
4 Consolidated Incentive Act, as considered by the 86<sup>th</sup> General Assembly becomes  
5 law, the first \$820,000 funded under the appropriation provided in Section  
6 1(A) of this Act, shall be transferred to the General Revenue Fund Account of  
7 the State Apportionment Fund.

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9 SECTION 7. SPECIAL LANGUAGE - FUND TRANSFER. If HB2536, to amend the  
10 Existing Workforce Training Act, as considered by the 86<sup>th</sup> General Assembly  
11 becomes law, the first \$600,000 funded under the appropriation provided in  
12 Section 2(A) of this Act, shall be transferred to the General Revenue Fund  
13 Account of the State Apportionment Fund.

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15 SECTION 8. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
16 obligations otherwise incurred in relation to the project or projects  
17 described herein in excess of the State Treasury funds actually available  
18 therefor as provided by law. Provided, however, that institutions and  
19 agencies listed herein shall have the authority to accept and use grants and  
20 donations including Federal funds, and to use its unobligated cash income or  
21 funds, or both available to it, for the purpose of supplementing the State  
22 Treasury funds for financing the entire costs of the project or projects  
23 enumerated herein. Provided further, that the appropriations and funds  
24 otherwise provided by the General Assembly for Maintenance and General  
25 Operations of the agency or institutions receiving appropriation herein shall  
26 not be used for any of the purposes as appropriated in this act.

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

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34 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General Assembly  
35 that any funds disbursed under the authority of the appropriations contained  
36 in this act shall be in compliance with the stated reasons for which this act

1 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
2 and Legislative Recommendations contained in the budget manuals prepared by  
3 the Department of Finance and Administration, letters, or summarized oral  
4 testimony in the official minutes of the Arkansas Legislative Council or  
5 Joint Budget Committee which relate to its passage and adoption.

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7 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General  
8 Assembly, that the Constitution of the State of Arkansas prohibits the  
9 appropriation of funds for more than a two (2) year period; that the  
10 effectiveness of this Act on July 1, 2007 is essential to the operation of  
11 the agency for which the appropriations in this Act are provided, and that in  
12 the event of an extension of the Regular Session, the delay in the effective  
13 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
14 proper administration and provision of essential governmental programs.  
15 Therefore, an emergency is hereby declared to exist and this Act being  
16 necessary for the immediate preservation of the public peace, health and  
17 safety shall be in full force and effect from and after July 1, 2007.

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19 */s/ Joint Budget Committee*  
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