

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: H2/7/13 H3/6/13

A Bill

HOUSE BILL 1145

5 By: Representatives Nickels, J. Burris, Lampkin, Leding, Lowery, S. Meeks
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For An Act To Be Entitled

10 AN ACT CONCERNING ECONOMIC DEVELOPMENT AND INDUSTRIAL
11 DEVELOPMENT SERVICES CONTRACTS; TO *LIMIT* THE
12 AUTHORITY OF LOCAL GOVERNMENTS TO CONTRACT WITH A
13 *COMMUNITY-BASED NOT-FOR-PROFIT* ECONOMIC DEVELOPMENT
14 CORPORATION FOR ECONOMIC AND INDUSTRIAL DEVELOPMENT
15 MANAGEMENT SERVICES; AND FOR OTHER PURPOSES.
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Subtitle

18 TO *LIMIT* THE AUTHORITY OF LOCAL
19 GOVERNMENTS TO PAY TAXPAYER FUNDS UNDER
20 SERVICE CONTRACTS FOR ECONOMIC AND
21 INDUSTRIAL DEVELOPMENT MANAGEMENT
22 SERVICES.
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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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28 *SECTION 1. Arkansas Code § 14-174-107 is amended to read as follows:*

29 *14-174-107. ~~Services~~ Economic and industrial development management*
30 *contracts – Definitions – Annual reports.*

31 *(a) To ~~secure~~ obtain professional economic and industrial development*
32 *management expertise, ~~local governments are authorized to~~ a local government*
33 *may contract ~~for such services~~ with a community-based not-for-profit economic*
34 *development corporation that does not during the term of the contract:*

35 *(1) Make, as defined in § 7-6-201, a contribution, an*
36 *expenditure, or an independent expenditure to a candidate for elective*



1 office; or

2 (2) Make a contribution to:

3 (A) An approved political action committee or a prohibited
4 political action committee as those terms are defined in § 7-6-201; or

5 (B) A ballot question committee or legislative question
6 committee as those terms are defined in § 7-9-402.

7 (b) For the purposes of As used in this section:

8 (1) "management" "Management" means:

9 (A) ~~economic~~ Economic and industrial development planning,
10 marketing, advertising, public relations, and supervision;

11 (B) ~~and operation~~ The operation of industrial parks or
12 other ~~such~~ properties for industrial development or economic development
13 purposes; and

14 (C) The negotiation of contracts for:

15 (i) ~~the~~ The sale or lease of ~~such~~ industrial parks
16 and other properties operated for industrial development or economic
17 development purposes, and; or

18 (ii) ~~such other~~ Other operating expenses as the
19 governing body may deem local government considers necessary, convenient, or
20 appropriate, for industrial development or economic development purposes; and

21 (2) A "community-based "Community-based not-for-profit economic
22 development corporation" means an organization formed for the same or similar
23 to achieve the purposes as those contained in this subchapter, which and may
24 be include a chamber of commerce, an industrial development corporation, or a
25 similar corporation.

26 (c)(1) A community-based not-for-profit economic development
27 corporation that provides services to a local government under a contract
28 authorized by this section shall file an annual report with the local
29 government on or before January 31 each year.

30 (2) The annual report shall describe the corporation's
31 activities, disbursements, and expenditures under the contract for the
32 preceding calendar year.

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34 /s/Nickels