

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

A Bill

HOUSE BILL 1608

5 By: Representative Baird
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR
10 PLANNING AND DEVELOPMENT GRANTS; AND FOR OTHER
11 PURPOSES.
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Subtitle

14 AN ACT FOR THE DEPARTMENT OF FINANCE AND
15 ADMINISTRATION - DISBURSING OFFICER -
16 PLANNING AND DEVELOPMENT GRANTS GENERAL
17 IMPROVEMENT APPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - PLANNING AND DEVELOPMENT GRANTS. There is
24 hereby appropriated, to the Department of Finance and Administration -
25 Disbursing Officer, to be payable from the General Improvement Fund or its
26 successor fund or fund accounts, the following:

27 (A) for Planning and Development Grants, in a sum not to exceed
28\$15,000,000.
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30 SECTION 2. APPROPRIATION - PLANNING AND DEVELOPMENT GRANTS. There is
31 hereby appropriated, to the Department of Finance and Administration -
32 Disbursing Officer, to be payable from the General Improvement Fund or its
33 successor fund or fund accounts, the following:

34 (A) for the Northwest Arkansas Economic Development District, Inc., in
35 a sum not to exceed.....\$15,000,000.

36 (B) for the North Central Arkansas Economic Development District, Inc.,



1 in a sum not to exceed.....\$15,000,000.

2 (C) for the Northeast Arkansas Economic Development District, Inc., in
3 a sum not to exceed.....\$15,000,000.

4 (D) for the Southeast Arkansas Economic Development District, Inc., in
5 a sum not to exceed.....\$15,000,000.

6 (E) for the Southwest Economic Development District of Arkansas, Inc.,
7 in a sum not to exceed.....\$15,000,000.

8 (F) for the Western Arkansas Economic Development District, Inc., in a
9 sum not to exceed.....\$15,000,000.

10 (G) for the West Central Arkansas Economic Development District, Inc.,
11 in a sum not to exceed.....\$15,000,000.

12 (H) for the Central Arkansas Economic Development District, Inc., in a
13 sum not to exceed.....\$15,000,000.

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15 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
16 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PLANNING AND
17 DEVELOPMENT GRANTS. The appropriations and funds authorizing Planning and
18 Development Grants by this Act shall be made available for the same purposes
19 and to the same entities as authorized and recognized by the General Assembly
20 in Arkansas Code 14-166-202 through 14-166-205, with the exception that any
21 requirements for matching funds authorized in Arkansas Code 14-166-202
22 through 14-166-205, or any other law to the contrary requiring matching
23 funds, shall not apply to the Planning and Development District Grants
24 authorized in this Act.

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26 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
27 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PLANNING AND
28 DEVELOPMENT DISTRICTS. Notwithstanding any other rules, regulations or
29 provision of law to the contrary the appropriations authorized in this Act
30 shall not be restricted by requirements that may be applicable to other
31 programs currently administered. New rules and regulations may be adopted to
32 carry out the intent of the General Assembly regarding the appropriations
33 authorized in this Act.

34 No less than thirty (30) days prior to the distribution of any funds
35 appropriated by this act, the director of the agency shall notify the Speaker
36 of the House of Representatives of the name and address of each recipient and

1 the amount that is being distributed to each recipient.

2 Each Arkansas Planning and Development District receiving planning and
3 development grants authorized by this act shall take into consideration
4 geography, population and city or county boundaries when promulgating rules
5 and regulations for the disbursement of such funds.

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7 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
8 obligations otherwise incurred in relation to the project or projects
9 described herein in excess of the State Treasury funds actually available
10 therefor as provided by law. Provided, however, that institutions and
11 agencies listed herein shall have the authority to accept and use grants and
12 donations including Federal funds, and to use its unobligated cash income or
13 funds, or both available to it, for the purpose of supplementing the State
14 Treasury funds for financing the entire costs of the project or projects
15 enumerated herein. Provided further, that the appropriations and funds
16 otherwise provided by the General Assembly for Maintenance and General
17 Operations of the agency or institutions receiving appropriation herein shall
18 not be used for any of the purposes as appropriated in this act.

19 (B) The restrictions of any applicable provisions of the State
20 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
21 Revenue Stabilization Law and any other applicable fiscal control laws of
22 this State and regulations promulgated by the Department of Finance and
23 Administration, as authorized by law, shall be strictly complied with in
24 disbursement of any funds provided by this act unless specifically provided
25 otherwise by law.

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27 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
28 Assembly that any funds disbursed under the authority of the appropriations
29 contained in this act shall be in compliance with the stated reasons for
30 which this act was adopted, as evidenced by the Agency Requests, Executive
31 Recommendations and Legislative Recommendations contained in the budget
32 manuals prepared by the Department of Finance and Administration, letters, or
33 summarized oral testimony in the official minutes of the Arkansas Legislative
34 Council or Joint Budget Committee which relate to its passage and adoption.

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36 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the
2 appropriation of funds for more than a one (1) year period; that the
3 effectiveness of this Act on July 1, 2013 is essential to the operation of
4 the agency for which the appropriations in this Act are provided, and that in
5 the event of an extension of the legislative session, the delay in the
6 effective date of this Act beyond July 1, 2013 could work irreparable harm
7 upon the proper administration and provision of essential governmental
8 programs. Therefore, an emergency is hereby declared to exist and this Act
9 being necessary for the immediate preservation of the public peace, health
10 and safety shall be in full force and effect from and after July 1, 2013.

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