

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015  
4

# A Bill

SENATE BILL 353

5 By: Senator Maloch  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
9 ECONOMIC DEVELOPMENT COMMISSION FOR CAPITAL  
10 IMPROVEMENT PROJECTS AND GRANTS; AND FOR OTHER  
11 PURPOSES.  
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## Subtitle

14 AN ACT FOR THE ARKANSAS ECONOMIC  
15 DEVELOPMENT COMMISSION GENERAL  
16 IMPROVEMENT APPROPRIATION.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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### SECTION 1. APPROPRIATION - CAPITAL IMPROVEMENT PROJECTS AND GRANTS.

22 There is hereby appropriated, to the Arkansas Economic Development  
23 Commission, to be payable from the General Improvement Fund or its successor  
24 fund or fund accounts, the following:  
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26 (A) for grants to cities, counties, planning and development districts,  
27 and other eligible entities for land acquisition, improvements, construction,  
28 renovation, major maintenance, and purchase of equipment, industrial site  
29 development costs including, construction, renovation, and equipment  
30 acquisition, development of intermodal facilities, including port and  
31 waterway projects, rail spur construction and road and highway improvements,  
32 environmental mitigation projects, and construction and improvement of water  
33 and sewer systems, in a sum not to exceed.....\$250,000.  
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35 SECTION 2. APPROPRIATION - GRANTS TO HEALTH RELATED FACILITIES OR  
36 HOSPITALS. There is hereby appropriated, to the Arkansas Economic



1 Development Commission, to be payable from the General Improvement Fund or  
2 its successor fund or fund accounts, the following:

3 (A) for grants to health related facilities or hospitals for  
4 construction, land acquisition, improvements, renovation, maintenance,  
5 equipment acquisition, and technology upgrades, in a sum not to exceed  
6 .....\$250,000.  
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8 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

10 Notwithstanding any other rules, regulations or provision of law to the  
11 contrary the appropriations authorized in this Act shall not be restricted by  
12 requirements that may be applicable to other programs currently administered.  
13 New rules and regulations may be adopted to carry out the intent of the  
14 General Assembly regarding the appropriations authorized in this Act.  
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16 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
17 obligations otherwise incurred in relation to the project or projects  
18 described herein in excess of the State Treasury funds actually available  
19 therefor as provided by law. Provided, however, that institutions and  
20 agencies listed herein shall have the authority to accept and use grants and  
21 donations including Federal funds, and to use its unobligated cash income or  
22 funds, or both available to it, for the purpose of supplementing the State  
23 Treasury funds for financing the entire costs of the project or projects  
24 enumerated herein. Provided further, that the appropriations and funds  
25 otherwise provided by the General Assembly for Maintenance and General  
26 Operations of the agency or institutions receiving appropriation herein shall  
27 not be used for any of the purposes as appropriated in this act.

28 (B) The restrictions of any applicable provisions of the State Purchasing  
29 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
30 Stabilization Law and any other applicable fiscal control laws of this State  
31 and regulations promulgated by the Department of Finance and Administration,  
32 as authorized by law, shall be strictly complied with in disbursement of any  
33 funds provided by this act unless specifically provided otherwise by law.  
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35 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
36 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this act shall be in compliance with the stated reasons for  
2 which this act was adopted, as evidenced by the Agency Requests, Executive  
3 Recommendations and Legislative Recommendations contained in the budget  
4 manuals prepared by the Department of Finance and Administration, letters, or  
5 summarized oral testimony in the official minutes of the Arkansas Legislative  
6 Council or Joint Budget Committee which relate to its passage and adoption.  
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8 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
9 Assembly, that the Constitution of the State of Arkansas prohibits the  
10 appropriation of funds for more than a one (1) year period; that the  
11 effectiveness of this Act on July 1, 2015 is essential to the operation of  
12 the agency for which the appropriations in this Act are provided, and that in  
13 the event of an extension of the legislative session, the delay in the  
14 effective date of this Act beyond July 1, 2015 could work irreparable harm  
15 upon the proper administration and provision of essential governmental  
16 programs. Therefore, an emergency is hereby declared to exist and this Act  
17 being necessary for the immediate preservation of the public peace, health  
18 and safety shall be in full force and effect from and after July 1, 2015.  
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