

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

SENATE BILL 239

5 By: Joint Budget Committee
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For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 COMMERCE FOR CAPITAL IMPROVEMENT PROJECTS; AND FOR
10 OTHER PURPOSES.

Subtitle

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13 AN ACT FOR THE DEPARTMENT OF COMMERCE
14 CAPITAL IMPROVEMENT APPROPRIATION.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. APPROPRIATION - CAPITAL IMPROVEMENT PROJECTS. There is
21 hereby appropriated, to the Department of Commerce, to be payable from the
22 Skills Development Fund of the Department of Commerce, the following:

23 (A) for acquisition of property, operations, debt service, personal
24 services, construction and equipping of the Arkansas Manufacturing and
25 Robotics Center, in a sum not to exceed\$42,000,000.

26 (B) for personal services, operating expenses, payment of debt service,
27 construction, acquisition, equipment, and grants for comprehensive statewide
28 workforce development programs, in a sum not to exceed\$28,000,000.
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30 SECTION 2. APPROPRIATION - CAPITAL IMPROVEMENT PROJECTS. There is
31 hereby appropriated, to the Department of Commerce, to be payable from the
32 Tourism Development Trust Fund, the following:

33 (A) for construction, lease, equipment acquisition, improvements,
34 renovation, personal services, maintenance and operations of the Arkansas
35 Wine Tourism Facility, in a sum not to exceed\$5,000,000.
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1 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
 2 obligations otherwise incurred in relation to the project or projects
 3 described herein in excess of the State Treasury funds actually available
 4 therefor as provided by law. Provided, however, that institutions and
 5 agencies listed herein shall have the authority to accept and use grants and
 6 donations including Federal funds, and to use its unobligated cash income or
 7 funds, or both available to it, for the purpose of supplementing the State
 8 Treasury funds for financing the entire costs of the project or projects
 9 enumerated herein. Provided further, that the appropriations and funds
 10 otherwise provided by the General Assembly for Maintenance and General
 11 Operations of the agency or institutions receiving appropriation herein shall
 12 not be used for any of the purposes as appropriated in this act.

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

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 21 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
 22 Assembly that any funds disbursed under the authority of the appropriations
 23 contained in this act shall be in compliance with the stated reasons for
 24 which this act was adopted, as evidenced by the Agency Requests, Executive
 25 Recommendations and Legislative Recommendations contained in the budget
 26 manuals prepared by the Department of Finance and Administration, letters, or
 27 summarized oral testimony in the official minutes of the Arkansas Legislative
 28 Council or Joint Budget Committee which relate to its passage and adoption.

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 30 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
 31 Assembly, that the Constitution of the State of Arkansas prohibits the
 32 appropriation of funds for more than a one (1) year period; that the
 33 effectiveness of this Act on July 1, 2023 is essential to the operation of
 34 the agency for which the appropriations in this Act are provided, and that in
 35 the event of an extension of the legislative session, the delay in the
 36 effective date of this Act beyond July 1, 2023 could work irreparable harm

upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2023.

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