

**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.  
Act 1253 of the Regular Session**

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009  
4

# A Bill

SENATE BILL 561

5 By: Senator Hendren  
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7

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO THE ECONOMIC  
DEVELOPMENT COMMISSION FOR GENERAL IMPROVEMENT  
PROJECTS; AND FOR OTHER PURPOSES.

### Subtitle

AN ACT FOR THE ECONOMIC DEVELOPMENT  
COMMISSION 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. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is hereby  
23 appropriated, to the Economic Development Commission, to be payable from the  
24 General Improvement Fund or its successor fund or fund accounts, the  
25 following:

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, the sum of .....\$200,000.  
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35 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS



1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The  
2 appropriations authorized in this Act shall not be restricted by requirements  
3 that may be applicable to other programs currently administered. New rules  
4 and regulations may be adopted to carry out the intent of the General  
5 Assembly regarding the appropriations authorized in this Act.

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7 SECTION 3. 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 Purchasing  
20 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
21 Stabilization Law and any other applicable fiscal control laws of this State  
22 and regulations promulgated by the Department of Finance and Administration,  
23 as authorized by law, shall be strictly complied with in disbursement of any  
24 funds provided by this act unless specifically provided otherwise by law.

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

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35 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
36 Assembly, that the Constitution of the State of Arkansas prohibits the

1 appropriation of funds for more than a one (1) year period; that the  
2 effectiveness of this Act on July 1, 2009 is essential to the operation of  
3 the agency for which the appropriations in this Act are provided, and that in  
4 the event of an extension of the Regular Session, the delay in the effective  
5 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
6 proper administration and provision of essential governmental programs.  
7 Therefore, an emergency is hereby declared to exist and this Act being  
8 necessary for the immediate preservation of the public peace, health and  
9 safety shall be in full force and effect from and after July 1, 2009.

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11 **APPROVED: 4/8/2009**  
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