

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.

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

# A Bill

SENATE BILL 297

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
10 OF ECONOMIC DEVELOPMENT FOR CAPITAL CONSTRUCTION  
11 PROJECTS; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

15 AN ACT FOR THE DEPARTMENT OF ECONOMIC  
16 DEVELOPMENT - CAPITAL CONSTRUCTION  
17 PROJECTS GENERAL IMPROVEMENT  
18 APPROPRIATION.  
19  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. APPROPRIATIONS - GRANTS TO CITIES AND COUNTIES AND WORKFORCE  
24 DEVELOPMENT. There is hereby appropriated, to the Department of Economic  
25 Development, to be payable from the General Improvement Fund or its successor  
26 fund or fund accounts, the following:

27 (A) For providing funding for grants to cities and counties to provide  
28 financial assistance necessary to undertake public works projects and/or job  
29 training efforts which support private sector job creation opportunities,  
30 alleviate conditions which constitute a threat to public health and well  
31 being, or partially defray the costs of providing access to publicly owned  
32 industrial parks; and for expansion of the aircraft and aerospace industry,  
33 and for port and waterway economic development projects, the sum of  
34 .....\$20,000,000.

35 (B) For providing funding for incentives for companies located in Arkansas  
36 to upgrade skills of their existing workforce and to build capacity within



1 our state supported institutions to supply the on-going training needs of  
2 Arkansas companies and to increase participation in the state's school-to-  
3 work initiatives, the sum of .....\$2,500,000.  
4

5 SECTION 2. APPROPRIATIONS - ECONOMIC DEVELOPMENT INCENTIVE PROGRAM -  
6 CREATE REBATE. There is hereby appropriated, to the Department of Economic  
7 Development, to be payable from the Economic Development Incentive Fund of  
8 the Arkansas Economic Development Commission, the following:

9 (A) For providing financial incentives to companies locating a new  
10 facility or expanding an existing facility within the State of Arkansas and  
11 for reimbursement to companies that hire and maintain specified levels of  
12 employment, the sum of .....\$46,321,000.  
13

14 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
15 obligations otherwise incurred in relation to the project or projects  
16 described herein in excess of the State Treasury funds actually available  
17 therefor as provided by law. Provided, however, that institutions and  
18 agencies listed herein shall have the authority to accept and use grants and  
19 donations including Federal funds, and to use its unobligated cash income or  
20 funds, or both available to it, for the purpose of supplementing the State  
21 Treasury funds for financing the entire costs of the project or projects  
22 enumerated herein. Provided further, that the appropriations and funds  
23 otherwise provided by the General Assembly for Maintenance and General  
24 Operations of the agency or institutions receiving appropriation herein shall  
25 not be used for any of the purposes as appropriated in this act.

26 (B) The restrictions of any applicable provisions of the State Purchasing  
27 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
28 Stabilization Law and any other applicable fiscal control laws of this State  
29 and regulations promulgated by the Department of Finance and Administration,  
30 as authorized by law, shall be strictly complied with in disbursement of any  
31 funds provided by this act unless specifically provided otherwise by law.  
32

33 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
34 that any funds disbursed under the authority of the appropriations contained  
35 in this act shall be in compliance with the stated reasons for which this act  
36 was adopted, as evidenced by the Agency Requests, Executive Recommendations

1 and Legislative Recommendations contained in the budget manuals prepared by  
2 the Department of Finance and Administration, letters, or summarized oral  
3 testimony in the official minutes of the Arkansas Legislative Council or  
4 Joint Budget Committee which relate to its passage and adoption.

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6 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
7 Assembly, that the Constitution of the State of Arkansas prohibits the  
8 appropriation of funds for more than a two (2) year period; that the  
9 effectiveness of this Act on July 1, 2005 is essential to the operation of  
10 the agency for which the appropriations in this Act are provided, and that in  
11 the event of an extension of the Regular Session, the delay in the effective  
12 date of this Act beyond July 1, 2005 could work irreparable harm upon the  
13 proper administration and provision of essential governmental programs.  
14 Therefore, an emergency is hereby declared to exist and this Act being  
15 necessary for the immediate preservation of the public peace, health and  
16 safety shall be in full force and effect from and after July 1, 2005.