Stricken language will be deleted and underlined language will be added. Act 392 of the Regular Session

Regular Session, 2013 By: Senator S. Flowers For An Act To Be Entitled AN ACT TO MAKE AN APPROPRIATION TO THE ECONOMIC DEVELOPMENT COMMISSION FOR CAPITAL IMPROVEMENT GRANTS; AND FOR OTHER PURPOSES. Subtitle AN ACT FOR THE ECONOMIC DEVELOPMENT COMMISSION - CAPITAL IMPROVEMENT GRANTS	
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For An Act To Be Entitled 8 AN ACT TO MAKE AN APPROPRIATION TO THE ECONOMIC 9 DEVELOPMENT COMMISSION FOR CAPITAL IMPROVEMENT 10 GRANTS; AND FOR OTHER PURPOSES. 11 12 13 Subtitle 14 AN ACT FOR THE ECONOMIC DEVELOPMENT	
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15 COMMISSION - CAPITAL IMPROVEMENT GRANTS	
GENERAL IMPROVEMENT APPROPRIATION.	
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS	:
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21 SECTION 1. APPROPRIATION - CAPITAL IMPROVEMENT GRANTS.	There is hereby
22 appropriated, to the Economic Development Commission, to be page	yable from the
23 General Improvement Fund or its successor fund or fund account	s, the
24 following:	
25 (A) for grants to cities, counties, planning and develope	
26 and other eligible entities for land acquisition, improvements	
27 renovation, major maintenance, and purchase of equipment, indu	
development costs including, construction, renovation, and equ	-
29 acquisition, development of intermodal facilities, including po	
30 waterway projects, rail spur construction and road and highway	-
environmental mitigation projects, and construction and improve	
and sewer systems, in a sum not to exceed	
renovation, equipment, maintenance and operating expenses for	
Technology Centers, in a sum not to exceed	
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           SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
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     CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
     Notwithstanding any other rules, regulations or provision of law to the
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     contrary the appropriations authorized in this Act shall not be restricted by
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     requirements that may be applicable to other programs currently administered.
 6
     New rules and regulations may be adopted to carry out the intent of the
 7
     General Assembly regarding the appropriations authorized in this Act.
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           SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
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     obligations otherwise incurred in relation to the project or projects
11
     described herein in excess of the State Treasury funds actually available
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     therefor as provided by law. Provided, however, that institutions and
13
     agencies listed herein shall have the authority to accept and use grants and
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     donations including Federal funds, and to use its unobligated cash income or
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     funds, or both available to it, for the purpose of supplementing the State
16
     Treasury funds for financing the entire costs of the project or projects
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     enumerated herein. Provided further, that the appropriations and funds
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     otherwise provided by the General Assembly for Maintenance and General
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     Operations of the agency or institutions receiving appropriation herein shall
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     not be used for any of the purposes as appropriated in this act.
21
     (B) The restrictions of any applicable provisions of the State Purchasing
22
     Law, the General Accounting and Budgetary Procedures Law, the Revenue
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     Stabilization Law and any other applicable fiscal control laws of this State
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     and regulations promulgated by the Department of Finance and Administration,
25
     as authorized by law, shall be strictly complied with in disbursement of any
26
     funds provided by this act unless specifically provided otherwise by law.
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           SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
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     Assembly that any funds disbursed under the authority of the appropriations
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     contained in this act shall be in compliance with the stated reasons for
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     which this act was adopted, as evidenced by the Agency Requests, Executive
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     Recommendations and Legislative Recommendations contained in the budget
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     manuals prepared by the Department of Finance and Administration, letters, or
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     summarized oral testimony in the official minutes of the Arkansas Legislative
35
     Council or Joint Budget Committee which relate to its passage and adoption.
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1	SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
2	Assembly, that the Constitution of the State of Arkansas prohibits the
3	appropriation of funds for more than a one (1) year period; that the
4	effectiveness of this Act on July 1, 2013 is essential to the operation of
5	the agency for which the appropriations in this Act are provided, and that in
6	the event of an extension of the legislative session, the delay in the
7	effective date of this Act beyond July 1, 2013 could work irreparable harm
8	upon the proper administration and provision of essential governmental
9	programs. Therefore, an emergency is hereby declared to exist and this Act
10	being necessary for the immediate preservation of the public peace, health
11	and safety shall be in full force and effect from and after July 1, 2013.
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14	APPROVED: 03/14/2013
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