

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

HOUSE BILL 1602

5 By: Representative Baird  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE ECONOMIC  
9 DEVELOPMENT COMMISSION FOR CONSTRUCTION AND OPERATION  
10 OF SENIOR CITIZEN CENTERS; AND FOR OTHER PURPOSES.  
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## Subtitle

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13 AN ACT FOR THE ECONOMIC DEVELOPMENT  
14 COMMISSION GENERAL IMPROVEMENT  
15 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 - SENIOR CITIZEN CENTERS. There is hereby  
22 appropriated, to the Economic Development Commission, to be payable from the  
23 General Improvement Fund or its successor fund or fund accounts, the  
24 following:

25 (A) for grants for defraying the cost of constructing and operating  
26 Senior Citizen Centers, in a sum not to exceed.....\$15,000,000.  
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28 SECTION 2. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is  
29 hereby appropriated, to the Economic Development Commission, to be payable  
30 from the General Improvement Fund or its successor fund or fund accounts, the  
31 following:

32 (A) for grants to cities, counties, planning and development districts,  
33 and other eligible entities for land acquisition, improvements, construction,  
34 renovation, major maintenance, and purchase of equipment, industrial site  
35 development costs including, construction, renovation, and equipment  
36 acquisition, development of intermodal facilities, including port and



1 waterway projects, rail spur construction and road and highway improvements,  
2 environmental mitigation projects, and construction and improvement of water  
3 and sewer systems, in a sum not to exceed.....\$15,000,000.  
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5 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GENERAL  
7 IMPROVEMENT PROJECTS. Notwithstanding any other rules, regulations or  
8 provision of law to the contrary the appropriations authorized in Section 2  
9 of this Act shall not be restricted by requirements that may be applicable to  
10 other programs currently administered. New rules and regulations may be  
11 adopted to carry out the intent of the General Assembly regarding the  
12 appropriations authorized in Section 2 of this Act.

13 No less than thirty (30) days prior to the distribution of any funds  
14 appropriated by Section 2 of this act, the director of the agency shall  
15 notify the Speaker of the House of Representatives of the name and address of  
16 each recipient and the amount that is being distributed to each recipient.  
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18 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SENIOR  
20 CITIZEN CENTERS. The grants authorized in Section 1 of this Act shall not be  
21 restricted by requirements that may be applicable to other grant programs  
22 currently administered by the Economic Development Commission and such grants  
23 shall be equally distributed to Senior Citizen Centers. The Economic  
24 Development Commission may adopt rules and regulations to carry out the  
25 intent of the General Assembly regarding the grant appropriations authorized  
26 in Section 1 of this Act.

27 No less than thirty (30) days prior to the distribution of any funds  
28 appropriated by Section 1 of this act, the director of the agency shall  
29 notify the Speaker of the House of Representatives of the name and address of  
30 each recipient and the amount that is being distributed to each recipient.

31 The Area Agencies on Aging shall report to the Economic Development  
32 Commission prior to September 1 those Senior Citizen Centers in their  
33 respective areas that are eligible to receive funding authorized by Section 1  
34 of this act.

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36 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor

1 obligations otherwise incurred in relation to the project or projects  
2 described herein in excess of the State Treasury funds actually available  
3 therefor as provided by law. Provided, however, that institutions and  
4 agencies listed herein shall have the authority to accept and use grants and  
5 donations including Federal funds, and to use its unobligated cash income or  
6 funds, or both available to it, for the purpose of supplementing the State  
7 Treasury funds for financing the entire costs of the project or projects  
8 enumerated herein. Provided further, that the appropriations and funds  
9 otherwise provided by the General Assembly for Maintenance and General  
10 Operations of the agency or institutions receiving appropriation herein shall  
11 not be used for any of the purposes as appropriated in this act.

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

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20 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
21 Assembly that any funds disbursed under the authority of the appropriations  
22 contained in this act shall be in compliance with the stated reasons for  
23 which this act was adopted, as evidenced by the Agency Requests, Executive  
24 Recommendations and Legislative Recommendations contained in the budget  
25 manuals prepared by the Department of Finance and Administration, letters, or  
26 summarized oral testimony in the official minutes of the Arkansas Legislative  
27 Council or Joint Budget Committee which relate to its passage and adoption.

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29 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
30 Assembly, that the Constitution of the State of Arkansas prohibits the  
31 appropriation of funds for more than a one (1) year period; that the  
32 effectiveness of this Act on July 1, 2013 is essential to the operation of  
33 the agency for which the appropriations in this Act are provided, and that in  
34 the event of an extension of the legislative session, the delay in the  
35 effective date of this Act beyond July 1, 2013 could work irreparable harm  
36 upon the proper administration and provision of essential governmental

1 programs. Therefore, an emergency is hereby declared to exist and this Act  
2 being necessary for the immediate preservation of the public peace, health  
3 and safety shall be in full force and effect from and after July 1, 2013.

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