

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

SENATE BILL 683

5 By: Senators Files, Whitaker
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE ECONOMIC
9 DEVELOPMENT COMMISSION FOR A GRANT FOR REGIONAL
10 INTERMODAL FREIGHT FACILITIES AND OPERATIONS; AND
11 FOR OTHER PURPOSES.
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Subtitle

15 AN ACT FOR THE ECONOMIC DEVELOPMENT
16 COMMISSION - REGIONAL INTERMODAL FREIGHT
17 FACILITIES AND OPERATIONS GRANT GENERAL
18 IMPROVEMENT APPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - REGIONAL INTERMODAL FREIGHT FACILITIES AND
24 OPERATIONS GRANT. There is hereby appropriated, to the Economic Development
25 Commission, to be payable from the General Improvement Fund or its successor
26 fund or fund accounts, the following:

27 (A) for a grant to support the development and implementation of
28 regional intermodal freight facilities and operations, in a sum not to exceed
29\$900,000.
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31 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

33 Notwithstanding any other rules, regulations or provision of law to the
34 contrary the appropriations authorized in this Act shall not be restricted by
35 requirements that may be applicable to other programs currently administered.
36 New rules and regulations may be adopted to carry out the intent of the



1 General Assembly regarding the appropriations authorized in this Act.

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

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

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

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 32 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
 33 Assembly, that the Constitution of the State of Arkansas prohibits the
 34 appropriation of funds for more than a one (1) year period; that the
 35 effectiveness of this Act on July 1, 2011 is essential to the operation of
 36 the agency for which the appropriations in this Act are provided, and that in

the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2011 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, 2011.

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