

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
90th General Assembly
Fiscal Session, 2016

As Engrossed: S4/26/16 S4/28/16
A Bill

SENATE BILL 6

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
FINANCE AND ADMINISTRATION - DISBURSING OFFICER; AND
FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF FINANCE AND
ADMINISTRATION - DISBURSING OFFICER
REAPPROPRIATION.

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

SECTION 1. REAPPROPRIATION - MAJOR MAINTENANCE. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Finance and Administration - Disbursing Officer the following:

(A) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 197 of 2015, for major maintenance, renovation, repair or construction to provide contingency appropriation for capital projects, in a sum not to exceed.....\$500,000.

SECTION 2. REAPPROPRIATION - STATE MOTOR VEHICLE ACQUISITION. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Finance and Administration - Disbursing Officer the following:



(A) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 2 of Act 197 of 2015, for State Motor Vehicle Acquisition, in a sum not to exceed.....\$12,000,000.

SECTION 3. REAPPROPRIATION - CAPITAL IMPROVEMENT PROJECTS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Finance and Administration - Disbursing Officer the following:

(A) Effective July 1, 2016, the balance of the appropriation provided in Item (B) Section 1 of Act 125 of 2015, for State Motor Vehicle Acquisition, in a sum not to exceed.....\$1,895,070.

SECTION 4. REAPPROPRIATION - GENERAL IMPROVEMENT PLANNING AND DEVELOPMENT GRANTS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Finance and Administration - Disbursing Officer the following:

(A) Effective July 1, 2016, the balance of the appropriation provided in Item (E) Section 1 of Act 246 of 2015, for the Southwest Economic Development District of Arkansas, Inc., in a sum not to exceed.....\$65,000.

(B) Effective July 1, 2016, the balance of the appropriation provided in Item (F) Section 1 of Act 246 of 2015, for the Western Arkansas Economic Development District, Inc., in a sum not to exceed.....\$20,000.

(C) Effective July 1, 2016, the balance of the appropriation provided in Item (G) Section 1 of Act 246 of 2015, for the West Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$20,000.

(D) Effective July 1, 2016, the balance of the appropriation provided in Item (D) Section 1 of Act 253 of 2015, for the Southeast Arkansas Economic Development District, Inc., in a sum not to exceed.....\$20,000.

(E) Effective July 1, 2016, the balance of the appropriation provided in Item (E) Section 1 of Act 253 of 2015, for the Southwest Economic Development District of Arkansas, Inc., in a sum not to exceed.....\$70,000.

(F) Effective July 1, 2016, the balance of the appropriation provided in Item (G) Section 1 of Act 253 of 2015, for the West Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$25,000.

(G) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 416 of 2015, for the Northwest Arkansas Economic Development District, Inc., in a sum not to exceed.....\$40,000.

(H) Effective July 1, 2016, the balance of the appropriation provided in Item (C) Section 1 of Act 426 of 2015, for the Northeast Arkansas Economic Development District, Inc., in a sum not to exceed.....\$55,000.

(I) Effective July 1, 2016, the balance of the appropriation provided in Item (D) Section 1 of Act 435 of 2015, for the Southeast Arkansas Economic Development District, Inc., in a sum not to exceed.....\$56,000.

(J) Effective July 1, 2016, the balance of the appropriation provided in Item (E) Section 1 of Act 435 of 2015, for the Southwest Economic Development District of Arkansas, Inc., in a sum not to exceed.....\$41,000.

(K) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 444 of 2015, for the Northwest Arkansas Economic Development District, Inc., in a sum not to exceed.....\$50,000.

(L) Effective July 1, 2016, the balance of the appropriation provided in Item (C) Section 1 of Act 469 of 2015, for the Northeast Arkansas Economic Development District, Inc., in a sum not to exceed.....\$75,000.

(M) Effective July 1, 2016, the balance of the appropriation provided in Item (E) Section 1 of Act 470 of 2015, for the Southwest Economic Development District of Arkansas, Inc., in a sum not to exceed.....\$225,000.

(N) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 471 of 2015, for the Northwest Arkansas Economic Development District, Inc., in a sum not to exceed.....\$225,000.

(O) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 473 of 2015, for the Northwest Arkansas Economic Development District, Inc., in a sum not to exceed.....\$225,000.

(P) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 474 of 2015, for the Northwest Arkansas Economic Development District, Inc., in a sum not to exceed.....\$80,000.

(Q) Effective July 1, 2016, the balance of the appropriation provided in Item (G) Section 1 of Act 476 of 2015, for the West Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$92,500.

(R) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 481 of 2015, for the Northwest Arkansas Economic Development District, Inc., in a sum not to exceed.....\$47,500.

(S) Effective July 1, 2016, the balance of the appropriation provided in Item (G) Section 1 of Act 481 of 2015, for the West Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$95,000.

(T) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 482 of 2015, for the Northwest Arkansas Economic Development District, Inc., in a sum not to exceed.....\$85,000.

(U) Effective July 1, 2016, the balance of the appropriation provided in Item (F) Section 1 of Act 482 of 2015, for the Western Arkansas Economic Development District, Inc., in a sum not to exceed.....\$200,000.

(V) Effective July 1, 2016, the balance of the appropriation provided in Item (F) Section 1 of Act 486 of 2015, for the Western Arkansas Economic Development District, Inc., in a sum not to exceed.....\$142,500.

(W) Effective July 1, 2016, the balance of the appropriation provided in Item (G) Section 1 of Act 486 of 2015, for the West Central Arkansas Economic Development District, Inc. , in a sum not to exceed.....\$142,500.

(X) Effective July 1, 2016, the balance of the appropriation provided in Item (C) Section 1 of Act 496 of 2015, for the Northeast Arkansas Economic Development District, Inc., or for grants to any of the planning and development districts designated in A.C.A. § 14-166-202, in a sum not to exceed.....\$297,500.

(Y) Effective July 1, 2016, the balance of the appropriation provided in Item (B) Section 1 of Act 503 of 2015, for the North Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$206,000.

(Z) Effective July 1, 2016, the balance of the appropriation provided in Item (H) Section 1 of Act 514 of 2015, for the Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$205,000.

(AA) Effective July 1, 2016, the balance of the appropriation provided in Item (H) Section 1 of Act 551 of 2015, for the Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$285,000.

(BB) Effective July 1, 2016, the balance of the appropriation provided in Item (H) Section 1 of Act 612 of 2015, for the Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$70,000.

(CC) Effective July 1, 2016, the balance of the appropriation provided in Item (H) Section 1 of Act 619 of 2015, for the Central Arkansas Economic Development District, Inc. , in a sum not to exceed.....\$275,000.

(DD) Effective July 1, 2016, the balance of the appropriation provided

in Item (E) Section 1 of Act 622 of 2015, for the Southwest Economic Development District of Arkansas, Inc., in a sum not to exceed.....\$25,000.

(EE) Effective July 1, 2016, the balance of the appropriation provided in Item (H) Section 1 of Act 622 of 2015, for the Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$200,000.

(FF) Effective July 1, 2016, the balance of the appropriation provided in Item (D) Section 1 of Act 641 of 2015, for the Southeast Arkansas Economic Development District, Inc., in a sum not to exceed.....\$235,000.

(GG) Effective July 1, 2016, the balance of the appropriation provided in Item (D) Section 1 of Act 647 of 2015, for the Southeast Arkansas Economic Development District, Inc., in a sum not to exceed.....\$50,000.

(HH) Effective July 1, 2016, the balance of the appropriation provided in Item (G) Section 1 of Act 647 of 2015, for the West Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$235,000.

(II) Effective July 1, 2016, the balance of the appropriation provided in Item (H) Section 1 of Act 654 of 2015, for the Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$260,000.

(JJ) Effective July 1, 2016, the balance of the appropriation provided in Item (D) Section 1 of Act 745 of 2015, for the Southeast Arkansas Economic Development District, Inc., in a sum not to exceed.....\$188,000.

(KK) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 748 of 2015, for the Northwest Arkansas Economic Development District, Inc., in a sum not to exceed.....\$185,000.

(LL) Effective July 1, 2016, the balance of the appropriation provided in Item (F) Section 1 of Act 760 of 2015, for the Western Arkansas Economic Development District, Inc., in a sum not to exceed.....\$285,000.

(MM) Effective July 1, 2016, the balance of the appropriation provided in Item (C) Section 1 of Act 763 of 2015, for the Northeast Arkansas Economic Development District, Inc., in a sum not to exceed.....\$147,500.

(NN) Effective July 1, 2016, the balance of the appropriation provided in Item (B) Section 1 of Act 765 of 2015, for the North Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$150,000.

(OO) Effective July 1, 2016, the balance of the appropriation provided in Item (D) Section 1 of Act 765 of 2015, for the Southeast Arkansas Economic Development District, Inc., in a sum not to exceed.....\$35,000.

(PP) Effective July 1, 2016, the balance of the appropriation provided

in Item (B) Section 1 of Act 766 of 2015, for the North Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$285,000.

(QQ) Effective July 1, 2016, the balance of the appropriation provided in Item (B) Section 1 of Act 786 of 2015, for the North Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$71,250.

(RR) Effective July 1, 2016, the balance of the appropriation provided in Item (G) Section 1 of Act 786 of 2015, for the West Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$71,250.

(SS) Effective July 1, 2016, the balance of the appropriation provided in Item (H) Section 1 of Act 786 of 2015, for the Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$142,500.

(TT) Effective July 1, 2016, the balance of the appropriation provided in Item (F) Section 1 of Act 800 of 2015, for the Western Arkansas Economic Development District, Inc., in a sum not to exceed.....\$285,000.

(UU) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 818 of 2015, for the Northwest Arkansas Economic Development District, Inc., in a sum not to exceed.....\$1,375,000.

(VV) Effective July 1, 2016, the balance of the appropriation provided in Item (B) Section 1 of Act 818 of 2015, for the North Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$537,500.

(WW) Effective July 1, 2016, the balance of the appropriation provided in Item (C) Section 1 of Act 818 of 2015, for the Northeast Arkansas Economic Development District, Inc., in a sum not to exceed.....\$950,000.

(XX) Effective July 1, 2016, the balance of the appropriation provided in Item (D) Section 1 of Act 818 of 2015, for the Southeast Arkansas Economic Development District, Inc., in a sum not to exceed.....\$500,000.

(YY) Effective July 1, 2016, the balance of the appropriation provided in Item (E) Section 1 of Act 818 of 2015, for the Southwest Economic Development District of Arkansas, Inc., in a sum not to exceed.....\$612,500.

(ZZ) Effective July 1, 2016, the balance of the appropriation provided in Item (F) Section 1 of Act 818 of 2015, for the Western Arkansas Economic Development District, Inc., in a sum not to exceed.....\$737,500.

(BA) Effective July 1, 2016, the balance of the appropriation provided in Item (G) Section 1 of Act 818 of 2015, for the West Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$737,500.

(BB) Effective July 1, 2016, the balance of the appropriation provided

in Item (H) Section 1 of Act 818 of 2015, for the Central Arkansas Economic Development District, Inc., in a sum not to exceed.....\$1,550,000.

SECTION 5. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 254 of 2015, for grants to the Arkansas Hunger Relief Alliance to support hunger relief efforts throughout the state, in a sum not to exceed.....\$15,000.

SECTION 6. REAPPROPRIATION - GENERAL IMPROVEMENT PLANNING AND DEVELOPMENT WORK COLLEGE GRANTS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, for Work College grants to planning and development districts, the following:

(A) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 417 of 2015, for the Northwest Arkansas Economic Development District, Inc. for grants to work colleges, as defined by U.S.C., Title 42, Section 2756b, that is part of the Work Colleges Consortium, for personal services and operating expenses, scholarships, research, development and delivery of education coursework and math and science coursework, costs associated with athletic programs, land acquisition, equipment acquisition, infrastructure costs, including site development costs, construction, improvements, landscaping, renovation, dorm renovation, major maintenance, building of roads and/or parking lots or personal services and operating expenses, improvements, construction, renovation, major maintenance, purchase of equipment, or building or repairing parking lots for the Northwest Arkansas Economic Development District, Inc., in a sum not to exceed.....\$33,000.

SECTION 7. REAPPROPRIATION - LITTLE ROCK ZOO IMPROVEMENTS GRANT. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) Effective July 1, 2016, the balance of the appropriation provided

in Item (A) Section 1 of Act 427 of 2015, for a grant for improvements to the education building, an Arkansas Farm Exhibit, general grounds maintenance, equipment, construction, renovation and operating expenses for the Little Rock Zoo, in a sum not to exceed.....\$60,000.

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. As referenced in Section 1 (C) of Act 496 of 2015, and Section 3(c) of Act 1147 of 2015, the authorized funding for grants for the Northeast Arkansas Economic Development District, Inc., shall be deemed to also include grants to any of the planning and development districts designated in A.C.A. § 14-166-202.

SECTION 9. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GENERAL IMPROVEMENT PROJECTS ADMINISTRATIVE FEE AND MATCHING REQUIREMENT RESTRICTION. (a) Notwithstanding any other rules, regulations or provision of law to the contrary, the appropriation and funding authorized in Item (X) of Section 4 and Section 8 of this Act, respectively, shall not be restricted by rules or requirements that may be applicable to other programs currently administered. (b) The full amount of appropriation and funding authorized in Item (X) of Section 4 and Section 8 of this Act, respectively, shall be distributed as grants without requirements such as administrative fees, administrative cost reimbursements or any matching requirements. (c) New rules and regulations may be adopted to carry out the intent of the General Assembly regarding the appropriations authorized in this Act which comply with (b) herein.

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. As referenced in Section 1 (A) of Act 417 of 2015, and Section 3(c) of Act 1147 of 2015, the authorized funding for the Northwest Arkansas Economic Development District, Inc. for grants to work colleges, as defined by U.S.C., Title 42, Section 2756b, that is part of the Work Colleges Consortium, for personal services and operating expenses, scholarships, research, development and delivery of education coursework and math and science coursework, costs associated with athletic programs, land acquisition, equipment acquisition,

infrastructure costs, including site development costs, construction, improvements, landscaping, renovation, dorm renovation, major maintenance, building of roads and/or parking lots, shall be deemed to also include personal services and operating expenses, improvements, construction, renovation, major maintenance, purchase of equipment, or building or repairing parking lots for the Northwest Arkansas Economic Development District, Inc."

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

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

SECTION 12. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 13. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2016 is essential to the operation of 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, 2016 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, 2016.

/s/Joint Budget Committee