

1 State of Arkansas
2 89th General Assembly
3 Fiscal Session, 2014
4

A Bill

HOUSE BILL 1003

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS NATURAL
10 RESOURCES COMMISSION; AND FOR OTHER PURPOSES.
11

Subtitle

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14 AN ACT FOR THE ARKANSAS NATURAL RESOURCES
15 COMMISSION REAPPROPRIATION.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
21 appropriated, to the Arkansas Natural Resources Commission, to be payable
22 from the General Improvement Fund or its successor fund or fund accounts, for
23 the Arkansas Natural Resources Commission the following:

24 (A) Effective July 1, 2014, the balance of the appropriation provided
25 in Item (H) Section 1 of Act 248 of 2013, for project expenses of the
26 Illinois River Conservation Reserve Improvement Program, in a sum not to
27 exceed.....\$1,477,232.

28 (B) Effective July 1, 2014, the balance of the appropriation provided
29 in Item (F) Section 1 of Act 248 of 2013, for development of the State Water
30 Plan, in a sum not to exceed.....\$1,523,006.

31 (C) Effective July 1, 2014, the balance of the appropriation provided
32 in Item (E) Section 1 of Act 269 of 2013, for a transfer to the Clean Water
33 State Revolving Fund for the EPA Program for sewer projects, in a sum not to
34 exceed.....\$5,000,000.

35 (D) Effective July 1, 2014, the balance of the appropriation provided
36 in Item (D) Section 1 of Act 269 of 2013, for a transfer to the Drinking



1 Water State Revolving Fund for the EPA Drinking Water Program, in a sum not
2 to exceed.....\$5,000,000.

3 (E) Effective July 1, 2014, the balance of the appropriation provided
4 in Item (H) Section 1 of Act 269 of 2013, for a transfer to the Ouachita
5 River Waterway Trust Fund for grants for projects approved through the
6 Ouachita River Commission for river based recreation projects in the Ouachita
7 River area, in a sum not to exceed.....\$500,000.

8 (F) Effective July 1, 2014, the balance of the appropriation provided
9 in Item (G) Section 1 of Act 269 of 2013, for a transfer to the Red River
10 Waterways Trust Fund for costs associated with the Red River Waterway
11 project, in a sum not to exceed.....\$3,000,000.

12 (G) Effective July 1, 2014, the balance of the appropriation provided
13 in Item (A) Section 1 of Act 269 of 2013, for a transfer to the Water
14 Development Fund for loans/grants to communities for water services, in a sum
15 not to exceed.....\$4,000,000.

16 (H) Effective July 1, 2014, the balance of the appropriation provided
17 in Item (C) Section 1 of Act 269 of 2013, for a transfer to the Water
18 Resources Cost Share Revolving Fund to provide funding to the state and its
19 political subdivisions to finance the non-federal share of their obligations
20 in regard to a water resources development project, in a sum not to exceed
21\$100,000,000.

22 (I) Effective July 1, 2014, the balance of the appropriation provided
23 in Item (B) Section 1 of Act 269 of 2013, for a transfer to the Water, Sewer
24 and Solid Waste Fund for loans/grants to local communities to fund safe,
25 affordable water, sewage and solid waste disposal for their citizens and
26 commercial users, in a sum not to exceed.....\$4,000,000.

27 (J) Effective July 1, 2014, the balance of the appropriation provided
28 in Item (F) Section 1 of Act 269 of 2013, for development of the State Water
29 Plan, in a sum not to exceed.....\$4,000,000.

30 (K) Effective July 1, 2014, the balance of the appropriation provided
31 in Item (A) Section 1 of Act 734 of 2013, for construction, repairs, purchase
32 of equipment, land acquisition, fees, administrative costs, operating,
33 improvements, professional fees and grants or loans, in a sum not to exceed
34\$15,000,000.

35 (L) Effective July 1, 2014, the balance of the appropriation provided
36 in Item (A) Section 1 of Act 839 of 2013, for grants for construction,

1 repairs, purchase of equipment, land acquisition, fees, administrative costs,
 2 operating, improvements, professional fees and services, and other related
 3 costs for water and waste water projects, levee repair, rehabilitation and
 4 maintenance projects, flood control and drainage projects, fire protection
 5 services, and irrigation projects, in a sum not to exceed.....\$250,000.
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7 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
 8 obligations otherwise incurred in relation to the project or projects
 9 described herein in excess of the State Treasury funds actually available
 10 therefor as provided by law. Provided, however, that institutions and
 11 agencies listed herein shall have the authority to accept and use grants and
 12 donations including Federal funds, and to use its unobligated cash income or
 13 funds, or both available to it, for the purpose of supplementing the State
 14 Treasury funds for financing the entire costs of the project or projects
 15 enumerated herein. Provided further, that the appropriations and funds
 16 otherwise provided by the General Assembly for Maintenance and General
 17 Operations of the agency or institutions receiving appropriation herein shall
 18 not be used for any of the purposes as appropriated in this act.

19 (B) The restrictions of any applicable provisions of the State Purchasing
 20 Law, the General Accounting and Budgetary Procedures Law, the Revenue
 21 Stabilization Law and any other applicable fiscal control laws of this State
 22 and regulations promulgated by the Department of Finance and Administration,
 23 as authorized by law, shall be strictly complied with in disbursement of any
 24 funds provided by this act unless specifically provided otherwise by law.
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26 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
 27 Assembly that any funds disbursed under the authority of the appropriations
 28 contained in this act shall be in compliance with the stated reasons for
 29 which this act was adopted, as evidenced by the Agency Requests, Executive
 30 Recommendations and Legislative Recommendations contained in the budget
 31 manuals prepared by the Department of Finance and Administration, letters, or
 32 summarized oral testimony in the official minutes of the Arkansas Legislative
 33 Council or Joint Budget Committee which relate to its passage and adoption.
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35 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
 36 Assembly, that the Constitution of the State of Arkansas prohibits the

1 appropriation of funds for more than a one (1) year period; that the
2 effectiveness of this Act on July 1, 2014 is essential to the operation of
3 the agency for which the appropriations in this Act are provided, and that in
4 the event of an extension of the legislative session, the delay in the
5 effective date of this Act beyond July 1, 2014 could work irreparable harm
6 upon the proper administration and provision of essential governmental
7 programs. Therefore, an emergency is hereby declared to exist and this Act
8 being necessary for the immediate preservation of the public peace, health
9 and safety shall be in full force and effect from and after July 1, 2014.

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