

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 1090

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE ARKANSAS WATERWAYS
10 COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2018;
11 AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE ARKANSAS WATERWAYS
15 COMMISSION APPROPRIATION FOR THE 2017-
16 2018 FISCAL YEAR.
17
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
23 for the Arkansas Waterways Commission for the 2017-2018 fiscal year, the
24 following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
30	(1) B009C	DIRECTOR WATERWAYS COMMISSION	1	GRADE C127
31	(2) C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE C116
32	(3) C037C	ADMINISTRATIVE ANALYST	<u>1</u>	GRADE C115
33	MAX. NO. OF EMPLOYEES		3	

34
35 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,
36 to the Arkansas Waterways Commission, to be payable from the Miscellaneous



1 Agencies Fund Account, for personal services and operating expenses of the
 2 Arkansas Waterways Commission for the fiscal year ending June 30, 2018, the
 3 following:

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2017-2018</u>
7 (01) REGULAR SALARIES	\$148,422
8 (02) PERSONAL SERVICES MATCHING	48,501
9 (03) MAINT. & GEN. OPERATION	
10 (A) OPER. EXPENSE	43,879
11 (B) CONF. & TRAVEL	3,151
12 (C) PROF. FEES	0
13 (D) CAP. OUTLAY	0
14 (E) DATA PROC.	0
15 (04) STATE'S CONTRIBUTIONS	<u>2,555</u>
16 TOTAL AMOUNT APPROPRIATED	<u><u>\$246,508</u></u>

17
 18 SECTION 3. APPROPRIATION - WATERWAY DEVELOPMENT GRANT PROGRAM. There
 19 is hereby appropriated, to the Arkansas Waterways Commission, to be payable
 20 from the Arkansas Port, Intermodal, and Waterway Development Grant Program
 21 Fund, for grants to port authorities and intermodal authorities under the
 22 Arkansas Port, Intermodal, and Waterway Development Grant Program for port
 23 development projects as defined by Arkansas Code § 15-23-205 for the fiscal
 24 year ending June 30, 2018, the following:

26 ITEM	FISCAL YEAR
27 <u>NO.</u>	<u>2017-2018</u>
28 (01) WATERWAY DEVELOPMENT GRANTS	<u><u>\$1,000,000</u></u>

29
 30 SECTION 4. APPROPRIATION - THREE RIVERS STUDY. There is hereby
 31 appropriated, to the Arkansas Waterways Commission, to be payable from the
 32 cash fund deposited in the State Treasury as determined by the Chief Fiscal
 33 Officer of the State, for personal services, operating expenses,
 34 construction, and project expenses for the "Three Rivers Study" of the area
 35 at the confluence of the Arkansas, Mississippi, and White Rivers for the
 36 fiscal year ending June 30, 2018, the sum of.....\$270,000.

1
2 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

4 ASSOCIATION DUES. Of the amounts appropriated for regional contributions by
5 the State Contributions line item in the Operations appropriation of this
6 Act, three thousand dollars (\$3,000.00), or three-sevenths (3/7) whichever is
7 less of the appropriated or funded amount, each fiscal year shall be
8 allocated for membership dues for the Lower Mississippi Valley Flood Control
9 Association and one thousand dollars (\$1,000.00), or one-seventh (1/7)
10 whichever is less of the appropriated or funded amount, each fiscal year
11 shall be allocated for membership dues for each of the following
12 associations: Ouachita River Valley Association, Red River Valley
13 Association, Arkansas Waterways Association, and White River Valley
14 Coalition.

15 The provisions of this section shall be in effect only from July 1, ~~2016~~
16 2017 through June 30, ~~2017~~ 2018.

17
18 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
19 authorized by this act shall be limited to the appropriation for such agency
20 and funds made available by law for the support of such appropriations; and
21 the restrictions of the State Procurement Law, the General Accounting and
22 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
23 Procedures and Restrictions Act, or their successors, and other fiscal
24 control laws of this State, where applicable, and regulations promulgated by
25 the Department of Finance and Administration, as authorized by law, shall be
26 strictly complied with in disbursement of said funds.

27
28 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General
29 Assembly that any funds disbursed under the authority of the appropriations
30 contained in this act shall be in compliance with the stated reasons for
31 which this act was adopted, as evidenced by the Agency Requests, Executive
32 Recommendations and Legislative Recommendations contained in the budget
33 manuals prepared by the Department of Finance and Administration, letters, or
34 summarized oral testimony in the official minutes of the Arkansas Legislative
35 Council or Joint Budget Committee which relate to its passage and adoption.

36

1 SECTION 8. 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, 2017 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, 2017 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, 2017.

12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28
 29
 30
 31
 32
 33
 34
 35
 36