

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**

A Bill

HOUSE BILL

4 **By: Reps. Mahony, Newman, Owens, Dawson, Murphy, & Smith**

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For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR A GRANT TO THE
9 MERCURY TASK FORCE FOR IMPLEMENTATION OF ITS
10 RECOMMENDATIONS FOR THE DEPARTMENT OF POLLUTION CONTROL
11 AND ECOLOGY AND THE DEPARTMENT OF HEALTH FOR THE BIENNIAL
12 PERIOD ENDING JUNE 30, 1993; AND FOR OTHER PURPOSES."

13

Subtitle

14
15 "AN ACT FOR THE DEPARTMENT OF POLLUTION CONTROL AND
16 ECOLOGY AND THE DEPARTMENT OF HEALTH APPROPRIATION."

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

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20 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
21 Department of Pollution Control and Ecology and the Department of Health,
22 to be payable from the State General Services Fund Account, for a grant to the
23 Mercury Task Force for implementation of its recommendations, for the biennial
24 period ending June 30, 1993, the sum of.....\$200,000.

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26 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
27 obligations otherwise incurred in relation to the project or projects
28 described herein in excess of the State Treasury funds actually available
29 therefor as provided by law. Provided, however, that institutions and
30 agencies listed herein shall have the authority to accept and use grants and
31 donations including Federal funds, and to use its unobligated cash income or
32 funds, or both available to it, for the purpose of supplementing the State
33 Treasury funds for financing the entire costs of the project or projects
34 enumerated herein. Provided further, that the appropriations and funds
35 otherwise provided by the General Assembly for Maintenance and General

1 Operations of the agency or institutions receiving appropriation herein shall
2 not be used for any of the purposes as appropriated in this Act.

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

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11 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
12 Assembly that any funds disbursed under the authority of the appropriations
13 contained in this Act shall be in compliance with the stated reasons for which
14 this Act was adopted, as evidenced by the Agency Requests, Executive
15 Recommendations and Legislative Recommendations contained in the budget
16 manuals prepared by the Department of Finance and Administration, letters, or
17 summarized oral testimony in the official minutes of the Arkansas Legislative
18 Council or Joint Budget Committee which relate to its passage and adoption.

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20 SECTION 4. CODE. All provisions of this Act of a general and permanent
21 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
22 Code Revision Commission shall incorporate the same in the Code.

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24 SECTION 5. SEVERABILITY. If any provision of this Act or the
25 application thereof to any person or circumstance is held invalid, such
26 invalidity shall not affect other provisions or applications of the Act which
27 can be given effect without the invalid provision or application, and to this
28 end the provisions of this Act are declared to be severable.

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30 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict
31 with this Act are hereby repealed.

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33 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
34 Seventy-Ninth General Assembly, that funds provided by the Seventy-Eighth
35 General Assembly for the operations of the Department of Pollution Control and

1 Ecology and the Department of Health are, due to unforeseen circumstances,
2 insufficient for the Department of Pollution Control and Ecology and the
3 Department of Health to continue to provide essential governmental services;
4 that the provisions of this act will provide the necessary monies for the
5 Department of Pollution Control and Ecology and the Department of Health to
6 continue such services; and that a delay in the effective date of this Act
7 could work irreparable harm upon the proper administration and provision of
8 essential governmental programs. Therefore, an emergency is hereby declared
9 to exist and this Act being necessary for the immediate preservation of the
10 public peace, health and safety shall be in full force and effect from and
11 after its passage and approval.

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