

1 State of Arkansas  
2 90th General Assembly  
3 Fiscal Session, 2016  
4

# A Bill

HOUSE BILL 1101

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, 2017;  
11 AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE ARKANSAS WATERWAYS  
15 COMMISSION APPROPRIATION FOR THE 2016-  
16 2017 FISCAL YEAR.  
17  
18  
19

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

22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Arkansas Waterways Commission for the 2016-2017 fiscal year, the following  
24 maximum number of regular employees.  
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
30	(1) B009C	DIRECTOR WATERWAYS COMMISSION	1	GRADE C127
31	(2) C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE C116
32	(3) P027C	PUBLIC INFORMATION SPECIALIST	<u>1</u>	GRADE C116
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, 2017, the  
 3 following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
7 (01) REGULAR SALARIES	\$156,289
8 (02) PERSONAL SERVICES MATCHING	49,917
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>\$255,791</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, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</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, 2017, the sum of.....\$1,500,000.

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 item (04) in Section 2 of this Act, three thousand dollars (\$3,000.00), or  
6 three-sevenths (3/7) whichever is less of the appropriated or funded amount,  
7 each fiscal year shall be allocated for membership dues for the Lower  
8 Mississippi Valley Flood Control Association and one thousand dollars  
9 (\$1,000.00), or one-seventh (1/7) whichever is less of the appropriated or  
10 funded amount, each fiscal year shall be allocated for membership dues for  
11 each of the following associations: Ouachita River Valley Association, Red  
12 River Valley Association, Arkansas Waterways Association, and White River  
13 Valley Coalition.

14 The provisions of this section shall be in effect only from July 1, ~~2015~~  
15 2016 through June 30, ~~2016~~ 2017.

16  
17 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
18 authorized by this act shall be limited to the appropriation for such agency  
19 and funds made available by law for the support of such appropriations; and  
20 the restrictions of the State Procurement Law, the General Accounting and  
21 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
22 Procedures and Restrictions Act, or their successors, and other fiscal  
23 control laws of this State, where applicable, and regulations promulgated by  
24 the Department of Finance and Administration, as authorized by law, shall be  
25 strictly complied with in disbursement of said funds.

26  
27 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General  
28 Assembly that any funds disbursed under the authority of the appropriations  
29 contained in this act shall be in compliance with the stated reasons for  
30 which this act was adopted, as evidenced by the Agency Requests, Executive  
31 Recommendations and Legislative Recommendations contained in the budget  
32 manuals prepared by the Department of Finance and Administration, letters, or  
33 summarized oral testimony in the official minutes of the Arkansas Legislative  
34 Council or Joint Budget Committee which relate to its passage and adoption.

35  
36 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the  
2 appropriation of funds for more than a one (1) year period; that the  
3 effectiveness of this Act on July 1, 2016 is essential to the operation of  
4 the agency for which the appropriations in this Act are provided, and that in  
5 the event of an extension of the legislative session, the delay in the  
6 effective date of this Act beyond July 1, 2016 could work irreparable harm  
7 upon the proper administration and provision of essential governmental  
8 programs. Therefore, an emergency is hereby declared to exist and this Act  
9 being necessary for the immediate preservation of the public peace, health  
10 and safety shall be in full force and effect from and after July 1, 2016.

11  
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