

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

A Bill

HOUSE BILL 1015

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.
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Subtitle

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13 AN ACT FOR THE ARKANSAS NATURAL RESOURCES
14 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 PROJECTS. There is
21 hereby appropriated, to the Arkansas Natural Resources Commission, to be
22 payable from the General Improvement Fund or its successor fund or fund
23 accounts, for the Arkansas Natural Resources Commission the following:

24 (A) Effective July 1, 2016, the balance of the appropriation provided
25 in Item (A) Section 1 of Act 168 of 2015, for project expenses of the
26 Illinois River Conservation Reserve Improvement Program, in a sum not to
27 exceed.....\$1,475,752.

28 (B) Effective July 1, 2016, the balance of the appropriation provided
29 in Item (A) Section 1 of Act 178 of 2015, for a transfer to the Water
30 Development Fund for loans-grants to communities for water services, in a sum
31 not to exceed.....\$4,000,000.

32 (C) Effective July 1, 2016, the balance of the appropriation provided
33 in Item (B) Section 1 of Act 178 of 2015, for a transfer to the Water, Sewer
34 and Solid Waste Fund for loans-grants to local communities to fund safe,
35 affordable water, sewage and solid waste disposal for their citizens and
36 commercial users, in a sum not to exceed.....\$4,000,000.



1 (D) Effective July 1, 2016, the balance of the appropriation provided
2 in Item (C) Section 1 of Act 178 of 2015, for a transfer to the Water
3 Resources Cost Share Revolving Fund to provide funding to the state and its
4 political subdivisions to finance the non-federal share of their obligations
5 in regard to a water resources development project, in a sum not to exceed
6\$100,000,000.

7 (E) Effective July 1, 2016, the balance of the appropriation provided
8 in Item (D) Section 1 of Act 178 of 2015, for a transfer to the Drinking
9 Water State Revolving Fund for the Environmental Protection Agency Drinking
10 Water Program, in a sum not to exceed.....\$5,000,000.

11 (F) Effective July 1, 2016, the balance of the appropriation provided
12 in Item (E) Section 1 of Act 178 of 2015, for a transfer to the Construction
13 Assistance Revolving Loan Fund for the Environmental Protection Agency
14 Program for sewer projects, in a sum not to exceed.....\$5,000,000.

15 (G) Effective July 1, 2016, the balance of the appropriation provided
16 in Item (F) Section 1 of Act 178 of 2015, for a transfer to the Ouachita
17 River Waterway Trust Fund for grants for projects approved through the
18 Ouachita River Commission for river based recreation projects in the Ouachita
19 River area, in a sum not to exceed.....\$500,000.

20 (H) Effective July 1, 2016, the balance of the appropriation provided
21 in Item (A) Section 1 of Act 657 of 2015, for a transfer to the Red River
22 Waterways Project Trust Fund for costs associated with the Red River Waterway
23 project, in a sum not to exceed.....\$1,000,000.

24 (I) Effective July 1, 2016, the balance of the appropriation provided
25 in Item (A) Section 1 of Act 671 of 2015, for grants for construction,
26 repairs, purchase of equipment, land acquisition, fees, administrative costs,
27 operating, improvements, professional fees and services, and other related
28 costs for water and waste water projects, levee repair, rehabilitation and
29 maintenance projects, flood control and drainage projects, fire protection
30 services, and irrigation projects, in a sum not to exceed.....\$25,000.

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32 SECTION 2. REAPPROPRIATION - RED RIVER WATERWAY PROJECT. There is
33 hereby appropriated, to the Arkansas Natural Resources Commission, to be
34 payable from the Red River Waterways Project Trust Fund, for the Arkansas
35 Natural Resources Commission the following:

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

1 in Item (A) Section 2 of Act 657 of 2015, for costs associated with the Red
 2 River Waterway project, in a sum not to exceed.....\$1,000,000.

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 4 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
 5 obligations otherwise incurred in relation to the project or projects
 6 described herein in excess of the State Treasury funds actually available
 7 therefor as provided by law. Provided, however, that institutions and
 8 agencies listed herein shall have the authority to accept and use grants and
 9 donations including Federal funds, and to use its unobligated cash income or
 10 funds, or both available to it, for the purpose of supplementing the State
 11 Treasury funds for financing the entire costs of the project or projects
 12 enumerated herein. Provided further, that the appropriations and funds
 13 otherwise provided by the General Assembly for Maintenance and General
 14 Operations of the agency or institutions receiving appropriation herein shall
 15 not be used for any of the purposes as appropriated in this act.

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

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 24 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
 25 Assembly that any funds disbursed under the authority of the appropriations
 26 contained in this act shall be in compliance with the stated reasons for
 27 which this act was adopted, as evidenced by the Agency Requests, Executive
 28 Recommendations and Legislative Recommendations contained in the budget
 29 manuals prepared by the Department of Finance and Administration, letters, or
 30 summarized oral testimony in the official minutes of the Arkansas Legislative
 31 Council or Joint Budget Committee which relate to its passage and adoption.

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 33 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
 34 Assembly, that the Constitution of the State of Arkansas prohibits the
 35 appropriation of funds for more than a one (1) year period; that the
 36 effectiveness of this Act on July 1, 2016 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in
2 the event of an extension of the legislative session, the delay in the
3 effective date of this Act beyond July 1, 2016 could work irreparable harm
4 upon the proper administration and provision of essential governmental
5 programs. Therefore, an emergency is hereby declared to exist and this Act
6 being necessary for the immediate preservation of the public peace, health
7 and safety shall be in full force and effect from and after July 1, 2016.

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