

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

ACT 134 OF 1997
SENATE BILL 230

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
10 OPERATING EXPENSES FOR THE DEPARTMENT OF POLLUTION CONTROL
11 AND ECOLOGY WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO
12 THOSE FUNDS APPROPRIATED BY ACT 1191 OF 1995; AND FOR
13 OTHER PURPOSES."

Subtitle

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15
16 "AN ACT FOR THE DEPARTMENT OF POLLUTION
17 CONTROL AND ECOLOGY SUPPLEMENTAL
18 APPROPRIATION."

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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. APPROPRIATIONS - SOLID WASTE MANAGEMENT AND RECYCLING
23 PROGRAM. There is hereby appropriated, to the Department of Pollution Control
24 and Ecology, to be payable from the Solid Waste Management Recycling Fund, for
25 operating expenses of the Department of Pollution Control and Ecology - Solid
26 Waste Management and Recycling Program which shall be supplemental and in
27 addition to those funds appropriated in Section 20 of Act 1191 of 1995, the
28 following:

30 ITEM	FISCAL YEAR
31 NO.	1996-97
32 (01) MAINT. & GEN. OPERATION	
33 (A) OPER. EXPENSE	\$ 42,436
34 (B) CONF. & TRVL.	3,465
35 (C) PROF. FEES	0
36 (D) CAP. OUTLAY	0

1 (E) DATA PROC. 0
 2 TOTAL AMOUNT APPROPRIATED \$ 45,901

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 4 SECTION 2. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to
 5 the Department of Pollution Control and Ecology, to be payable from the
 6 federal funds as designated by the Chief Fiscal Officer of the State, for
 7 operating expenses of the Department of Pollution Control and Ecology -
 8 Federal which shall be supplemental and in addition to those funds
 9 appropriated in Section 8 of Act 1191 of 1995, the following:

11 ITEM	FISCAL YEAR
12 NO.	1996 97
13 (01) MAINT. & GEN. OPERATION	
14 (A) OPER. EXPENSE	\$ 123,444
15 (B) CONF. & TRVL.	2,035
16 (C) PROF. FEES	0
17 (D) CAP. OUTLAY	62,813
18 (E) DATA PROC.	<u>0</u>
19 TOTAL AMOUNT APPROPRIATED	<u>\$ 188,292</u>

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 21 SECTION 3. APPROPRIATIONS - FEE ADMINISTRATION. There is hereby
 22 appropriated, to the Department of Pollution Control and Ecology, to be
 23 payable from the Arkansas Department of Pollution Control and Ecology Fee
 24 Fund, for personal services and operating expenses of the Department of
 25 Pollution Control and Ecology - Fee Administration which shall be supplemental
 26 and in addition to those funds appropriated in Section 15 of Act 1191 of 1995,
 27 the following:

29 ITEM	FISCAL YEAR
30 NO.	1996 97
31 (01) EXTRA HELP	\$ 7,000
32 (02) MAINT. & GEN. OPERATION	
33 (A) OPER. EXPENSE	121,155
34 (B) CONF. & TRVL.	525
35 (C) PROF. FEES	0

1	(D) CAP. OUTLAY	87,386
2	(E) DATA PROC.	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 216,066</u>

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5 SECTION 4. APPROPRIATIONS -HAZARDOUS WASTE CLEAN UP. There is hereby

6 appropriated, to the Department of Pollution Control and Ecology, to be

7 payable from the Hazardous Substance Remedial Action Trust Fund, for operating

8 expenses of the Department of Pollution Control and Ecology - Hazardous Waste

9 Clean Up which shall be supplemental and in addition to those funds

10 appropriated in Section 17 of Act 1191 of 1995, the following:

12	ITEM	FISCAL YEAR
13	NO.	1996-97
14	(01) MAINT. & GEN. OPERATION	
15	(A) OPER. EXPENSE	\$ 0
16	(B) CONF. & TRVL.	0
17	(C) PROF. FEES	0
18	(D) CAP. OUTLAY	289,176
19	(E) DATA PROC.	<u>0</u>
20	TOTAL AMOUNT APPROPRIATED	<u>\$ 289,176</u>

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22 SECTION 5. APPROPRIATIONS - HAZARDOUS WASTE PERMIT PROGRAM. There is

23 hereby appropriated, to the Department of Pollution Control and Ecology, to be

24 payable from the Hazardous Waste Permit Fund, for operating expenses of the

25 Department of Pollution Control and Ecology - Hazardous Waste Permit Program

26 which shall be supplemental and in addition to those funds appropriated in

27 Section 11 of Act 1191 of 1995, the following:

29	ITEM	FISCAL YEAR
30	NO.	1996-97
31	(01) MAINT. & GEN. OPERATION	
32	(A) OPER. EXPENSE	\$ 42,000
33	(B) CONF. & TRVL.	0
34	(C) PROF. FEES	0
35	(D) CAP. OUTLAY	0

1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$ 42,000</u>

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4 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 5 authorized by this Act shall be limited to the appropriation for such agency
 6 and funds made available by law for the support of such appropriations; and
 7 the restrictions of the State Purchasing Law, the General Accounting and
 8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 9 Procedures and Restrictions Act, or their successors, and other fiscal control
 10 laws of this State, where applicable, and regulations promulgated by the
 11 Department of Finance and Administration, as authorized by law, shall be
 12 strictly complied with in disbursement of said funds.

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14 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General
 15 Assembly that any funds disbursed under the authority of the appropriations
 16 contained in this Act shall be in compliance with the stated reasons for which
 17 this Act was adopted, as evidenced by the Agency Requests, Executive
 18 Recommendations and Legislative Recommendations contained in the budget
 19 manuals prepared by the Department of Finance and Administration, letters, or
 20 summarized oral testimony in the official minutes of the Arkansas Legislative
 21 Council or Joint Budget Committee which relate to its passage and adoption.

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23 SECTION 8. CODE. All provisions of this Act of a general and permanent
 24 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
 25 Code Revision Commission shall incorporate the same in the Code.

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27 SECTION 9. SEVERABILITY. If any provision of this Act or the
 28 application thereof to any person or circumstance is held invalid, such
 29 invalidity shall not affect other provisions or applications of the Act which
 30 can be given effect without the invalid provision or application, and to this
 31 end the provisions of this Act are declared to be severable.

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33 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict
 34 with this Act are hereby repealed.

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

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APPROVED: 2-13-97

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