

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010

A Bill

HOUSE BILL 1048

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
11 NATURAL RESOURCES COMMISSION FOR THE FISCAL YEAR
12 ENDING JUNE 30, 2011; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS NATURAL
16 RESOURCES COMMISSION APPROPRIATION FOR
17 THE 2010-2011 FISCAL YEAR.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
24 the Arkansas Natural Resources Commission for the 2010-2011 fiscal year, the
25 following maximum number of regular employees whose salaries shall be
26 governed by the provisions of the Uniform Classification and Compensation Act
27 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
28 thereto. Provided, however, that any position to which a specific maximum
29 annual salary is set out herein in dollars, shall be exempt from the
30 provisions of said Uniform Classification and Compensation Act. All persons
31 occupying positions authorized herein are hereby governed by the provisions
32 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
33 101), or its successor.
34

35 Maximum Annual
36 Maximum Salary Rate



1	Item	Class		No. of	Fiscal Year
2	No.	Code	Title	Employees	2010-2011
3	(1)	U043U	ANRC EXECUTIVE DIRECTOR	1	\$103,916
4	(2)	G003C	ANRC DEPUTY DIRECTOR	1	GRADE C130
5	(3)	A010C	AGENCY CONTROLLER II	1	GRADE C128
6	(4)	B006C	ANRC CONSERVATION DIVISION CHIEF	1	GRADE C128
7	(5)	B005C	ANRC WATER DEVELOPMENT DIVISION MAN	1	GRADE C128
8	(6)	B004C	ANRC WATER RESOURCES DIVISION MANAG	1	GRADE C128
9	(7)	G025C	ATTORNEY SUPERVISOR	1	GRADE C127
10	(8)	G047C	ATTORNEY SPECIALIST	1	GRADE C126
11	(9)	B015C	ENGINEER SUPERVISOR	3	GRADE C126
12	(10)	G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
13	(11)	B023C	ENGINEER, P.E.	7	GRADE C124
14	(12)	D040C	GIS ANALYST	1	GRADE C123
15	(13)	B035C	GEOLOGY SUPERVISOR	1	GRADE C122
16	(14)	B042C	ENGINEER	2	GRADE C121
17	(15)	G109C	GRANTS MANAGER	3	GRADE C121
18	(16)	B043C	PROFESSIONAL GEOLOGIST	3	GRADE C121
19	(17)	B041C	STATE CLIMATOLOGIST	1	GRADE C121
20	(18)	G126C	FINANCE PROGRAM COORDINATOR	1	GRADE C120
21	(19)	B059C	ANRC PROGRAM COORDINATOR	17	GRADE C119
22	(20)	D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE C119
23	(21)	B065C	ECOLOGIST	2	GRADE C119
24	(22)	G147C	GRANTS COORDINATOR	2	GRADE C119
25	(23)	B060C	LAND RESOURCE SPECIALIST SUPERVISOR	1	GRADE C119
26	(24)	G145C	RURAL CONST GRANT/FINANCIAL OFFICER	8	GRADE C119
27	(25)	G180C	GRANTS ANALYST	3	GRADE C117
28	(26)	R025C	HUMAN RESOURCES ANALYST	1	GRADE C117
29	(27)	A089C	ACCOUNTANT I	1	GRADE C116
30	(28)	X129C	CONSTRUCTION INSPECTOR	2	GRADE C116
31	(29)	P027C	PUBLIC INFORMATION SPECIALIST	2	GRADE C116
32	(30)	C037C	ADMINISTRATIVE ANALYST	2	GRADE C115
33	(31)	A091C	FISCAL SUPPORT ANALYST	2	GRADE C115
34	(32)	B093C	LAND RESOURCE SPECIALIST	6	GRADE C115
35	(33)	V015C	PURCHASING SPECIALIST	1	GRADE C115
36	(34)	A093C	STATISTICIAN	1	GRADE C114

1	(35) C056C ADMINISTRATIVE SPECIALIST III	9	GRADE C112
2	(36) C073C ADMINISTRATIVE SPECIALIST II	<u>2</u>	GRADE C109
3	MAX. NO. OF EMPLOYEES	94	

4

5 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 6 Arkansas Natural Resources Commission - Operations for the 2010-2011 fiscal
 7 year, the following maximum number of part-time or temporary employees, to be
 8 known as "Extra Help", payable from funds appropriated herein for such
 9 purposes: eight (8) temporary or part-time employees, when needed, at rates
 10 of pay not to exceed those provided in the Uniform Classification and
 11 Compensation Act, or its successor, or this act for the appropriate
 12 classification.

13

14 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,
 15 to the Arkansas Natural Resources Commission, to be payable from the
 16 Miscellaneous Agencies Fund Account, for personal services and operating
 17 expenses of the Arkansas Natural Resources Commission for the fiscal year
 18 ending June 30, 2011, the following:

19

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2010-2011</u>
22	(01) REGULAR SALARIES	\$ 1,453,647
23	(02) EXTRA HELP	1,200
24	(03) PERSONAL SERVICES MATCHING	415,007
25	(04) MAINT. & GEN. OPERATION	
26	(A) OPER. EXPENSE	400,379
27	(B) CONF. & TRAVEL	10,165
28	(C) PROF. FEES	0
29	(D) CAP. OUTLAY	0
30	(E) DATA PROC.	0
31	(05) CONSERVATION DISTRICT EXPENSE	939,990
32	(06) SURVEYS & INVESTIGATIONS	3,900
33	(07) WATER PLANNING	130,981
34	(08) RESEARCH PROJECT	<u>1,882</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,357,151</u>

36

1 SECTION 4. APPROPRIATION - NATURAL RESOURCES COMMISSION - CASH. There is
 2 hereby appropriated, to the Arkansas Natural Resources Commission, to be
 3 payable from the cash fund deposited in the State Treasury as determined by
 4 the Chief Fiscal Officer of the State, for personal services and operating
 5 expenses of the Arkansas Natural Resources Commission - Cash for the fiscal
 6 year ending June 30, 2011, the following:

8 ITEM	FISCAL YEAR
9 NO.	<u>2010-2011</u>
10 (01) REGULAR SALARIES	\$ 862,826
11 (02) EXTRA HELP	30,800
12 (03) PERSONAL SERVICES MATCHING	274,124
13 (04) MAINT. & GEN. OPERATION	
14 (A) OPER. EXPENSE	333,331
15 (B) CONF. & TRAVEL	22,000
16 (C) PROF. FEES	110,002
17 (D) CAP. OUTLAY	0
18 (E) DATA PROC.	0
19 (05) SOIL & WATER GRANTS & LOANS	6,097,017
20 (06) TRAINING/CONTRACT SERVICES	105,000
21 (07) AMERICAN RECOVERY AND REINVESTMENT	
22 ACT OF 2009	<u>34,819,400</u>
23 TOTAL AMOUNT APPROPRIATED	<u>\$ 42,654,500</u>

24
 25 SECTION 5. APPROPRIATION - DAM INVENTORY. There is hereby appropriated, to
 26 the Arkansas Natural Resources Commission, to be payable from the Federal
 27 Funds as designated by the Chief Fiscal Officer of the State, for personal
 28 services and operating expenses of the Arkansas Natural Resources Commission
 29 - Dam Inventory for the fiscal year ending June 30, 2011, the following:

31 ITEM	FISCAL YEAR
32 NO.	<u>2010-2011</u>
33 (01) REGULAR SALARIES	\$ 39,199
34 (02) PERSONAL SERVICES MATCHING	12,576
35 (03) MAINT. & GEN. OPERATION	
36 (A) OPER. EXPENSE	49,216

1	(B) CONF. & TRAVEL	17,000
2	(C) PROF. FEES	0
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	0
5	(04) GRANTS AND AID - DAM SAFETY PROJECTS	<u>30,497</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 148,488</u>

7

8 SECTION 6. APPROPRIATION - FLOOD INSURANCE PROGRAM. There is hereby

9 appropriated, to the Arkansas Natural Resources Commission, to be payable

10 from the Federal Funds as designated by the Chief Fiscal Officer of the

11 State, for personal services and operating expenses of the Arkansas Natural

12 Resources Commission - Flood Insurance Program for the fiscal year ending

13 June 30, 2011, the following:

15	ITEM	FISCAL YEAR
16	<u>NO.</u>	<u>2010-2011</u>
17	(01) REGULAR SALARIES	\$ 66,294
18	(02) EXTRA HELP	10,000
19	(03) PERSONAL SERVICES MATCHING	23,649
20	(04) MAINT. & GEN. OPERATION	
21	(A) OPER. EXPENSE	46,039
22	(B) CONF. & TRAVEL	22,571
23	(C) PROF. FEES	0
24	(D) CAP. OUTLAY	0
25	(E) DATA PROC.	0
26	(05) GRANTS AND AID - MAP MODERNIZATION	
27	MANAGEMENT INITIATIVE	<u>170,000</u>
28	TOTAL AMOUNT APPROPRIATED	<u>\$ 338,553</u>

29

30 SECTION 7. APPROPRIATION - WATER QUALITY PLAN IMPLEMENTATION. There is

31 hereby appropriated, to the Arkansas Natural Resources Commission, to be

32 payable from the Miscellaneous Agencies Fund Account, for personal services

33 and operating expenses of the Arkansas Natural Resources Commission - Water

34 Quality Plan Implementation for the fiscal year ending June 30, 2011, the

35 following:

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2010-2011</u>
3	(01) REGULAR SALARIES	\$ 239,533
4	(02) PERSONAL SERVICES MATCHING	71,179
5	(03) MAINT. & GEN. OPERATION	
6	(A) OPER. EXPENSE	3,200
7	(B) CONF. & TRAVEL	1,000
8	(C) PROF. FEES	0
9	(D) CAP. OUTLAY	0
10	(E) DATA PROC.	0
11	(04) WATER QUALITY MATCH GRANTS	762,000
12	(05) WATER QUALITY TECHNICIAN	<u>750,000</u>
13	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,826,912</u>

14

15 SECTION 8. APPROPRIATION - WATER, WASTE DISPOSAL, AND POLLUTION ABATEMENT
 16 PROGRAM. There is hereby appropriated, to the Arkansas Natural Resources
 17 Commission, to be payable from the Water, Waste Disposal, Pollution
 18 Abatement, Administrative and Research Facilities Construction Fund, for
 19 personal services and operating expenses of the Arkansas Natural Resources
 20 Commission - Water, Waste Disposal, and Pollution Abatement Program for the
 21 fiscal year ending June 30, 2011, the following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2010-2011</u>
25	(01) REGULAR SALARIES	\$ 221,127
26	(02) PERSONAL SERVICES MATCHING	67,667
27	(03) MAINT. & GEN. OPERATION	
28	(A) OPER. EXPENSE	4,400
29	(B) CONF. & TRAVEL	0
30	(C) PROF. FEES	0
31	(D) CAP. OUTLAY	0
32	(E) DATA PROC.	0
33	(04) PROJECT DISBURSEMENTS	<u>45,000,000</u>
34	TOTAL AMOUNT APPROPRIATED	<u>\$ 45,293,194</u>

35

36 SECTION 9. APPROPRIATION - NONPOINT SOURCE POLLUTION CONTROL PROGRAM.

1 There is hereby appropriated, to the Arkansas Natural Resources Commission,
 2 to be payable from the Federal Funds as designated by the Chief Fiscal
 3 Officer of the State, for personal services and operating expenses of the
 4 Arkansas Natural Resources Commission - Nonpoint Source Pollution Control
 5 Program for the fiscal year ending June 30, 2011, the following:

7 ITEM	FISCAL YEAR
8 <u>NO.</u>	<u>2010-2011</u>
9 (01) REGULAR SALARIES	\$ 620,539
10 (02) EXTRA HELP	25,000
11 (03) PERSONAL SERVICES MATCHING	200,339
12 (04) MAINT. & GEN. OPERATION	
13 (A) OPER. EXPENSE	294,334
14 (B) CONF. & TRAVEL	50,000
15 (C) PROF. FEES	100,000
16 (D) CAP. OUTLAY	51,000
17 (E) DATA PROC.	0
18 (05) NONPOINT SOURCE POLLUTION GRANTS	<u>5,642,276</u>
19 TOTAL AMOUNT APPROPRIATED	<u>\$ 6,983,488</u>

20

21 SECTION 10. APPROPRIATION - RED RIVER LEVEE REHABILITATION PROJECT. There
 22 is hereby appropriated, to the Arkansas Natural Resources Commission, to be
 23 payable from the Red River Waterways Project Trust Fund, for expenses of a
 24 navigation feasibility study in conjunction with the Corp of Engineers on a
 25 cost sharing basis; the purchase of mitigation lands; and for acquisition of
 26 right-of-way and relocation utilities for a levee rehabilitation project for
 27 the Red River by the Arkansas Natural Resources Commission - Red River Levee
 28 Rehabilitation Project for the fiscal year ending June 30, 2011, the
 29 following:

31 ITEM	FISCAL YEAR
32 <u>NO.</u>	<u>2010-2011</u>
33 (01) REGULAR SALARIES	\$ 113,627
34 (02) PERSONAL SERVICES MATCHING	36,968
35 (03) PROJECT COST-SHARE GRANTS	2,000,000
36 (04) STUDY EXPENSES	<u>686,414</u>

1 TOTAL AMOUNT APPROPRIATED \$ 2,837,009

2

3 SECTION 11. APPROPRIATION - CONSTRUCTION ASSISTANCE REVOLVING LOAN FUND
4 PROGRAM. There is hereby appropriated, to the Arkansas Natural Resources
5 Commission, to be payable from the federal funds as designated by the Chief
6 Fiscal Officer of the State, for personal services and operating expenses of
7 the Arkansas Natural Resources Commission - Construction Assistance Revolving
8 Loan Fund Program for the fiscal year ending June 30, 2011, the following:

9

10 ITEM	FISCAL YEAR
11 <u>NO.</u>	<u>2010-2011</u>
12 (01) REGULAR SALARIES	\$ 682,411
13 (02) PERSONAL SERVICES MATCHING	201,535
14 (03) MAINT. & GEN. OPERATION	
15 (A) OPER. EXPENSE	182,404
16 (B) CONF. & TRAVEL	7,219
17 (C) PROF. FEES	13,500
18 (D) CAP. OUTLAY	0
19 (E) DATA PROC.	0
20 (04) AMERICAN RECOVERY AND REINVESTMENT	
21 ACT OF 2009	<u>25,836,000</u>
22 TOTAL AMOUNT APPROPRIATED	\$ <u>26,923,069</u>

23

24 SECTION 12. APPROPRIATION - BEAVER ERADICATION PROGRAM. There is hereby
25 appropriated, to the Arkansas Natural Resources Commission, to be payable
26 from the Miscellaneous Agencies Fund Account, for grants to the conservation
27 districts for beaver control programs within the districts of the Arkansas
28 Natural Resources Commission - Beaver Eradication Program for the fiscal year
29 ending June 30, 2011, the following:

30

31 ITEM	FISCAL YEAR
32 <u>NO.</u>	<u>2010-2011</u>
33 (01) GRANTS FOR BEAVER CONTROL PROGRAMS	\$ <u>150,000</u>

34

35 SECTION 13. APPROPRIATION - GRANTS & ATTORNEY SERVICES. There is hereby
36 appropriated, to the Arkansas Natural Resources Commission, to be payable

1 from the Miscellaneous Agencies Fund Account, for operating expenses of the
 2 Arkansas Natural Resources Commission - Grants and Attorney Services for the
 3 fiscal year ending June 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
7 (01) RIVER BASIN COMPACT	\$ 42,820
8 (02) LEGAL COUNSEL	5,871
9 (03) COMMITTEE/COMMISSION EXPENSES	10,000
10 (04) CONSERVATION PROJECTS	3,500
11 (05) ARKANSAS RIVER COMPACT	17,800
12 (06) RED RIVER COMPACT	<u>11,720</u>
13 TOTAL AMOUNT APPROPRIATED	<u>\$ 91,711</u>

15 SECTION 14. APPROPRIATION - RURAL FIRE PROTECTION PROGRAM. There is hereby
 16 appropriated, to the Arkansas Natural Resources Commission, to be payable
 17 from the Miscellaneous Agencies Fund Account, for operating expenses of the
 18 Arkansas Natural Resources Commission - Rural Fire Protection Program for the
 19 fiscal year ending June 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
23 (01) RURAL FIRE PROTECTION PROGRAM	<u>\$ 1,100,000</u>

25 SECTION 15. APPROPRIATION - CONSERVATION DISTRICT PROGRAM GRANTS. There is
 26 hereby appropriated, to the Arkansas Natural Resources Commission, to be
 27 payable from the Miscellaneous Agencies Fund Account, for grants to
 28 conservation districts of the Arkansas Natural Resources Commission -
 29 Conservation District Program Grants for the fiscal year ending June 30,
 30 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
34 (01) GRANTS TO CONSERVATION DISTRICTS	<u>\$ 250,000</u>

36 SECTION 16. APPROPRIATION - WATER RESEARCH. There is hereby appropriated,

1 to the Arkansas Natural Resources Commission, to be payable from the
2 Miscellaneous Agencies Fund Account, for operating expenses of the Arkansas
3 Natural Resources Commission - Water Research for the fiscal year ending June
4 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
(01) WATER RESEARCH/CONTRACT	\$ <u>42,800</u>

9
10 SECTION 17. APPROPRIATION - CONSERVATION DISTRICT CLERKS' INSURANCE. There
11 is hereby appropriated, to the Arkansas Natural Resources Commission, to be
12 payable from the Miscellaneous Agencies Fund Account, for personal services
13 matching of the Arkansas Natural Resources Commission - Conservation District
14 Clerks' Insurance for the fiscal year ending June 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
(01) MEDICAL INSURANCE MATCHING	\$ <u>408,000</u>

15
16 SECTION 18. APPROPRIATION - WATER, SEWER, AND SOLID WASTE - REVOLVING.
17 There is hereby appropriated, to the Arkansas Natural Resources Commission,
18 to be payable from the Water, Sewer and Solid Waste Revolving Fund, for
19 water, sewer, and solid waste grants of the Arkansas Natural Resources
20 Commission - Water, Sewer, and Solid Waste - Revolving for the fiscal year
21 ending June 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
(01) WATER, SEWER AND SOLID WASTE GRANTS & AID	\$ <u>5,000,000</u>

22
23 SECTION 19. APPROPRIATION - WATER, SEWER, AND SOLID WASTE - STATE. There
24 is hereby appropriated, to the Arkansas Natural Resources Commission, to be
25 payable from the Miscellaneous Agencies Fund Account, for water, sewer, and
26 solid waste grants or loans that will be repaid to Water, Sewer, and Solid
27 Waste - Revolving appropriation of the Arkansas Natural Resources Commission

1 - Water, Sewer, and Solid Waste - State for the fiscal year ending June 30,
2 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
(01) WATER, SEWER AND SOLID WASTE GRANTS	\$ <u>736,219</u>

7
8 SECTION 20. APPROPRIATION - OUACHITA RIVER WATERWAYS PROJECTS. There is
9 hereby appropriated, to the Arkansas Natural Resources Commission, to be
10 payable from the Ouachita River Waterways Project Trust Fund, for project
11 expenses of the Ouachita River Waterways Project of the Arkansas Natural
12 Resources Commission for the fiscal year ending June 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
(01) OUACHITA RIVER WATERWAYS PROJECTS	\$ <u>81,525</u>

13
14
15
16
17
18
19 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
21 PROVISION. At the end of each fiscal year, the Chief Fiscal Officer of the
22 State shall authorize the transfer of obligated water, sewer, and solid waste
23 funds, as provided in the appropriation act for the Natural Resources
24 Commission in the appropriation entitled "Water, Sewer and Solid Waste -
25 State", from the Miscellaneous Agencies Fund Account, to the Water, Sewer
26 and Solid Waste Revolving Fund.

27 The provisions of this section shall be in effect only from July 1,
28 ~~2007~~ 2010 through June 30, ~~2009~~ 2011.

29
30 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
32 FORWARD. At the end of each fiscal year, the Chief Fiscal Officer of the
33 State shall authorize the carry forward of funds to support the amount of
34 obligated grants that are certified by the Natural Resources Commission for
35 Matching Grants in the appropriation entitled "Water Quality Plan
36 Implementation".

1 Any carry forward of unexpended balance of funding as authorized herein, may
 2 be carried forward under the following conditions:

3 (1) Prior to June 30, 2010 the Agency shall by written statement set forth
 4 its reason(s) for the need to carry forward said funding to the Department of
 5 Finance and Administration Office of Budget;

6 (2) The Department of Finance and Administration Office of Budget shall
 7 report to the Arkansas Legislative Council all amounts carried forward by the
 8 September Arkansas Legislative Council or Joint Budget Committee meeting
 9 which report shall include the name of the Agency, Board, Commission or
 10 Institution and the amount of the funding carried forward from the first
 11 fiscal year to the second fiscal year, the program name or line item, the
 12 funding source of that appropriation and a copy of the written request set
 13 forth in (1) above;

14 (3) Each Agency, Board, Commission or Institution shall provide a written
 15 report to the Arkansas Legislative Council or Joint Budget Committee
 16 containing all information set forth in item (2) above, along with a written
 17 statement as to the current status of the project, contract, purpose etc. for
 18 which the carry forward was originally requested no later than thirty (30)
 19 days prior to the time the Agency, Board, Commission or Institution presents
 20 its budget request to the Arkansas Legislative Council/Joint Budget
 21 Committee; and

22 (4) Thereupon, the Department of Finance and Administration shall include
 23 all information obtained in item (3) above in the budget manuals and/or a
 24 statement of non-compliance by the Agency, Board, Commission or Institution.
 25

26 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
 28 FORWARD. At the end of the fiscal year, the Chief Fiscal Officer of the
 29 State shall authorize the carry forward of funds to support the amount of
 30 obligated grants that are certified by the Natural Resources Commission for
 31 Water Quality Technicians in the appropriation entitled "Water Quality Plan
 32 Implementation".

33 Any carry forward of unexpended balance of funding as authorized herein, may
 34 be carried forward under the following conditions:

35 (1) Prior to June 30, 2010 the Agency shall by written statement set forth
 36 its reason(s) for the need to carry forward said funding to the Department of

1 Finance and Administration Office of Budget;

2 (2) The Department of Finance and Administration Office of Budget shall
 3 report to the Arkansas Legislative Council all amounts carried forward-by the
 4 September Arkansas Legislative Council or Joint Budget Committee meeting
 5 which report shall include the name of the Agency, Board, Commission or
 6 Institution and the amount of the funding carried forward from the first
 7 fiscal year to the second fiscal year, the program name or line item, the
 8 funding source of that appropriation and a copy of the written request set
 9 forth in (1) above;

10 (3) Each Agency, Board, Commission or Institution shall provide a written
 11 report to the Arkansas Legislative Council or Joint Budget Committee
 12 containing all information set forth in item (2) above, along with a written
 13 statement as to the current status of the project, contract, purpose etc. for
 14 which the carry forward was originally requested no later than thirty (30)
 15 days prior to the time the Agency, Board, Commission or Institution presents
 16 its budget request to the Arkansas Legislative Council/Joint Budget
 17 Committee; and

18 (4) Thereupon, the Department of Finance and Administration shall include
 19 all information obtained in item (3) above in the budget manuals and/or a
 20 statement of non-compliance by the Agency, Board, Commission or Institution.
 21

22 SECTION 24. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 23 by this act shall be limited to the appropriation for such agency and funds
 24 made available by law for the support of such appropriations; and the
 25 restrictions of the State Procurement Law, the General Accounting and
 26 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 27 Procedures and Restrictions Act, or their successors, and other fiscal
 28 control laws of this State, where applicable, and regulations promulgated by
 29 the Department of Finance and Administration, as authorized by law, shall be
 30 strictly complied with in disbursement of said funds.
 31

32 SECTION 25. LEGISLATIVE INTENT. It is the intent of the General Assembly
 33 that any funds disbursed under the authority of the appropriations contained
 34 in this act shall be in compliance with the stated reasons for which this act
 35 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 36 and Legislative Recommendations contained in the budget manuals prepared by

1 the Department of Finance and Administration, letters, or summarized oral
2 testimony in the official minutes of the Arkansas Legislative Council or
3 Joint Budget Committee which relate to its passage and adoption.

4
5 SECTION 26. EMERGENCY CLAUSE. It is found and determined by the General
6 Assembly, that the Constitution of the State of Arkansas prohibits the
7 appropriation of funds for more than a one (1) year period; that the
8 effectiveness of this Act on July 1, 2010 is essential to the operation of
9 the agency for which the appropriations in this Act are provided, and that in
10 the event of an extension of the legislative session, the delay in the
11 effective date of this Act beyond July 1, 2010 could work irreparable harm
12 upon the proper administration and provision of essential governmental
13 programs. Therefore, an emergency is hereby declared to exist and this Act
14 being necessary for the immediate preservation of the public peace, health
15 and safety shall be in full force and effect from and after July 1, 2010.

16
17 **APPROVED: 02/19/2010**
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35