

**Stricken language would be deleted from and underlined language would be added to the law as it existed
prior to this session of the General Assembly.
Act 113 of the Regular Session**

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1306

5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS
11 NATURAL RESOURCES COMMISSION; AND FOR OTHER
12 PURPOSES.
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Subtitle

15 AN ACT FOR THE ARKANSAS NATURAL
16 RESOURCES COMMISSION REAPPROPRIATION.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the Arkansas
23 Natural Resources Commission, to be payable from the General Improvement Fund
24 or its successor fund or fund accounts, for the Arkansas Natural Resources
25 Commission, the following:

26 (A) Effective July 1, 2009, the balance of the appropriation provided in
27 Item (B) of Section 31 of Act 1277 of 2007, for expenses associated with
28 Phosphorus Reduction in Chicken Litter, in a sum not to exceed\$5,108.
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30 SECTION 2. REAPPROPRIATION - GRANT TO CONSERVATION DISTRICTS. There is
31 hereby appropriated, to the Arkansas Natural Resources Commission, to be
32 payable from the General Improvement Fund or its successor fund or fund
33 accounts, for the Arkansas Natural Resources Commission, the following:

34 (A) Effective July 1, 2009, the balance of the appropriation provided in
35 Item (A) of Section 1 of Act 1712 of 2007, for a grant to Conservation



1 Districts, in a sum not to exceed\$34,148.

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3 SECTION 3. REAPPROPRIATION - RURAL WATER ASSOCIATIONS. There is hereby
4 appropriated, to the Arkansas Natural Resources Commission, to be payable
5 from the General Improvement Fund or its successor fund or fund accounts, for
6 the Arkansas Natural Resources Commission, the following:

7 (A) Effective July 1, 2009, the balance of the appropriation provided in
8 Item (A) of Section 1 of Act 1558 of 2007, for state assistance to Rural
9 Water Associations for line extensions and other repairs, in a sum not to
10 exceed\$50,000.

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12 SECTION 4. REAPPROPRIATION - CENTER FOR ADVANCED SPATIAL TECHNOLOGIES -
13 STATEWIDE ASSISTANCE. There is hereby appropriated, to the Arkansas Natural
14 Resources Commission, to be payable from the General Improvement Fund or its
15 successor fund or fund accounts, for the Arkansas Natural Resources
16 Commission, the following:

17 (A) Effective July 1, 2009, the balance of the appropriation provided in
18 Item (A) of Section 1 of Act 1478 of 2007, for statewide assistance to the
19 Center for Advanced Spatial Technologies for development of a statewide
20 Arkansas Automated Map System, in a sum not to exceed\$110,000.

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22 SECTION 5. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
23 appropriated, to the Arkansas Natural Resources Commission, to be payable
24 from the General Improvement Fund or its successor fund or fund accounts, for
25 the Arkansas Natural Resources Commission, the following:

26 (A) Effective July 1, 2009, the balance of the appropriation provided in
27 Item (A) of Section 1 of Act 1320 of 2007, for various water, waste
28 management and river waterway Funds, in a sum not to exceed\$8,000,000.

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30 SECTION 6. REAPPROPRIATION. There is hereby appropriated, to the Arkansas
31 Natural Resources Commission, to be payable from the General Improvement Fund
32 or its successor fund or fund accounts, for the Arkansas Natural Resources
33 Commission, the following:

34 (A) Effective July 1, 2009, the balance of the appropriation provided in
35 Item (A) of Section 1 of Act 1313 of 2007, for project expenses of the
36 Illinois River Conservation Reserve Improvement Program, in a sum not to

1 exceed\$1,500,000.

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

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

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22 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General Assembly
23 that any funds disbursed under the authority of the appropriations contained
24 in this act shall be in compliance with the stated reasons for which this act
25 was adopted, as evidenced by the Agency Requests, Executive Recommendations
26 and Legislative Recommendations contained in the budget manuals prepared by
27 the Department of Finance and Administration, letters, or summarized oral
28 testimony in the official minutes of the Arkansas Legislative Council or
29 Joint Budget Committee which relate to its passage and adoption.

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31 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
32 Assembly, that the Constitution of the State of Arkansas prohibits the
33 appropriation of funds for more than a one (1) year period; that the
34 effectiveness of this Act on July 1, 2009 is essential to the operation of
35 the agency for which the appropriations in this Act are provided, and that in
36 the event of an extension of the Regular Session, the delay in the effective

1 date of this Act beyond July 1, 2009 could work irreparable harm upon the
2 proper administration and provision of essential governmental programs.
3 Therefore, an emergency is hereby declared to exist and this Act being
4 necessary for the immediate preservation of the public peace, health and
5 safety shall be in full force and effect from and after July 1, 2009.

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7 **APPROVED: 2/12/2009**
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