

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

HOUSE BILL 1437

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
9 NATURAL RESOURCES COMMISSION FOR CAPITAL IMPROVEMENT  
10 PROJECTS; AND FOR OTHER PURPOSES.  
11

## Subtitle

12  
13 AN ACT FOR THE ARKANSAS NATURAL RESOURCES  
14 COMMISSION GENERAL IMPROVEMENT  
15 APPROPRIATION.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby  
22 appropriated, to the Arkansas Natural Resources Commission, to be payable  
23 from the General Improvement Fund or its successor fund or fund accounts, the  
24 following:

25 (A) for a transfer to the Water Development Fund for loans/grants to  
26 communities for water services, in a sum not to exceed.....\$4,000,000.

27 (B) for a transfer to the Water, Sewer and Solid Waste Fund for  
28 loans/grants to local communities to fund safe, affordable water, sewage and  
29 solid waste disposal for their citizens and commercial users, in a sum not to  
30 exceed.....\$4,000,000.

31 (C) for a transfer to the Water Resources Cost Share Revolving Fund to  
32 provide funding to the state and its political subdivisions to finance the  
33 non-federal share of their obligations in regard to a water resources  
34 development project, in a sum not to exceed.....\$100,000,000.

35 (D) for a transfer to the Drinking Water State Revolving Fund for the  
36 EPA Drinking Water Program, in a sum not to exceed.....\$5,000,000.



1 (E) for a transfer to the Clean Water State Revolving Fund for the EPA  
2 Program for sewer projects, in a sum not to exceed.....\$5,000,000.

3 (F) for development of the State Water Plan, in a sum not to exceed  
4 .....\$4,000,000.

5 (G) for a transfer to the Red River Waterways Trust Fund for costs  
6 associated with the Red River Waterway project, in a sum not to exceed  
7 .....\$3,000,000.

8 (H) for a transfer to the Ouachita River Waterway Trust Fund for grants  
9 for projects approved through the Ouachita River Commission for river based  
10 recreation projects in the Ouachita River area, in a sum not to exceed  
11 .....\$500,000.  
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13 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
14 obligations otherwise incurred in relation to the project or projects  
15 described herein in excess of the State Treasury funds actually available  
16 therefor as provided by law. Provided, however, that institutions and  
17 agencies listed herein shall have the authority to accept and use grants and  
18 donations including Federal funds, and to use its unobligated cash income or  
19 funds, or both available to it, for the purpose of supplementing the State  
20 Treasury funds for financing the entire costs of the project or projects  
21 enumerated herein. Provided further, that the appropriations and funds  
22 otherwise provided by the General Assembly for Maintenance and General  
23 Operations of the agency or institutions receiving appropriation herein shall  
24 not be used for any of the purposes as appropriated in this act.

25 (B) The restrictions of any applicable provisions of the State Purchasing  
26 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
27 Stabilization Law and any other applicable fiscal control laws of this State  
28 and regulations promulgated by the Department of Finance and Administration,  
29 as authorized by law, shall be strictly complied with in disbursement of any  
30 funds provided by this act unless specifically provided otherwise by law.  
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32 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General  
33 Assembly that any funds disbursed under the authority of the appropriations  
34 contained in this act shall be in compliance with the stated reasons for  
35 which this act was adopted, as evidenced by the Agency Requests, Executive  
36 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or  
2 summarized oral testimony in the official minutes of the Arkansas Legislative  
3 Council or Joint Budget Committee which relate to its passage and adoption.  
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5 SECTION 4. 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, 2013 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, 2013 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, 2013.  
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18 **APPROVED: 03/01/2013**  
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