

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.  
11

## Subtitle

12  
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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10 **APPROVED: 05/03/2016**  
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