

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021

A Bill

HOUSE BILL 1529

4
5 By: Joint Budget Committee

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 ENERGY AND ENVIRONMENT - DIVISION OF ENVIRONMENTAL
10 QUALITY FOR CAPITAL IMPROVEMENT PROJECTS; AND FOR
11 OTHER PURPOSES.

Subtitle

15 AN ACT FOR THE DEPARTMENT OF ENERGY AND
16 ENVIRONMENT - DIVISION OF ENVIRONMENTAL
17 QUALITY DEVELOPMENT AND ENHANCEMENT
18 APPROPRIATION.

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

23 SECTION 1. APPROPRIATION - DEVELOPMENT AND ENHANCEMENT. There is
24 hereby appropriated, to the Department of Energy and Environment - Division
25 of Environmental Quality, to be payable from the Development and Enhancement
26 Fund, the following:

27 (A) for state investment for vital infrastructure for public buildings,
28 water treatment systems, environmental concerns, energy needs,
29 telecommunications, water and sewer systems, in a sum not to exceed
30\$10,000,000.

31 (B) for construction, renovation, maintenance, equipment, grants,
32 loans, personal services, and operating expenses for projects that protect,
33 enhance, and/or restore the environment, in a sum not to exceed
34\$40,000,000.

35 (C) for state investment for infrastructure for public buildings, water
36 treatment systems, environmental concerns, energy needs, telecommunications,



1 water and sewer systems, in a sum not to exceed\$5,000,000.

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 3 SECTION 2. 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
 16 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
 17 Revenue Stabilization Law and any other applicable fiscal control laws of
 18 this State and regulations promulgated by the Department of Finance and
 19 Administration, as authorized by law, shall be strictly complied with in
 20 disbursement of any funds provided by this act unless specifically provided
 21 otherwise by law.

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 23 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
 24 Assembly that any funds disbursed under the authority of the appropriations
 25 contained in this act shall be in compliance with the stated reasons for
 26 which this act was adopted, as evidenced by the Agency Requests, Executive
 27 Recommendations and Legislative Recommendations contained in the budget
 28 manuals prepared by the Department of Finance and Administration, letters, or
 29 summarized oral testimony in the official minutes of the Arkansas Legislative
 30 Council or Joint Budget Committee which relate to its passage and adoption.

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 32 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
 33 Assembly, that the Constitution of the State of Arkansas prohibits the
 34 appropriation of funds for more than a one (1) year period; that the
 35 effectiveness of this Act on July 1, 2021 is essential to the operation of
 36 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the legislative session, the delay in the
2 effective date of this Act beyond July 1, 2021 could work irreparable harm
3 upon the proper administration and provision of essential governmental
4 programs. Therefore, an emergency is hereby declared to exist and this Act
5 being necessary for the immediate preservation of the public peace, health
6 and safety shall be in full force and effect from and after July 1, 2021.

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9 **APPROVED: 4/23/21**
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