

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.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

# A Bill

Act 156 of 2003  
SENATE BILL 209

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
10 DEPARTMENT OF ENVIRONMENTAL QUALITY FOR WATER  
11 QUALITY MONITORING AND ASSESSMENT; AND FOR OTHER  
12 PURPOSES.  
13  
14

## Subtitle

15 AN ACT FOR THE ARKANSAS DEPARTMENT OF  
16 ENVIRONMENTAL QUALITY - WATER QUALITY  
17 MONITORING AND ASSESSMENT GENERAL  
18 IMPROVEMENT APPROPRIATION.  
19  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

### SECTION 1. APPROPRIATIONS - WATER QUALITY MONITORING AND ASSESSMENT.

24 There is hereby appropriated, to the Arkansas Department of Environmental  
25 Quality, to be payable from the General Improvement Fund or its successor  
26 fund or fund accounts, the following:  
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28 (A) For contract services to complete the Total Maximum Daily Load (TMDL)  
29 for all impaired waters of the State to meet the water quality standards of  
30 the Federal Clean Water Act, the sum of .....\$400,000.  
31

### SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor

32 obligations otherwise incurred in relation to the project or projects  
33 described herein in excess of the State Treasury funds actually available  
34 therefor as provided by law. Provided, however, that institutions and  
35 agencies listed herein shall have the authority to accept and use grants and  
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1 donations including Federal funds, and to use its unobligated cash income or  
 2 funds, or both available to it, for the purpose of supplementing the State  
 3 Treasury funds for financing the entire costs of the project or projects  
 4 enumerated herein. Provided further, that the appropriations and funds  
 5 otherwise provided by the General Assembly for Maintenance and General  
 6 Operations of the agency or institutions receiving appropriation herein shall  
 7 not be used for any of the purposes as appropriated in this act.

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

14  
 15 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 16 that any funds disbursed under the authority of the appropriations contained  
 17 in this act shall be in compliance with the stated reasons for which this act  
 18 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 19 and Legislative Recommendations contained in the budget manuals prepared by  
 20 the Department of Finance and Administration, letters, or summarized oral  
 21 testimony in the official minutes of the Arkansas Legislative Council or  
 22 Joint Budget Committee which relate to its passage and adoption.

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 24 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
 25 Assembly, that the Constitution of the State of Arkansas prohibits the  
 26 appropriation of funds for more than a two (2) year period; that the  
 27 effectiveness of this Act on July 1, 2003 is essential to the operation of  
 28 the agency for which the appropriations in this Act are provided, and that in  
 29 the event of an extension of the Regular Session, the delay in the effective  
 30 date of this Act beyond July 1, 2003 could work irreparable harm upon the  
 31 proper administration and provision of essential governmental programs.  
 32 Therefore, an emergency is hereby declared to exist and this Act being  
 33 necessary for the immediate preservation of the public peace, health and  
 34 safety shall be in full force and effect from and after July 1, 2003.

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 36 APPROVED: 2/18/2003