

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 87th General Assembly  
3 Regular Session, 2009  
4

As Engrossed: H3/25/09

# A Bill

HOUSE BILL 1560

5 By: Representatives *Maxwell, Lowery, J. Roebuck, Stewart, M. Burris, Moore, Reep, Powers, L.*  
6 *Cowling, Harrelson, Cheatham, G. Smith, Rainey, Pierce, Saunders, Sample, Hardy, Cole, Maloch,*  
7 *Reynolds, Abernathy, T. Bradford, Shelby, Word*  
8 By: Senators *P. Malone, J. Jeffress, G. Jeffress, Horn, Hendren, Broadway, T. Smith, Teague, J. Taylor,*  
9 *H. Wilkins*

## For An Act To Be Entitled

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11  
12 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
13 GEOLOGICAL SURVEY – ARKANSAS LIGNITE RESOURCES  
14 PILOT PROGRAM FOR RESEARCH AND COMMERCIAL TESTING  
15 OF ARKANSAS’ LIGNITE RESOURCES; AND FOR OTHER  
16 PURPOSES.  
17

## Subtitle

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20 AN ACT FOR THE ARKANSAS GEOLOGICAL  
21 SURVEY - ARKANSAS LIGNITE RESOURCES  
22 PILOT PROGRAM GENERAL IMPROVEMENT  
23 APPROPRIATION.  
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27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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29 SECTION 1. APPROPRIATION – ARKANSAS LIGNITE RESOURCES PILOT PROGRAM.

30 There is hereby appropriated, to the Arkansas Geological Survey, to be  
31 payable from the General Improvement Fund or its successor fund or fund  
32 accounts, for funding the Arkansas Lignite Resources Pilot Program as  
33 established in Arkansas Code 15-55-401 through 15-55-405, the following:

34 (A) For professional services, maintenance and general operating expenses  
35 for the drilling of 75 - 100 drill cores needed for commercial testing of  
36 Arkansas’ lignite resources and to fill gaps in the existing subsurface data,



1 the sum of .....\$850,000.

2 (B) For professional services, maintenance and general operating expenses  
3 for state match for the testing of lignite core samples in a commercial pilot  
4 project and a comprehensive report of the findings, the sum of .....\$650,000.  
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6 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
7 obligations otherwise incurred in relation to the project or projects  
8 described herein in excess of the State Treasury funds actually available  
9 therefor as provided by law. Provided, however, that institutions and  
10 agencies listed herein shall have the authority to accept and use grants and  
11 donations including Federal funds, and to use its unobligated cash income or  
12 funds, or both available to it, for the purpose of supplementing the State  
13 Treasury funds for financing the entire costs of the project or projects  
14 enumerated herein. Provided further, that the appropriations and funds  
15 otherwise provided by the General Assembly for Maintenance and General  
16 Operations of the agency or institutions receiving appropriation herein shall  
17 not be used for any of the purposes as appropriated in this act.

18 (B) The restrictions of any applicable provisions of the State Purchasing  
19 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
20 Stabilization Law and any other applicable fiscal control laws of this State  
21 and regulations promulgated by the Department of Finance and Administration,  
22 as authorized by law, shall be strictly complied with in disbursement of any  
23 funds provided by this act unless specifically provided otherwise by law.  
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25 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly  
26 that any funds disbursed under the authority of the appropriations contained  
27 in this act shall be in compliance with the stated reasons for which this act  
28 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
29 and Legislative Recommendations contained in the budget manuals prepared by  
30 the Department of Finance and Administration, letters, or summarized oral  
31 testimony in the official minutes of the Arkansas Legislative Council or  
32 Joint Budget Committee which relate to its passage and adoption.  
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34 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
35 Assembly, that the Constitution of the State of Arkansas prohibits the  
36 appropriation of funds for more than a one (1) year period; that the

1 effectiveness of this Act on July 1, 2009 is essential to the operation of  
2 the agency for which the appropriations in this Act are provided, and that in  
3 the event of an extension of the Regular Session, the delay in the effective  
4 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
5 proper administration and provision of essential governmental programs.  
6 Therefore, an emergency is hereby declared to exist and this Act being  
7 necessary for the immediate preservation of the public peace, health and  
8 safety shall be in full force and effect from and after July 1, 2009.

9  
10 /s/ Maxwell  
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