

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

A Bill

HOUSE BILL 1816

4
5 By: Representative Hall
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7

For An Act To Be Entitled

8
9 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
10 NATURAL RESOURCES COMMISSION FOR GENERAL
11 IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.
12
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS NATURAL
16 RESOURCES COMMISSION GENERAL IMPROVEMENT
17 APPROPRIATION.
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19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is hereby
23 appropriated, to the Arkansas Natural Resources Commission, to be payable
24 from the General Improvement Fund or its successor fund or fund accounts, the
25 following:

26 (A) For grants for construction, repairs, purchase of equipment, land
27 acquisition, fees, administrative costs, improvements, professional fees and
28 services, and other related costs for water and waste water projects, levee
29 repair, rehabilitation and maintenance projects, flood control and drainage
30 projects, and irrigation projects, the sum of\$400,000.
31

32 SECTION 2. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS - FEDERAL. There
33 is hereby appropriated, to the Arkansas Natural Resources Commission, to be
34 payable from the federal funds as designated by the Chief Fiscal Officer of
35 the State, the following:

36 (A) For grants for construction, repairs, purchase of equipment, land



1 acquisition, fees, administrative costs, improvements, professional fees and
2 services, and other related costs for water and waste water projects, levee
3 repair, rehabilitation and maintenance projects, flood control and drainage
4 projects, and irrigation projects, the sum of\$3,000,000.
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6 SECTION 3. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
7 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The appropriations
8 authorized in this Act shall not be restricted by requirements that may be
9 applicable to other programs currently administered. New rules and
10 regulations may be adopted to carry out the intent of the General Assembly
11 regarding the appropriations authorized in this Act.
12

13 SECTION 4. 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 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
33 that any funds disbursed under the authority of the appropriations contained
34 in this act shall be in compliance with the stated reasons for which this act
35 was adopted, as evidenced by the Agency Requests, Executive Recommendations
36 and Legislative Recommendations contained in the budget manuals prepared by

1 the Department of Finance and Administration, letters, or summarized oral
2 testimony in the official minutes of the Arkansas Legislative Council or
3 Joint Budget Committee which relate to its passage and adoption.

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5 SECTION 6. 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, 2009 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 Regular Session, the delay in the effective
11 date of this Act beyond July 1, 2009 could work irreparable harm upon the
12 proper administration and provision of essential governmental programs.
13 Therefore, an emergency is hereby declared to exist and this Act being
14 necessary for the immediate preservation of the public peace, health and
15 safety shall be in full force and effect from and after July 1, 2009.