

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1342

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.
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Subtitle

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14 AN ACT FOR THE ARKANSAS NATURAL RESOURCES
15 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, 2013, the balance of the appropriation provided
25 in Item (A) Section 1 of Act 12 of 2012, for a transfer to the Water
26 Development Fund for loans/grants to communities for water services, in a sum
27 not to exceed.....\$4,000,000.

28 (B) Effective July 1, 2013, the balance of the appropriation provided
29 in Item (B) Section 1 of Act 12 of 2012, for a transfer to the Water, Sewer
30 and Solid Waste Fund for loans/grants to local communities to fund safe,
31 affordable water, sewage and solid waste disposal for their citizens and
32 commercial users, in a sum not to exceed.....\$4,000,000.

33 (C) Effective July 1, 2013, the balance of the appropriation provided
34 in Item (C) Section 1 of Act 12 of 2012, for a transfer to the Water
35 Resources Cost Share Revolving Fund to provide funding to the state and its
36 political subdivisions to finance the non-federal share of their obligations



1 in regard to a water resources development project, in a sum not to exceed
2\$100,000,000.

3 (D) Effective July 1, 2013, the balance of the appropriation provided
4 in Item (D) Section 1 of Act 12 of 2012, for a transfer to the Drinking Water
5 State Revolving Fund for the EPA Drinking Water Program, in a sum not to
6 exceed.....\$5,000,000.

7 (E) Effective July 1, 2013, the balance of the appropriation provided
8 in Item (E) Section 1 of Act 12 of 2012, for transfer to the Clean Water
9 State Revolving Fund for the EPA Program for sewer projects, in a sum not to
10 exceed.....\$5,000,000.

11 (F) Effective July 1, 2013, the balance of the appropriation provided
12 in Item (F) Section 1 of Act 12 of 2012, for development of the State Water
13 Plan, in a sum not to exceed.....\$3,000,000.

14 (G) Effective July 1, 2013, the balance of the appropriation provided
15 in Item (G) Section 1 of Act 12 of 2012, for a transfer to the Ouachita River
16 Waterway Trust Fund for grants for projects approved through the Ouachita
17 River Commission for river based recreation projects in the Ouachita River
18 area, in a sum not to exceed.....\$500,000.

19 (H) Effective July 1, 2013, the balance of the appropriation provided
20 in Item (H) Section 1 of Act 12 of 2012, for project expenses of the Illinois
21 River Conservation Reserve Improvement Program, in a sum not to exceed
22\$1,489,680.

23 (I) Effective July 1, 2013, the balance of the appropriation provided
24 in Item (A) Section 1 of Act 13 of 2012, for construction, repairs, purchase
25 of equipment, land acquisition, fees, administrative costs, operating,
26 improvements, professional fees and services, and grants or loans for
27 updating the statewide water plan, in a sum not to exceed.....\$935,915.

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29 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
30 obligations otherwise incurred in relation to the project or projects
31 described herein in excess of the State Treasury funds actually available
32 therefor as provided by law. Provided, however, that institutions and
33 agencies listed herein shall have the authority to accept and use grants and
34 donations including Federal funds, and to use its unobligated cash income or
35 funds, or both available to it, for the purpose of supplementing the State
36 Treasury funds for financing the entire costs of the project or projects

1 enumerated herein. Provided further, that the appropriations and funds
 2 otherwise provided by the General Assembly for Maintenance and General
 3 Operations of the agency or institutions receiving appropriation herein shall
 4 not be used for any of the purposes as appropriated in this act.

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

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

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 21 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
 22 Assembly, that the Constitution of the State of Arkansas prohibits the
 23 appropriation of funds for more than a one (1) year period; that the
 24 effectiveness of this Act on July 1, 2013 is essential to the operation of
 25 the agency for which the appropriations in this Act are provided, and that in
 26 the event of an extension of the legislative session, the delay in the
 27 effective date of this Act beyond July 1, 2013 could work irreparable harm
 28 upon the proper administration and provision of essential governmental
 29 programs. Therefore, an emergency is hereby declared to exist and this Act
 30 being necessary for the immediate preservation of the public peace, health
 31 and safety shall be in full force and effect from and after July 1, 2013.