

**Hall of the House of Representatives**  
85th General Assembly - Regular Session, 2005  
**Amendment Form**

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**Subtitle of House Bill No. 2606**

"AN ACT CONCERNING WATERSHED PROTECTION."

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**Amendment No. 1 to House Bill No. 2606.**

Amend House Bill No. 2606 as originally introduced:

Delete everything after the Enacting Clause and substitute the following:

“SECTION 1. Arkansas Code Title 4, Chapter 35, is amended to add an additional subchapter to read as follows:

4-35-401. Comprehensive watershed protection plan.

(a) By January 1, 2007, all water authorities in the State of Arkansas shall:

(1) Establish a comprehensive watershed protection plan that is prepared by a qualified and licensed professional environmental or ecological engineer. The plan shall:

(A) Identify and categorize all areas of critical use and the associated requirements for full and partial condemnation;

(B) Calculate the costs for purchase of condemned lands and the compensation for the property devaluation due to limited or restricted use for watershed protection;

(C) Present the associated costs of condemnation and compensation to customers or rate payers both in total and as future impact fees or increased service costs to finance implementation of the plan; and

(D) Calculate the future impact of the watershed protection plan on property tax values and revenues and submit the calculation to all school districts, counties, and municipalities affected by the plan; and

(2) Make the comprehensive watershed protection plan publicly available upon completion and shall republish the plan within thirty (30) days of any changes or updates made to the plan.

(b)(1) All costs incurred for the development of the watershed protection plan and the associated costs to implement the plan shall be the sole responsibility of the water authority and shall not be funded by the state.

(2) All required inspection and enforcement measures shall be the sole responsibility of the water authority and shall not be provided by or funded by the state.

(c) Property not identified for full or partial condemnation in the watershed protection plan on January 1, 2010, shall be permanently exempt



from full or partial condemnation by the water authority.”

The Amendment was read \_\_\_\_\_

By: Representative M. Martin

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Chief Clerk