

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

A Bill

HOUSE BILL 1172

4
5 By: Joint Budget Committee
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For An Act To Be Entitled

8
9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS
11 DEPARTMENT OF ENVIRONMENTAL QUALITY; AND FOR
12 OTHER PURPOSES.
13
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS DEPARTMENT OF
17 ENVIRONMENTAL QUALITY REAPPROPRIATION.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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SECTION 1. REAPPROPRIATION - WATER QUALITY MONITORING AND ASSESSMENT.

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23 There is hereby appropriated, to the Arkansas Department of Environmental
24 Quality, to be payable from the General Improvement Fund or its successor
25 fund or fund accounts, for the Arkansas Department of Environmental Quality,
26 the following:

27 (A) Effective July 1, 2003, the balance of the appropriation provided in
28 Item (A) of Section 1 of Act 343 of 2001, for contract services to complete
29 the Total Maximum Daily Load (TMDL) for all impaired waters of the State to
30 meet the water quality standards of the Federal Clean Water Act, in a sum not
31 to exceed\$400,000.
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33 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
34 obligations otherwise incurred in relation to the project or projects
35 described herein in excess of the State Treasury funds actually available
36 therefor as provided by law. Provided, however, that institutions and



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

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

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

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 25 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
 26 Assembly, that the Constitution of the State of Arkansas prohibits the
 27 appropriation of funds for more than a two (2) year period; that previous
 28 General Assemblies have provided appropriations for the projects provided or
 29 enumerated in this act; that certain appropriations will expire before the
 30 adjournment of the General Assembly; and that if such appropriations expire,
 31 the projects and programs authorized herein will cease thereby depriving the
 32 citizens of the State of the benefits to be derived from such projects.
 33 Therefore, an emergency is hereby declared to exist and this Act being
 34 necessary for the immediate preservation of the public peace, health and
 35 safety shall be in full force and effect from and after July 1, 2003.