

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 86th General Assembly  
3 Regular Session, 2007

# A Bill

SENATE BILL 418

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
10 DEPARTMENT OF ENVIRONMENTAL QUALITY - NON-  
11 HAZARDOUS SITE CLEAN UP; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14  
15 AN ACT FOR THE ARKANSAS DEPARTMENT OF  
16 ENVIRONMENTAL QUALITY - APPROPRIATION.  
17  
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
20

21 SECTION 1. APPROPRIATION - NON-HAZARDOUS SITE CLEAN UP. There is hereby  
22 appropriated, to the Arkansas Department of Environmental Quality, to be  
23 payable from the ADEQ Environmental Settlement Trust Fund, for expenses of  
24 the Arkansas Department of Environmental Quality, for clean up activities of  
25 non-hazardous sites, the sum of .....\$350,000.  
26

27 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
29 TRANSFER AND COST RECOVERY. The Arkansas Department of Environmental Quality  
30 may transfer funds in an amount not to exceed one hundred fifty thousand  
31 dollars (\$150,000) from the Small Business Revolving Loan Fund to the ADEQ  
32 Environmental Settlement Trust Fund as needed to provide for the  
33 appropriation authorized in Section 1 of this act. The Arkansas Department  
34 of Environmental Quality shall seek cost recovery from parties responsible  
35 for damages to the environment that dictate the use of the appropriation  
36 authorized in Section 1 of this act, as well as any other funds spent by a



1 governmental entity to remediate such non-hazardous sites.

2  
3 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
4 by this act shall be limited to the appropriation for such agency and funds  
5 made available by law for the support of such appropriations; and the  
6 restrictions of the State Procurement Law, the General Accounting and  
7 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
8 Procedures and Restrictions Act, or their successors, and other fiscal  
9 control laws of this State, where applicable, and regulations promulgated by  
10 the Department of Finance and Administration, as authorized by law, shall be  
11 strictly complied with in disbursement of said funds.

12  
13 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
14 that any funds disbursed under the authority of the appropriations contained  
15 in this act shall be in compliance with the stated reasons for which this act  
16 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
17 and Legislative Recommendations contained in the budget manuals prepared by  
18 the Department of Finance and Administration, letters, or summarized oral  
19 testimony in the official minutes of the Arkansas Legislative Council or  
20 Joint Budget Committee which relate to its passage and adoption.

21  
22 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
23 Assembly, that the Constitution of the State of Arkansas prohibits the  
24 appropriation of funds for more than a two (2) year period; that the  
25 effectiveness of this Act on the date of its passage and approval is  
26 essential to the operation of the agency for which the appropriations in this  
27 Act are provided, and that in the event of an extension of the Regular  
28 Session, the delay in the effective date of this Act beyond the date of its  
29 passage and approval could work irreparable harm upon the proper  
30 administration and provision of essential governmental programs. Therefore,  
31 an emergency is hereby declared to exist and this Act being necessary for the  
32 immediate preservation of the public peace, health and safety shall be in  
33 full force and effect from and after the date of its passage and approval.  
34 If the bill is neither approved nor vetoed by the Governor, it shall become  
35 effective on the expiration of the period of time during which the Governor  
36 may veto the bill. If the bill is vetoed by the Governor and the veto is

1 overridden, it shall become effective on the date the last house overrides  
2 the veto.

3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36