

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 1195

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
11 NATURAL RESOURCES COMMISSION FOR THE FISCAL YEAR
12 ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS NATURAL
16 RESOURCES COMMISSION APPROPRIATION FOR
17 THE 2009-2010 FISCAL YEAR.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
24 the Arkansas Natural Resources Commission for the 2009-2010 fiscal year, the
25 following maximum number of regular employees whose salaries shall be
26 governed by the provisions of the Uniform Classification and Compensation Act
27 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
28 thereto. Provided, however, that any position to which a specific maximum
29 annual salary is set out herein in dollars, shall be exempt from the
30 provisions of said Uniform Classification and Compensation Act. All persons
31 occupying positions authorized herein are hereby governed by the provisions
32 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
33 101), or its successor.
34

35 Maximum Annual
36 Maximum Salary Rate



1	Item	Class		No. of	Fiscal Year
2	No.	Code	Title	Employees	2009-2010
3	(1)	U043U	ANRC EXECUTIVE DIRECTOR	1	\$101,580
4	(2)	G003C	ANRC DEPUTY DIRECTOR	1	GRADE C130
5	(3)	A010C	AGENCY CONTROLLER II	1	GRADE C128
6	(4)	B006C	ANRC CONSERVATION DIVISION CHIEF	1	GRADE C128
7	(5)	B005C	ANRC WATER DEVELOPMENT DIVISION MAN	1	GRADE C128
8	(6)	B004C	ANRC WATER RESOURCES DIVISION MANAG	1	GRADE C128
9	(7)	G025C	ATTORNEY SUPERVISOR	1	GRADE C127
10	(8)	G047C	ATTORNEY SPECIALIST	1	GRADE C126
11	(9)	B015C	ENGINEER SUPERVISOR	3	GRADE C126
12	(10)	G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
13	(11)	B023C	ENGINEER, P.E.	7	GRADE C124
14	(12)	D040C	GIS ANALYST	1	GRADE C123
15	(13)	B035C	GEOLOGY SUPERVISOR	1	GRADE C122
16	(14)	B042C	ENGINEER	2	GRADE C121
17	(15)	G109C	GRANTS MANAGER	3	GRADE C121
18	(16)	B043C	PROFESSIONAL GEOLOGIST	3	GRADE C121
19	(17)	B041C	STATE CLIMATOLOGIST	1	GRADE C121
20	(18)	G126C	FINANCE PROGRAM COORDINATOR	1	GRADE C120
21	(19)	B059C	ANRC PROGRAM COORDINATOR	17	GRADE C119
22	(20)	D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE C119
23	(21)	B065C	ECOLOGIST	2	GRADE C119
24	(22)	G147C	GRANTS COORDINATOR	2	GRADE C119
25	(23)	B060C	LAND RESOURCE SPECIALIST SUPERVISOR	1	GRADE C119
26	(24)	G145C	RURAL CONST GRANT/FINANCIAL OFFICER	8	GRADE C119
27	(25)	G180C	GRANTS ANALYST	3	GRADE C117
28	(26)	R025C	HUMAN RESOURCES ANALYST	1	GRADE C117
29	(27)	A089C	ACCOUNTANT I	1	GRADE C116
30	(28)	X129C	CONSTRUCTION INSPECTOR	2	GRADE C116
31	(29)	P027C	PUBLIC INFORMATION SPECIALIST	2	GRADE C116
32	(30)	C037C	ADMINISTRATIVE ANALYST	2	GRADE C115
33	(31)	A091C	FISCAL SUPPORT ANALYST	2	GRADE C115
34	(32)	B093C	LAND RESOURCE SPECIALIST	6	GRADE C115
35	(33)	V015C	PURCHASING SPECIALIST	1	GRADE C115
36	(34)	A093C	STATISTICIAN	1	GRADE C114

1	(35) C056C ADMINISTRATIVE SPECIALIST III	9	GRADE C112
2	(36) C073C ADMINISTRATIVE SPECIALIST II	<u>2</u>	GRADE C109
3	MAX. NO. OF EMPLOYEES	94	

4

5 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the

6 Arkansas Natural Resources Commission - Operations for the 2009-2010 fiscal

7 year, the following maximum number of part-time or temporary employees, to be

8 known as "Extra Help", payable from funds appropriated herein for such

9 purposes: eight (8) temporary or part-time employees, when needed, at rates

10 of pay not to exceed those provided in the Uniform Classification and

11 Compensation Act, or its successor, or this act for the appropriate

12 classification.

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14 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,

15 to the Arkansas Natural Resources Commission, to be payable from the

16 Miscellaneous Agencies Fund Account, for personal services and operating

17 expenses of the Arkansas Natural Resources Commission for the fiscal year

18 ending June 30, 2010, the following:

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2009-2010</u>
22	(01) REGULAR SALARIES	\$ 1,420,848
23	(02) EXTRA HELP	1,200
24	(03) PERSONAL SERVICES MATCHING	408,754
25	(04) MAINT. & GEN. OPERATION	
26	(A) OPER. EXPENSE	400,379
27	(B) CONF. & TRAVEL	10,165
28	(C) PROF. FEES	0
29	(D) CAP. OUTLAY	0
30	(E) DATA PROC.	0
31	(05) CONSERVATION DISTRICT EXPENSE	939,990
32	(06) SURVEYS & INVESTIGATIONS	3,700
33	(07) WATER PLANNING	124,981
34	(08) RESEARCH PROJECT	<u>1,782</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,311,799</u>

36

1 SECTION 4. APPROPRIATION - NATURAL RESOURCES COMMISSION - CASH. There is
 2 hereby appropriated, to the Arkansas Natural Resources Commission, to be
 3 payable from the cash fund deposited in the State Treasury as determined by
 4 the Chief Fiscal Officer of the State, for personal services and operating
 5 expenses of the Arkansas Natural Resources Commission - Cash for the fiscal
 6 year ending June 30, 2010, the following:

8 ITEM	FISCAL YEAR
9 NO.	<u>2009-2010</u>
10 (01) REGULAR SALARIES	\$ 843,756
11 (02) EXTRA HELP	30,800
12 (03) PERSONAL SERVICES MATCHING	270,488
13 (04) MAINT. & GEN. OPERATION	
14 (A) OPER. EXPENSE	333,331
15 (B) CONF. & TRAVEL	22,000
16 (C) PROF. FEES	110,002
17 (D) CAP. OUTLAY	0
18 (E) DATA PROC.	0
19 (05) SOIL & WATER GRANTS & LOANS	6,093,517
20 (06) TRAINING/CONTRACT SERVICES	<u>105,000</u>
21 TOTAL AMOUNT APPROPRIATED	<u>\$ 7,808,894</u>

22
 23 SECTION 5. APPROPRIATION - DAM INVENTORY. There is hereby appropriated, to
 24 the Arkansas Natural Resources Commission, to be payable from the Federal
 25 Funds as designated by the Chief Fiscal Officer of the State, for personal
 26 services and operating expenses of the Arkansas Natural Resources Commission
 27 - Dam Inventory for the fiscal year ending June 30, 2010, the following:

29 ITEM	FISCAL YEAR
30 NO.	<u>2009-2010</u>
31 (01) REGULAR SALARIES	\$ 39,199
32 (02) PERSONAL SERVICES MATCHING	12,576
33 (03) MAINT. & GEN. OPERATION	
34 (A) OPER. EXPENSE	49,216
35 (B) CONF. & TRAVEL	17,000
36 (C) PROF. FEES	0

1	(D) CAP. OUTLAY	0
2	(E) DATA PROC.	0
3	(04) GRANTS AND AID - DAM SAFETY PROJECTS	<u>30,497</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 148,488</u>

5

6 SECTION 6. APPROPRIATION - FLOOD INSURANCE PROGRAM. There is hereby
 7 appropriated, to the Arkansas Natural Resources Commission, to be payable
 8 from the Federal Funds as designated by the Chief Fiscal Officer of the
 9 State, for personal services and operating expenses of the Arkansas Natural
 10 Resources Commission - Flood Insurance Program for the fiscal year ending
 11 June 30, 2010, the following:

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2009-2010</u>
15	(01) REGULAR SALARIES	\$ 64,805
16	(02) EXTRA HELP	10,000
17	(03) PERSONAL SERVICES MATCHING	23,365
18	(04) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	46,039
20	(B) CONF. & TRAVEL	22,571
21	(C) PROF. FEES	0
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	0
24	(05) GRANTS AND AID - MAP MODERNIZATION	
25	MANAGEMENT INITIATIVE	<u>170,000</u>
26	TOTAL AMOUNT APPROPRIATED	<u>\$ 336,780</u>

27

28 SECTION 7. APPROPRIATION - WATER QUALITY PLAN IMPLEMENTATION. There is
 29 hereby appropriated, to the Arkansas Natural Resources Commission, to be
 30 payable from the Miscellaneous Agencies Fund Account, for personal services
 31 and operating expenses of the Arkansas Natural Resources Commission - Water
 32 Quality Plan Implementation for the fiscal year ending June 30, 2010, the
 33 following:

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2009-2010</u>

1	(01) REGULAR SALARIES	\$	235,000
2	(02) PERSONAL SERVICES MATCHING		70,317
3	(03) MAINT. & GEN. OPERATION		
4	(A) OPER. EXPENSE		3,200
5	(B) CONF. & TRAVEL		1,000
6	(C) PROF. FEES		0
7	(D) CAP. OUTLAY		0
8	(E) DATA PROC.		0
9	(04) WATER QUALITY MATCH GRANTS		742,000
10	(05) WATER QUALITY TECHNICIAN		<u>750,000</u>
11	TOTAL AMOUNT APPROPRIATED	\$	<u>1,801,517</u>

12

13 SECTION 8. APPROPRIATION - WATER, WASTE DISPOSAL, AND POLLUTION ABATEMENT
 14 PROGRAM. There is hereby appropriated, to the Arkansas Natural Resources
 15 Commission, to be payable from the Water, Waste Disposal, Pollution
 16 Abatement, Administrative and Research Facilities Construction Fund, for
 17 personal services and operating expenses of the Arkansas Natural Resources
 18 Commission - Water, Waste Disposal, and Pollution Abatement Program for the
 19 fiscal year ending June 30, 2010, the following:

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21	ITEM		FISCAL YEAR
22	<u>NO.</u>		<u>2009-2010</u>
23	(01) REGULAR SALARIES	\$	216,192
24	(02) PERSONAL SERVICES MATCHING		66,728
25	(03) MAINT. & GEN. OPERATION		
26	(A) OPER. EXPENSE		4,400
27	(B) CONF. & TRAVEL		0
28	(C) PROF. FEES		0
29	(D) CAP. OUTLAY		0
30	(E) DATA PROC.		0
31	(04) PROJECT DISBURSEMENTS		<u>45,000,000</u>
32	TOTAL AMOUNT APPROPRIATED	\$	<u>45,287,320</u>

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34 SECTION 9. APPROPRIATION - NONPOINT SOURCE POLLUTION CONTROL PROGRAM.
 35 There is hereby appropriated, to the Arkansas Natural Resources Commission,
 36 to be payable from the Federal Funds as designated by the Chief Fiscal

1 Officer of the State, for personal services and operating expenses of the
 2 Arkansas Natural Resources Commission - Nonpoint Source Pollution Control
 3 Program for the fiscal year ending June 30, 2010, the following:

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2009-2010</u>
7 (01) REGULAR SALARIES	\$ 611,944
8 (02) EXTRA HELP	25,000
9 (03) PERSONAL SERVICES MATCHING	198,703
10 (04) MAINT. & GEN. OPERATION	
11 (A) OPER. EXPENSE	294,334
12 (B) CONF. & TRAVEL	50,000
13 (C) PROF. FEES	100,000
14 (D) CAP. OUTLAY	51,000
15 (E) DATA PROC.	0
16 (05) NONPOINT SOURCE POLLUTION GRANTS	<u>5,642,276</u>
17 TOTAL AMOUNT APPROPRIATED	<u>\$ 6,973,257</u>

18
 19 SECTION 10. APPROPRIATION - RED RIVER LEVEE REHABILITATION PROJECT. There
 20 is hereby appropriated, to the Arkansas Natural Resources Commission, to be
 21 payable from the Red River Waterways Project Trust Fund, for expenses of a
 22 navigation feasibility study in conjunction with the Corp of Engineers on a
 23 cost sharing basis; the purchase of mitigation lands; and for acquisition of
 24 right-of-way and relocation utilities for a levee rehabilitation project for
 25 the Red River by the Arkansas Natural Resources Commission - Red River Levee
 26 Rehabilitation Project for the fiscal year ending June 30, 2010, the
 27 following:

29 ITEM	FISCAL YEAR
30 <u>NO.</u>	<u>2009-2010</u>
31 (01) REGULAR SALARIES	\$ 111,158
32 (02) PERSONAL SERVICES MATCHING	36,498
33 (03) PROJECT COST-SHARE GRANTS	2,000,000
34 (04) STUDY EXPENSES	<u>686,414</u>
35 TOTAL AMOUNT APPROPRIATED	<u>\$ 2,834,070</u>

36

SECTION 11. APPROPRIATION - CONSTRUCTION ASSISTANCE REVOLVING LOAN FUND PROGRAM. There is hereby appropriated, to the Arkansas Natural Resources Commission, to be payable from the Federal Funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Natural Resources Commission - Construction Assistance Revolving Loan Fund Program for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) REGULAR SALARIES	\$ 669,592
(02) PERSONAL SERVICES MATCHING	199,092
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	182,404
(B) CONF. & TRAVEL	7,219
(C) PROF. FEES	13,500
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,071,807</u>

SECTION 12. APPROPRIATION - BEAVER ERADICATION PROGRAM. There is hereby appropriated, to the Arkansas Natural Resources Commission, to be payable from the Miscellaneous Agencies Fund Account, for grants to the conservation districts for beaver control programs within the districts of the Arkansas Natural Resources Commission - Beaver Eradication Program for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) GRANTS FOR BEAVER CONTROL PROGRAMS	<u>\$ 150,000</u>

SECTION 13. APPROPRIATION - GRANTS & ATTORNEY SERVICES. There is hereby appropriated, to the Arkansas Natural Resources Commission, to be payable from the Miscellaneous Agencies Fund Account, for operating expenses of the Arkansas Natural Resources Commission - Grants and Attorney Services for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) RIVER BASIN COMPACT	\$ 40,820
(02) LEGAL COUNSEL	5,871
(03) COMMITTEE/COMMISSION EXPENSES	10,000
(04) CONSERVATION PROJECTS	3,500
(05) ARKANSAS RIVER COMPACT	17,100
(06) RED RIVER COMPACT	<u>11,210</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 88,501</u>

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11 SECTION 14. APPROPRIATION - RURAL FIRE PROTECTION PROGRAM. There is hereby
 12 appropriated, to the Arkansas Natural Resources Commission, to be payable
 13 from the Miscellaneous Agencies Fund Account, for operating expenses of the
 14 Arkansas Natural Resources Commission - Rural Fire Protection Program for the
 15 fiscal year ending June 30, 2010, the following:

16

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) RURAL FIRE PROTECTION PROGRAM	<u>\$ 1,100,000</u>

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21 SECTION 15. APPROPRIATION - CONSERVATION DISTRICT PROGRAM GRANTS. There is
 22 hereby appropriated, to the Arkansas Natural Resources Commission, to be
 23 payable from the Miscellaneous Agencies Fund Account, for grants to
 24 conservation districts of the Arkansas Natural Resources Commission -
 25 Conservation District Program Grants for the fiscal year ending June 30,
 26 2010, the following:

27

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) GRANTS TO CONSERVATION DISTRICTS	<u>\$ 250,000</u>

31

32 SECTION 16. APPROPRIATION - WATER RESEARCH. There is hereby appropriated,
 33 to the Arkansas Natural Resources Commission, to be payable from the
 34 Miscellaneous Agencies Fund Account, for operating expenses of the Arkansas
 35 Natural Resources Commission - Water Research for the fiscal year ending June
 36 30, 2010, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) WATER RESEARCH/CONTRACT	<u>\$ 40,800</u>

SECTION 17. APPROPRIATION - CONSERVATION DISTRICT CLERKS' INSURANCE. There is hereby appropriated, to the Arkansas Natural Resources Commission, to be payable from the Miscellaneous Agencies Fund Account, for personal services matching of the Arkansas Natural Resources Commission - Conservation District Clerks' Insurance for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) MEDICAL INSURANCE MATCHING	<u>\$ 408,000</u>

SECTION 18. APPROPRIATION - WATER, SEWER, AND SOLID WASTE - REVOLVING. There is hereby appropriated, to the Arkansas Natural Resources Commission, to be payable from the Water, Sewer and Solid Waste Revolving Fund, for water, sewer, and solid waste grants of the Arkansas Natural Resources Commission - Water, Sewer, and Solid Waste - Revolving for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) WATER, SEWER AND SOLID WASTE GRANTS & AID	<u>\$ 5,000,000</u>

SECTION 19. APPROPRIATION - WATER, SEWER, AND SOLID WASTE - STATE. There is hereby appropriated, to the Arkansas Natural Resources Commission, to be payable from the Miscellaneous Agencies Fund Account, for water, sewer, and solid waste grants or loans that will be repaid to Water, Sewer, and Solid Waste - Revolving appropriation of the Arkansas Natural Resources Commission - Water, Sewer, and Solid Waste - State for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2009-2010</u>
2	(01) WATER, SEWER AND SOLID WASTE GRANTS	\$ <u>736,219</u>

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4 SECTION 20. APPROPRIATION - OUACHITA RIVER WATERWAYS PROJECTS. There is

5 hereby appropriated, to the Arkansas Natural Resources Commission, to be

6 payable from the Ouachita River Waterways Project Trust Fund, for project

7 expenses of the Ouachita River Waterways Project of the Arkansas Natural

8 Resources Commission for the fiscal year ending June 30, 2010, the following:

10	ITEM	FISCAL YEAR
11		
12	<u>NO.</u>	<u>2009-2010</u>
13	(01) OUACHITA RIVER WATERWAYS PROJECTS	\$ <u>81,525</u>

14

15 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

17 PROVISION. At the end of each fiscal year, the Chief Fiscal Officer of the

18 State shall authorize the transfer of obligated water, sewer, and solid waste

19 funds, as provided in the ~~2007-2009 biennial~~ appropriation act for the

20 Natural Resources Commission in the appropriation entitled "Water, Sewer and

21 Solid Waste - State", from the Miscellaneous Agencies Fund Account, to the

22 Water, Sewer and Solid Waste Revolving Fund.

23 The provisions of this section shall be in effect only from July 1,

24 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

25

26 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY

28 FORWARD. At the end of each fiscal year, the Chief Fiscal Officer of the

29 State shall authorize the carry forward of funds to support the amount of

30 obligated grants that are certified by the Natural Resources Commission for

31 Matching Grants in the appropriation entitled "Water Quality Plan

32 Implementation". ~~Any unexpended balance of appropriation authorized for~~

33 ~~"Water Quality Plan Implementation" which remains at the close of the fiscal~~

34 ~~year ending June 30, 2008, shall be carried forward and made available for~~

35 ~~the same purpose for the fiscal year ending June 30, 2009.~~

36 Any carry forward of unexpended balance of ~~appropriation and/or~~ funding as

1 authorized herein, may be carried forward under the following conditions:

2 (1) Prior to June 30, ~~2008~~ 2010 the Agency shall by written statement set
 3 forth its reason(s) for the need to carry forward said ~~appropriation and/or~~
 4 funding to the Department of Finance and Administration Office of Budget;

5 (2) The Department of Finance and Administration Office of Budget shall
 6 report to the Arkansas Legislative Council all amounts carried forward ~~from~~
 7 ~~the first fiscal year of the biennium to the second fiscal year of the~~
 8 ~~biennium~~ by the September Arkansas Legislative Council or Joint Budget
 9 Committee meeting ~~in the second fiscal year of the biennial period~~ which
 10 report shall include the name of the Agency, Board, Commission or Institution
 11 and the amount of the ~~appropriation and/or~~ funding carried forward from the
 12 first fiscal year to the second fiscal year, the program name or line item,
 13 the funding source of that appropriation and a copy of the written request
 14 set forth in (1) above;

15 (3) Each Agency, Board, Commission or Institution shall provide a written
 16 report to the Arkansas Legislative Council or Joint Budget Committee
 17 containing all information set forth in item (2) above, along with a written
 18 statement as to the current status of the project, contract, purpose etc. for
 19 which the carry forward was originally requested no later than thirty (30)
 20 days prior to the time the Agency, Board, Commission or Institution presents
 21 its budget request to the Arkansas Legislative Council/Joint Budget
 22 Committee; and

23 (4) Thereupon, the Department of Finance and Administration shall include
 24 all information obtained in item (3) above in the ~~biennial~~ budget manuals
 25 and/or a statement of non-compliance by the Agency, Board, Commission or
 26 Institution.

27
 28 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
 30 FORWARD. At the end of the fiscal year, the Chief Fiscal Officer of the
 31 State shall authorize the carry forward of funds to support the amount of
 32 obligated grants that are certified by the Natural Resources Commission for
 33 Water Quality Technicians in the appropriation entitled "Water Quality Plan
 34 Implementation". ~~Any unexpended balance of appropriation authorized for~~
 35 ~~"Water Quality Plan Implementation" which remains at the close of the fiscal~~
 36 ~~year ending June 30, 2008, shall be carried forward and made available for~~

~~the same purpose for the fiscal year ending June 30, 2009.~~

Any carry forward of unexpended balance of ~~appropriation and/or~~ funding as authorized herein, may be carried forward under the following conditions:

(1) Prior to June 30, ~~2008~~ 2010 the Agency shall by written statement set forth its reason(s) for the need to carry forward said ~~appropriation and/or~~ funding to the Department of Finance and Administration Office of Budget;

(2) The Department of Finance and Administration Office of Budget shall report to the Arkansas Legislative Council all amounts carried forward ~~from the first fiscal year of the biennium to the second fiscal year of the biennium~~ by the September Arkansas Legislative Council or Joint Budget Committee meeting ~~in the second fiscal year of the biennial period~~ which report shall include the name of the Agency, Board, Commission or Institution and the amount of the ~~appropriation and/or~~ funding carried forward from the first fiscal year to the second fiscal year, the program name or line item, the funding source of that appropriation and a copy of the written request set forth in (1) above;

(3) Each Agency, Board, Commission or Institution shall provide a written report to the Arkansas Legislative Council or Joint Budget Committee containing all information set forth in item (2) above, along with a written statement as to the current status of the project, contract, purpose etc. for which the carry forward was originally requested no later than thirty (30) days prior to the time the Agency, Board, Commission or Institution presents its budget request to the Arkansas Legislative Council/Joint Budget Committee; and

(4) Thereupon, the Department of Finance and Administration shall include all information obtained in item (3) above in the ~~biennial~~ budget manuals and/or a statement of non-compliance by the Agency, Board, Commission or Institution.

SECTION 24. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by

1 the Department of Finance and Administration, as authorized by law, shall be
2 strictly complied with in disbursement of said funds.

3
4 SECTION 25. LEGISLATIVE INTENT. It is the intent of the General Assembly
5 that any funds disbursed under the authority of the appropriations contained
6 in this act shall be in compliance with the stated reasons for which this act
7 was adopted, as evidenced by the Agency Requests, Executive Recommendations
8 and Legislative Recommendations contained in the budget manuals prepared by
9 the Department of Finance and Administration, letters, or summarized oral
10 testimony in the official minutes of the Arkansas Legislative Council or
11 Joint Budget Committee which relate to its passage and adoption.

12
13 SECTION 26. EMERGENCY CLAUSE. It is found and determined by the General
14 Assembly, that the Constitution of the State of Arkansas prohibits the
15 appropriation of funds for more than a one (1) year period; that the
16 effectiveness of this Act on July 1, 2009 is essential to the operation of
17 the agency for which the appropriations in this Act are provided, and that in
18 the event of an extension of the Regular Session, the delay in the effective
19 date of this Act beyond July 1, 2009 could work irreparable harm upon the
20 proper administration and provision of essential governmental programs.
21 Therefore, an emergency is hereby declared to exist and this Act being
22 necessary for the immediate preservation of the public peace, health and
23 safety shall be in full force and effect from and after July 1, 2009.