

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015

# A Bill

SENATE BILL 393

4  
5 By: Senator J. Woods  
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## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
9 DEPARTMENT OF ENVIRONMENTAL QUALITY FOR GRANTS; AND  
10 FOR OTHER PURPOSES.

## Subtitle

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13 AN ACT FOR THE ARKANSAS DEPARTMENT OF  
14 ENVIRONMENTAL QUALITY GENERAL IMPROVEMENT  
15 APPROPRIATION.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. APPROPRIATION - GRANTS. There is hereby appropriated, to  
22 the Arkansas Department of Environmental Quality, to be payable from the  
23 General Improvement Fund or its successor fund or fund accounts, the  
24 following:

25 (A) for a grant for a pilot program for personal services and operating  
26 expenses, research, testing, commercial plant design, equipment acquisition,  
27 site development, infrastructure costs, construction, regulatory compliance,  
28 product marketing for separating all the components that make up roofing  
29 shingles, including the asphalt cement, so they can be recovered, recycled  
30 and sold to reduce the amount of material going into the waste stream and  
31 landfills, in a sum not to exceed.....\$250,000.  
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33 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

35 Notwithstanding any other rules, regulations or provision of law to the  
36 contrary the appropriations authorized in this Act shall not be restricted by



1 requirements that may be applicable to other programs currently administered.  
2 New rules and regulations may be adopted to carry out the intent of the  
3 General Assembly regarding the appropriations authorized in this Act.

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5 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USED  
7 ASPHALT SHINGLE RECYCLING GRANTS.

8 (a) Used asphalt shingle recycling grants must be awarded on the basis  
9 of written grant request proposals submitted to and approved by the Arkansas  
10 Department of Environmental Quality.

11 (b) Grant requests shall be considered based upon the following  
12 criteria:

13 (1) The development of sustained processes for recovery, recycling,  
14 and demanufacturing of used shingles; and

15 (2) Minimization and elimination of substantial volumes of this  
16 material as waste.

17 The provisions of this section shall be in effect only from July 1,  
18 2015 through June 30, 2016.

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20 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
21 obligations otherwise incurred in relation to the project or projects  
22 described herein in excess of the State Treasury funds actually available  
23 therefor as provided by law. Provided, however, that institutions and  
24 agencies listed herein shall have the authority to accept and use grants and  
25 donations including Federal funds, and to use its unobligated cash income or  
26 funds, or both available to it, for the purpose of supplementing the State  
27 Treasury funds for financing the entire costs of the project or projects  
28 enumerated herein. Provided further, that the appropriations and funds  
29 otherwise provided by the General Assembly for Maintenance and General  
30 Operations of the agency or institutions receiving appropriation herein shall  
31 not be used for any of the purposes as appropriated in this act.

32 (B) The restrictions of any applicable provisions of the State Purchasing  
33 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
34 Stabilization Law and any other applicable fiscal control laws of this State  
35 and regulations promulgated by the Department of Finance and Administration,  
36 as authorized by law, shall be strictly complied with in disbursement of any

1 funds provided by this act unless specifically provided otherwise by law.

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

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12 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
13 Assembly, that the Constitution of the State of Arkansas prohibits the  
14 appropriation of funds for more than a one (1) year period; that the  
15 effectiveness of this Act on July 1, 2015 is essential to the operation of  
16 the agency for which the appropriations in this Act are provided, and that in  
17 the event of an extension of the legislative session, the delay in the  
18 effective date of this Act beyond July 1, 2015 could work irreparable harm  
19 upon the proper administration and provision of essential governmental  
20 programs. Therefore, an emergency is hereby declared to exist and this Act  
21 being necessary for the immediate preservation of the public peace, health  
22 and safety shall be in full force and effect from and after July 1, 2015.