

State of Arkansas  
91st General Assembly  
Regular Session, 2017

# A Bill

SENATE BILL 461

By: Senator Teague

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
NATURAL RESOURCES COMMISSION FOR GENERAL IMPROVEMENT  
PROJECTS AND FUNDING TRANSFER; AND FOR OTHER  
PURPOSES.

## Subtitle

AN ACT FOR THE ARKANSAS NATURAL RESOURCES  
COMMISSION - GENERAL IMPROVEMENT PROJECTS  
GENERAL IMPROVEMENT APPROPRIATION.

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

SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS AND FUNDING  
TRANSFER. There is hereby appropriated, to the Arkansas Natural Resources  
Commission, to be payable from the General Improvement Fund or its successor  
fund or fund accounts, the following:

(A) for a transfer to the Red River Waterways Project Trust Fund for  
costs associated with the Red River Waterway project, in a sum not to exceed  
.....\$10,000,000.

(B) for grants and loans for construction, repairs, purchase of  
equipment, land acquisition, fees, administrative costs, operating,  
improvements, professional fees and services, in a sum not to exceed  
.....\$10,000,000.

(C) for grants for construction, repairs, purchase of equipment, land  
acquisition, fees, administrative costs, operating, improvements,  
professional fees and services and other related costs for water and waste  
water projects, levee repair, rehabilitation and maintenance projects, flood



1 control and drainage projects, fire protection services, and irrigation  
2 projects, in a sum not to exceed.....\$10,000,000.

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4 SECTION 2. APPROPRIATION - RED RIVER WATERWAY PROJECT. There is hereby  
5 appropriated, to the Arkansas Natural Resources Commission, to be payable  
6 from the Red River Waterways Project Trust Fund, the following:

7 (A) for costs associated with the Red River Waterway project, in a sum  
8 not to exceed.....\$10,000,000.

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10 SECTION 3. SPECIAL LANGUAGE. Notwithstanding any other rules,  
11 regulations or provision of law to the contrary the appropriations authorized  
12 in this Act shall not be restricted by requirements that may be applicable to  
13 other programs currently administered. New rules and regulations may be  
14 adopted to carry out the intent of the General Assembly regarding the  
15 appropriations authorized in this Act.

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

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

1           SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
2 Assembly that any funds disbursed under the authority of the appropriations  
3 contained in this act shall be in compliance with the stated reasons for  
4 which this act was adopted, as evidenced by the Agency Requests, Executive  
5 Recommendations and Legislative Recommendations contained in the budget  
6 manuals prepared by the Department of Finance and Administration, letters, or  
7 summarized oral testimony in the official minutes of the Arkansas Legislative  
8 Council or Joint Budget Committee which relate to its passage and adoption.  
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10           SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
11 Assembly, that the Constitution of the State of Arkansas prohibits the  
12 appropriation of funds for more than a one (1) year period; that the  
13 effectiveness of this Act on July 1, 2017 is essential to the operation of  
14 the agency for which the appropriations in this Act are provided, and that in  
15 the event of an extension of the legislative session, the delay in the  
16 effective date of this Act beyond July 1, 2017 could work irreparable harm  
17 upon the proper administration and provision of essential governmental  
18 programs. Therefore, an emergency is hereby declared to exist and this Act  
19 being necessary for the immediate preservation of the public peace, health  
20 and safety shall be in full force and effect from and after July 1, 2017.  
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