

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

# A Bill

HOUSE BILL 1580

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

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

## Subtitle

14 AN ACT FOR THE ARKANSAS DEPARTMENT OF  
15 ENVIRONMENTAL QUALITY CAPITAL IMPROVEMENT  
16 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 - DEVELOPMENT AND ENHANCEMENT. There is  
22 hereby appropriated, to the Arkansas Department of Environmental Quality, to  
23 be payable from the Development and Enhancement Fund, the following:

24 (A) for state investment for vital infrastructure for public buildings,  
25 water treatment systems, environmental concerns, energy needs,  
26 telecommunications, water and sewer systems, in a sum not to exceed  
27 .....\$10,000,000.

28 (B) for construction, renovation, maintenance, equipment, grants,  
29 loans, personal services, and operating expenses for projects that protect,  
30 enhance, and/or restore the environment, in a sum not to exceed  
31 .....\$40,000,000.  
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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  
 10 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
 11 Revenue Stabilization Law and any other applicable fiscal control laws of  
 12 this State and regulations promulgated by the Department of Finance and  
 13 Administration, as authorized by law, shall be strictly complied with in  
 14 disbursement of any funds provided by this act unless specifically provided  
 15 otherwise by law.

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

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 26 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
 27 Assembly, that the Constitution of the State of Arkansas prohibits the  
 28 appropriation of funds for more than a one (1) year period; that the  
 29 effectiveness of this Act on July 1, 2019 is essential to the operation of  
 30 the agency for which the appropriations in this Act are provided, and that in  
 31 the event of an extension of the legislative session, the delay in the  
 32 effective date of this Act beyond July 1, 2019 could work irreparable harm  
 33 upon the proper administration and provision of essential governmental  
 34 programs. Therefore, an emergency is hereby declared to exist and this Act  
 35 being necessary for the immediate preservation of the public peace, health  
 36 and safety shall be in full force and effect from and after July 1, 2019.