

State of Arkansas  
93rd General Assembly  
Fiscal Session, 2022

# A Bill

HOUSE BILL 1088

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF  
ENERGY AND ENVIRONMENT - DIVISION OF ENVIRONMENTAL  
QUALITY; AND FOR OTHER PURPOSES.

### Subtitle

AN ACT FOR THE DEPARTMENT OF ENERGY AND  
ENVIRONMENT - DIVISION OF ENVIRONMENTAL  
QUALITY REAPPROPRIATION.

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

SECTION 1. REAPPROPRIATION - DEVELOPMENT AND ENHANCEMENT. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Development and Enhancement Fund, for the Department of Energy and Environment - Division of Environmental Quality the following:

(A) Effective July 1, 2022, the balance of the appropriation provided in Item (A) of Section 1 of Act 868 of 2021, for state investment for vital infrastructure for public buildings, water treatment systems, environmental concerns, energy needs, telecommunications, water and sewer systems, in a sum not to exceed .....\$10,000,000.

(B) Effective July 1, 2022, the balance of the appropriation provided in Item (B) of Section 1 of Act 868 of 2021, for construction, renovation, maintenance, equipment, grants, loans, personal services, and operating expenses for projects that protect, enhance, and/or restore the environment, in a sum not to exceed .....\$40,000,000.

(C) Effective July 1, 2022, the balance of the appropriation provided



in Item (C) of Section 1 of Act 868 of 2021, for state investment for infrastructure for public buildings, water treatment systems, environmental concerns, energy needs, telecommunications, water and sewer systems, in a sum not to exceed .....\$5,000,000.

SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor obligations otherwise incurred in relation to the project or projects described herein in excess of the State Treasury funds actually available therefor as provided by law. Provided, however, that institutions and agencies listed herein shall have the authority to accept and use grants and donations including Federal funds, and to use its unobligated cash income or funds, or both available to it, for the purpose of supplementing the State Treasury funds for financing the entire costs of the project or projects enumerated herein. Provided further, that the appropriations and funds otherwise provided by the General Assembly for Maintenance and General Operations of the agency or institutions receiving appropriation herein shall not be used for any of the purposes as appropriated in this act.

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

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

SECTION 4. EFFECTIVE DATE. This act is effective on and after July 1, 2022. **APPROVED: 2/25/22**