

State of Arkansas
76th General Assembly
Regular Session, 1987
By: Rep. Teague

HOUSE BILL 1690

"AN ACT TO AMEND SECTION 14 OF ACT 81 OF 1957, AS AMENDED, TO ADJUST THE FEES TO BE CHARGED BY THE ARKANSAS SOIL AND WATER CONSERVATION COMMISSION FOR A PERMIT GRANTED UNDER SECTION 6 OF ACT 81 OF 1957, AS AMENDED; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES."

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

SECTION 1. Section 14 of Act 81 of 1957, as amended, the same being Arkansas Statutes Annotated 21-1314, is hereby amended to read as follows:

"Section 14. Any person obtaining a permit under the provisions of Section 6 of this Act shall, in consideration therefor, pay to the Commission a fee equal to two cents (2_) per acre-foot of water which the dam involved is designed to impound, but not less than \$10.00 nor more than \$500.00, and the permit shall provide that the same fee shall be paid by that person to the Commission each year thereafter, during which the dam is maintained, on or before the anniversary date of the issuance of the permit. Provided, however, that the fee herein prescribed shall not apply to a single purpose floodwater retarding structure which is defined as an impoundment with capacity provided only for the sediment to be deposited during its effective life, and for the temporary detention of runoff water, with no capacity specifically provided for the storage of water for beneficial uses; and provided further, that the fee shall not apply to any structures which provide water storage capacity for recreation or fish and wildlife development purposes, and are installed-- either wholly or in part--under the Watershed Protection and Flood Prevention Act, Public Law 566 of the 83rd Congress as amended (16 U.S.C. §1001 et seq.), under the sponsorship of and with cost participation by the Arkansas Game and Fish Commission, the Department of Parks and Tourism, or other agencies of the State of Arkansas."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

