

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Joint Budget Committee**

# A Bill

**SENATE BILL**

## For An Act To Be Entitled

8 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE SOIL AND WATER  
10 CONSERVATION COMMISSION; AND FOR OTHER PURPOSES."

## Subtitle

13 "AN ACT FOR THE SOIL AND WATER CONSERVATION COMMISSION  
14 REAPPROPRIATION."

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

18 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
19 appropriated, to the Soil and Water Conservation Commission, to be payable  
20 from the General Improvement Fund or its successor fund or fund accounts, for  
21 the Soil and Water Conservation Commission, the following:

22 (A) Effective July 1, 1993, the balance of the appropriation provided  
23 in Item (A) of Section 1 of Act 1198 of 1991, for water development projects,  
24 in a sum not to exceed ..... \$1,275,000.

26 (B) Effective July 1, 1993, the balance of the appropriation provided  
27 in Item (B) of Section 1 of Act 1198 of 1991, for water, sewer, and solid  
28 waste projects, in a sum not to exceed ..... \$1,890,000.

30 (C) Effective July 1, 1993, the balance of the appropriation provided  
31 in Item (A) of Section 1 of Act 905 of 1991, for water development projects,  
32 in a sum not to exceed ..... \$27,253.

34 (D) Effective July 1, 1993, the balance of the appropriation provided  
35 in Item (B) of Section 1 of Act 905 of 1991, for water, sewer and solid waste

1 projects, in a sum not to exceed ..... \$24,000.

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3 (E) Effective July 1, 1993, the balance of the appropriation provided  
4 in Item (D) of Section 1 of Act 905 of 1991, for water development projects,  
5 in a sum not to exceed ..... \$5,338.

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7 (F) Effective July 1, 1993, the balance of the appropriation provided  
8 in Item (E) of Section 1 of Act 905 of 1991, for water, sewer and solid waste  
9 projects, in a sum not to exceed ..... \$445,804.

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

23 (B) Any restrictions contained in the Acts enumerated in the  
24 reappropriation sections of this Act, the restrictions of any applicable  
25 provisions of the State Purchasing Law, the General Accounting and Budgetary  
26 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal  
27 control laws of this State and regulations promulgated by the Department of  
28 Finance and Administration, as authorized by law, shall be strictly complied  
29 with in disbursement of any funds provided by this Act unless specifically  
30 provided otherwise by law.

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32 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General  
33 Assembly that any funds disbursed under the authority of the appropriations  
34 contained in this Act shall be in compliance with the stated reasons for which  
35 this Act was adopted, as evidenced by the Agency Requests, Executive

1 Recommendations and Legislative Recommendations contained in the budget  
2 manuals prepared by the Department of Finance and Administration, letters, or  
3 summarized oral testimony in the official minutes of the Arkansas Legislative  
4 Council or Joint Budget Committee which relate to its passage and adoption.

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6 SECTION 4. CODE. All provisions of this Act of a general and permanent  
7 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
8 Code Revision Commission shall incorporate the same in the Code.

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10 SECTION 5. SEVERABILITY. If any provision of this Act or the  
11 application thereof to any person or circumstance is held invalid, such  
12 invalidity shall not affect other provisions or applications of the Act which  
13 can be given effect without the invalid provision or application, and to this  
14 end the provisions of this Act are declared to be severable.

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16 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict  
17 with this Act are hereby repealed.

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19 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the  
20 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
21 prohibits the appropriation of funds for more than a two (2) year period; that  
22 previous General Assemblies have provided appropriations for the projects  
23 provided enumerated in this act; that certain appropriations will expire  
24 before the adjournment of the General Assembly; and that if such  
25 appropriations expire, the projects and programs authorized herein will cease  
26 thereby depriving the citizens of the State of the benefits to be derived from  
27 such projects. Therefore, an emergency is hereby declared to exist and this  
28 Act being necessary for the immediate preservation of the public peace, health  
29 and safety shall be in full force and effect from and after the date of its  
30 passage and approval.

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