

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: S2/12/03 S2/17/03 S3/18/03

A Bill

SENATE BILL 147

5 By: Senator Glover
6 By: Representative L. Evans
7
8

For An Act To Be Entitled

10 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
11 SOIL AND WATER CONSERVATION COMMISSION FOR STATE
12 ASSISTANCE TO THE WHITE RIVER IRRIGATION
13 DISTRICT; AND FOR OTHER PURPOSES.
14
15

Subtitle

16 AN ACT FOR THE ARKANSAS SOIL AND WATER
17 CONSERVATION COMMISSION - STATE
18 ASSISTANCE TO THE WHITE RIVER IRRIGATION
19 DISTRICT GENERAL IMPROVEMENT
20 APPROPRIATION.
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22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. APPROPRIATIONS - WHITE RIVER IRRIGATION DISTRICT. There is
26 hereby appropriated, to the *Arkansas Soil and Water Conservation Commission*,
27 to be payable from the General Improvement Fund or its successor fund or fund
28 accounts, the following:

29 (A) For *administrative costs associated with the White River Irrigation*
30 *District*, the sum of\$400,000.
31

32 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

34 APPROPRIATION RESTRICTIONS. Funds appropriated in this Act shall be used
35 only for administration of On-Farm Conservation Projects and shall not be
36 used for any aspect of the Pumping Project or its distribution system. The



1 provisions of this section shall be in effect only from July 1, 2003 through
2 June 30, 2005.

3
4 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
5 obligations otherwise incurred in relation to the project or projects
6 described herein in excess of the State Treasury funds actually available
7 therefor as provided by law. Provided, however, that institutions and
8 agencies listed herein shall have the authority to accept and use grants and
9 donations including Federal funds, and to use its unobligated cash income or
10 funds, or both available to it, for the purpose of supplementing the State
11 Treasury funds for financing the entire costs of the project or projects
12 enumerated herein. Provided further, that the appropriations and funds
13 otherwise provided by the General Assembly for Maintenance and General
14 Operations of the agency or institutions receiving appropriation herein shall
15 not be used for any of the purposes as appropriated in this act.

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

22 (C) *The General Assembly recognizes the serious groundwater depletion and*
23 *aquifer protection problems in the Grand Prairie area and the need to*
24 *maintain irrigated agriculture, vital to the economy at a sustainable level.*
25 *Funds appropriated herein are to be used for general administrative purposes,*
26 *coordination, and fulfilling the irrigation district's responsibilities.*
27 *Funds will not be released unless federal funds are available through the*
28 *Grand Prairie Area Demonstration Project.*

29
30 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
31 that any funds disbursed under the authority of the appropriations contained
32 in this act shall be in compliance with the stated reasons for which this act
33 was adopted, as evidenced by the Agency Requests, Executive Recommendations
34 and Legislative Recommendations contained in the budget manuals prepared by
35 the Department of Finance and Administration, letters, or summarized oral
36 testimony in the official minutes of the Arkansas Legislative Council or

1 Joint Budget Committee which relate to its passage and adoption.

2
3 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
4 Assembly, that the Constitution of the State of Arkansas prohibits the
5 appropriation of funds for more than a two (2) year period; that the
6 effectiveness of this Act on July 1, 2003 is essential to the operation of
7 the agency for which the appropriations in this Act are provided, and that in
8 the event of an extension of the Regular Session, the delay in the effective
9 date of this Act beyond July 1, 2003 could work irreparable harm upon the
10 proper administration and provision of essential governmental programs.
11 Therefore, an emergency is hereby declared to exist and this Act being
12 necessary for the immediate preservation of the public peace, health and
13 safety shall be in full force and effect from and after July 1, 2003.

14 */s/ Glover*