

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Joint Budget Committee**

A Bill

ACT 1168 OF 1995
SENATE BILL 621

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE SOIL AND WATER
9 CONSERVATION COMMISSION FOR PROVIDING SUPPLEMENTAL LONG
10 TERM LOANS AND GRANTS TO ENTITIES OF GOVERNMENT; AND FOR
11 OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE SOIL AND WATER
15 CONSERVATION COMMISSION CAPITAL
16 IMPROVEMENT APPROPRIATION."

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

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

24 (A) For the various Water Development Fund water supply and water
25 research projects and efforts used to assist communities in the development of
26 water supplies, distribution systems, drainage, flood control systems and
27 water resources research, the sum of \$2,990,000.

29 (B) For the various Water, Sewer and Solid Waste Management Fund
30 Projects, providing water, sewer and solid waste services to communities
31 including the development of water, sewer and solid waste management systems,
32 the sum of \$3,079,200.

34 (C) For various projects of the Water Resources Cost Share Revolving
35 Fund Program which provides assistance to communities for financing water
36 resource projects, the sum of \$1,000,000.

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2 SECTION 2. TRANSFER PROVISION. Immediately upon approval of the
3 Governor, there is hereby authorized to be transferred upon the books and
4 records of the Chief Fiscal Officer of the State, the State Treasurer, and the
5 State Auditor, the sum of One Million Dollars (\$1,000,000) from the General
6 Improvement Fund to the Red River Waterways Project Trust Fund.

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

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

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

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SECTION 5. CODE. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 6. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the Eightieth General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1995 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1995 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1995.

APPROVED: 4-11-95

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