

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997  
4

# A Bill

ACT 473 OF 1997  
SENATE BILL 377

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION TO THE SOIL AND WATER  
10 CONSERVATION COMMISSION FOR PROVIDING LOANS AND GRANTS TO  
11 COMMUNITIES FOR WATER AND SEWER PROJECTS; AND FOR OTHER  
12 PURPOSES."  
13

## Subtitle

14 "AN ACT FOR THE SOIL AND WATER  
15 CONSERVATION COMMISSION CAPITAL  
16 IMPROVEMENT APPROPRIATION."  
17  
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the Soil  
22 and Water Conservation Commission, to be payable from the General Improvement  
23 Fund or its successor fund or fund accounts, the following:

24 (A) For various Drinking Water State Revolving Fund projects to assist  
25 communities in complying with the Safe Drinking Water Act, the sum of .....  
26 ..... \$2,000,000.  
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28 (B) For various Water Development Fund water supply and water research  
29 projects and efforts used to assist communities in the development of water  
30 supplies, distribution systems, drainage, flood control systems, and water  
31 resources research, the sum of ..... \$3,000,000  
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33 (C) For various Water, Sewer, and Solid Waste Management Fund Projects,  
34 providing water, sewer and solid waste services to communities including the  
35 development of water, sewer, and solid waste management systems, the sum of  
36 ..... \$3,000,000.

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2 (D) For various projects of the Water Resources Cost Share Revolving  
3 Fund Program which provides assistance to communities for financing water  
4 resources projects, the sum of ..... \$1,000,000.

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

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

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

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32 SECTION 4. 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 5. 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 6. 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 7. GENERAL REPEALER. All laws and parts of laws in conflict  
17 with this Act are hereby repealed.

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19 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the  
20 Eighty-First 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 the effectiveness of this Act on July 1, 1997 is essential to the operation of  
23 the agency for which the appropriations in this Act are provided, and that in  
24 the event of an extension of the Regular Session, the delay in the effective  
25 date of this Act beyond July 1, 1997 could work irreparable harm upon the  
26 proper administration and provision of essential governmental programs.  
27 Therefore, an emergency is hereby declared to exist and this Act being  
28 necessary for the immediate preservation of the public peace, health and  
29 safety shall be in full force and effect from and after July 1, 1997.

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APPROVED:3-12-97

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