

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

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State of Arkansas  
81st General Assembly  
Regular Session, 1997  
  
By: Senator Dowd

# A Bill

ACT 103 OF 1997  
SENATE BILL 23

## For An Act To Be Entitled

"AN ACT TO MAKE AN APPROPRIATION FOR VARIOUS PROJECTS,  
EXPENSES AND IMPROVEMENTS FOR THE RED RIVER FOR THE SOIL  
AND WATER CONSERVATION COMMISSION; TO AMEND ARKANSAS CODE  
TITLE 14, CHAPTER 118, SUBCHAPTER 2 PROVIDING FOR  
ADDITIONAL POWERS OF THE RED RIVER COMMISSION; AND FOR  
OTHER PURPOSES."

## Subtitle

"AN ACT FOR THE SOIL AND WATER  
CONSERVATION COMMISSION APPROPRIATION."

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

SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the Soil  
and Water Conservation Commission, to be payable from the Red River Waterways  
Project Trust Fund, for expenses of a feasibility study in conjunction with  
the Corps of Engineers on a cost sharing basis; the purchase of mitigation  
lands; and for acquisition of right-of-way and relocation of utilities for a  
levy rehabilitation project for the Red River, the sum of .....\$3,333,874.

SECTION 2. Arkansas Code Title 14, Chapter 118, Subchapter 2 is amended  
by adding the following new section:

"14-118-208. Additional powers.

(a) The Red River Commission may receive and use any federal, state or  
private funds, donations, and grants made available for the development, use  
and expansion of the Red River.

(b) The Commission may share in costs associated with the Red River  
Valley Association."

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2 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
3 authorized by this Act shall be limited to the appropriation for such agency  
4 and funds made available by law for the support of such appropriations; and  
5 the restrictions of the State Purchasing Law, the General Accounting and  
6 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
7 Procedures and Restrictions Act, or their successors, and other fiscal control  
8 laws of this State, where applicable, and regulations promulgated by the  
9 Department of Finance and Administration, as authorized by law, shall be  
10 strictly complied with in disbursement of said funds.

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

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

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

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

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34 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the  
35 Eighty-first General Assembly that various studies being conducted by the

1 federal government regarding the use of the Red River are nearing completion;  
2 that further studies and projects on the Red River will require state  
3 participation; and that the provisions of this Act will provide the necessary  
4 state resources for such projects. Therefore, an emergency is hereby declared  
5 to exist, and this Act being necessary for the immediate preservation of the  
6 public peace, health and safety shall be in full force and effect from and  
7 after its passage and approval.

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APPROVED: 2-06-97

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