

1 State of Arkansas  
2 87th General Assembly  
3 Fiscal Session, 2010  
4

# A Bill

HOUSE BILL 1144

5 By: Joint Budget Committee  
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## For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS  
11 WATERWAYS COMMISSION FOR A REGIONAL INTERMODAL  
12 GRANT; AND FOR OTHER PURPOSES.  
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## Subtitle

15 AN ACT FOR THE ARKANSAS WATERWAYS  
16 COMMISSION - REGIONAL INTERMODAL GRANT  
17 REAPPROPRIATION.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. REAPPROPRIATION - REGIONAL INTERMODAL GRANT. There is hereby  
24 appropriated, to the Arkansas Waterways Commission, to be payable from the  
25 General Improvement Fund or its successor fund or fund accounts, for the  
26 Arkansas Waterways Commission, the following:

27 (A) Effective July 1, 2010, the balance of the appropriation provided in  
28 Item (A) of Section 1 of Act 903 of 2009, for a grant to the Bi-State  
29 Metropolitan Planning Organization to support the development and  
30 implementation of regional intermodal freight facilities and operations in  
31 the west and northwest regions of Arkansas, in a sum not to exceed  
32 .....\$50,000.  
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34 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
35 obligations otherwise incurred in relation to the project or projects  
36 described herein in excess of the State Treasury funds actually available



1 therefor as provided by law. Provided, however, that institutions and  
 2 agencies listed herein shall have the authority to accept and use grants and  
 3 donations including Federal funds, and to use its unobligated cash income or  
 4 funds, or both available to it, for the purpose of supplementing the State  
 5 Treasury funds for financing the entire costs of the project or projects  
 6 enumerated herein. Provided further, that the appropriations and funds  
 7 otherwise provided by the General Assembly for Maintenance and General  
 8 Operations of the agency or institutions receiving appropriation herein shall  
 9 not be used for any of the purposes as appropriated in this act.

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

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 17 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 18 that any funds disbursed under the authority of the appropriations contained  
 19 in this act shall be in compliance with the stated reasons for which this act  
 20 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 21 and Legislative Recommendations contained in the budget manuals prepared by  
 22 the Department of Finance and Administration, letters, or summarized oral  
 23 testimony in the official minutes of the Arkansas Legislative Council or  
 24 Joint Budget Committee which relate to its passage and adoption.

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 26 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
 27 Assembly, that the Constitution of the State of Arkansas prohibits the  
 28 appropriation of funds for more than a one (1) year period; that the  
 29 effectiveness of this Act on July 1, 2010 is essential to the operation of  
 30 the agency for which the appropriations in this Act are provided, and that in  
 31 the event of an extension of the legislative session, the delay in the  
 32 effective date of this Act beyond July 1, 2010 could work irreparable harm  
 33 upon the proper administration and provision of essential governmental  
 34 programs. Therefore, an emergency is hereby declared to exist and this Act  
 35 being necessary for the immediate preservation of the public peace, health  
 36 and safety shall be in full force and effect from and after July 1, 2010

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APPROVED: 02/19/2010