

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 86th General Assembly
3 Regular Session, 2007

A Bill

SENATE BILL 438

4
5 By: Senator Luker
6
7

For An Act To Be Entitled

8
9 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
10 NATURAL RESOURCES COMMISSION FOR WHITE RIVER
11 LEVEE DISTRICT; AND FOR OTHER PURPOSES.
12
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS NATURAL
16 RESOURCES COMMISSION - WHITE RIVER LEVEE
17 DISTRICT GENERAL IMPROVEMENT
18 APPROPRIATION.
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the Arkansas
24 Natural Resources Commission, to be payable from the General Improvement Fund
25 or its successor fund or fund accounts, the following:

26 (A) For a grant for repairs and maintenance to the White River Levee
27 District, the sum of\$250,000.
28

29 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. WHITE
31 RIVER LEVEE DISTRICT. The funds appropriated herein shall be used for
32 alleviating conditions that resulted in a rating of "unacceptable" condition
33 of the Levee as determined by the U.S. Corp of Engineers and FEMA which could
34 result in a failure of the Levee between Augusta in Woodruff County and
35 Clarendon in Monroe County.

36 The provisions of this section shall be in effect only from July 1, 2007



1 through June 30, 2009.

2
 3 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
 4 obligations otherwise incurred in relation to the project or projects
 5 described herein in excess of the State Treasury funds actually available
 6 therefor as provided by law. Provided, however, that institutions and
 7 agencies listed herein shall have the authority to accept and use grants and
 8 donations including Federal funds, and to use its unobligated cash income or
 9 funds, or both available to it, for the purpose of supplementing the State
 10 Treasury funds for financing the entire costs of the project or projects
 11 enumerated herein. Provided further, that the appropriations and funds
 12 otherwise provided by the General Assembly for Maintenance and General
 13 Operations of the agency or institutions receiving appropriation herein shall
 14 not be used for any of the purposes as appropriated in this act.

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

21
 22 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
 23 that any funds disbursed under the authority of the appropriations contained
 24 in this act shall be in compliance with the stated reasons for which this act
 25 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 26 and Legislative Recommendations contained in the budget manuals prepared by
 27 the Department of Finance and Administration, letters, or summarized oral
 28 testimony in the official minutes of the Arkansas Legislative Council or
 29 Joint Budget Committee which relate to its passage and adoption.

30
 31 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
 32 Assembly, that the Constitution of the State of Arkansas prohibits the
 33 appropriation of funds for more than a two (2) year period; that the
 34 effectiveness of this Act on July 1, 2007 is essential to the operation of
 35 the agency for which the appropriations in this Act are provided, and that in
 36 the event of an extension of the Regular Session, the delay in the effective

1 date of this Act beyond July 1, 2007 could work irreparable harm upon the
2 proper administration and provision of essential governmental programs.
3 Therefore, an emergency is hereby declared to exist and this Act being
4 necessary for the immediate preservation of the public peace, health and
5 safety shall be in full force and effect from and after July 1, 2007.

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36