

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 87th General Assembly
3 Regular Session, 2009
4
5 By: Senator Whitaker
6
7

A Bill

SENATE BILL 591

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
10 NATURAL RESOURCES COMMISSION FOR GENERAL
11 IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.
12
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Subtitle

15 AN ACT FOR THE ARKANSAS NATURAL
16 RESOURCES COMMISSION - GENERAL
17 IMPROVEMENT PROJECTS GENERAL IMPROVEMENT
18 APPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is hereby
24 appropriated, to the Arkansas Natural Resources Commission, to be payable
25 from the General Improvement Fund or its successor fund or fund accounts, the
26 following:

27 (A) For grants for construction, repairs, purchase of equipment, land
28 acquisition, fees, administrative costs, improvements, professional fees and
29 services, and other related costs for water and waste water projects, levee
30 repair, rehabilitation and maintenance projects, flood control and drainage
31 projects, and irrigation projects, the sum of\$200,000.
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33 SECTION 2. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
34 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The appropriations
35 authorized in this Act shall not be restricted by requirements that may be
36 applicable to other programs currently administered. New rules and



1 regulations may be adopted to carry out the intent of the General Assembly
 2 regarding the appropriations authorized in this Act.

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

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

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

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32 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
 33 Assembly, that the Constitution of the State of Arkansas prohibits the
 34 appropriation of funds for more than a one (1) year period; that the
 35 effectiveness of this Act on July 1, 2009 is essential to the operation of
 36 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the Regular Session, the delay in the effective
2 date of this Act beyond July 1, 2009 could work irreparable harm upon the
3 proper administration and provision of essential governmental programs.
4 Therefore, an emergency is hereby declared to exist and this Act being
5 necessary for the immediate preservation of the public peace, health and
6 safety shall be in full force and effect from and after July 1, 2009.

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