

State of Arkansas

76th General Assembly

Regular Session, 1987 AS ENGROSSED 3/11/87

HOUSE BILL 1863

By: Joint Budget Committee

"AN ACT TO MAKE AN APPROPRIATION TO THE SOIL & WATER CONSERVATION COMMISSION FOR PROVIDING SUPPLEMENTAL LONG-TERM LOANS AND GRANTS TO ENTITIES OF GOVERNMENT; AND FOR OTHER PURPOSES."

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

SECTION 1. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby appropriated to the Soil & Water Conservation Commission for cities, water associations, regional water districts, and counties for planning and construction of water resource development projects including but not limited to public water supply, irrigation, flood control/drainage and recreation projects, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

- (A) For water development projects, the sum of.....\$2,000,000.
- (B) For Water, sewer, and solid waste projects, the sum of...\$400,000.
- (C) For the Fourche Creek Flood Control Project, the sum of..\$748,000.

SECTION 2. DISBURSEMENT CONTROLS. (A) No contracts may be awarded or obligations otherwise incurred in relation to the project or projects described herein in excess of the State Treasury funds actually available therefore as provided by law. Provided, however, that the Institutions and Agencies listed herein shall have the authority to accept and use grants and donations including Federal funds, and to use its unobligated cash income, and/or funds available to it, for the purpose of supplementing the said State Treasury funds for financing the entire costs of said project or projects. Provided further, that the appropriations and funds otherwise provided by the General Assembly for maintenance and general operation of the said Institutions and Agencies shall not be used for any of the purposes set out in this Act.

(B) The General Accounting Procedures Law, the State Purchasing Law, the Revenue Stabilization Law, and other applicable fiscal laws of the State shall be strictly complied with, with respect to use of any funds provided by this Act.

SECTION 3. LEGISLATIVE INTENT. It is recognized that the Eastern Arkansas Region Comprehensive Study (EARCS) and Arkansas River Basin Study (ARBS) are beneficial to the future development of the water resources of the State of Arkansas. Therefore, it is the intent of the General Assembly that the State cost share of these studies (jointly funded with the U. S. Corps of Engineers) be funded by means of the Water Development Fund for the 1987-89 biennium. It is anticipated that funding for 1989-91 biennium will be provided from General Revenues.

Further, it is the intent of the General Assembly that where possible, the Soil and Water Conservation Commission in the administration of its financial assistance program should seek to make these funds available as deferred loans to local entities which would benefit from the improvements.

SECTION 4. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Sixth General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1987 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1987 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1987.

/s/ John E. Miller

