

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

SENATE BILL 621

4 By: Joint Budget Committee

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For An Act To Be Entitled

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

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Subtitle

14 "AN ACT FOR THE SOIL AND WATER
15 CONSERVATION COMMISSION CAPITAL
16 IMPROVEMENT APPROPRIATION."

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

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20 SECTION 1. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
21 appropriated, to the Soil and Water Conservation Commission, to be payable
22 from the General Improvement Fund or its successor fund or fund accounts, the
23 following:

24 (A) For the various Water Development Fund water supply and water
25 research projects and efforts used to assist communities in the development
26 of water supplies, distribution systems, drainage, flood control systems and
27 water resources research, the sum of \$2,990,000.

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29 (B) For the various Water, Sewer and Solid Waste Management Fund
30 Projects, providing water, sewer and solid waste services to communities
31 including the development of water, sewer and solid waste management systems,
32 the sum of \$3,079,200.

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34 (C) For various projects of the Water Resources Cost Share Revolving
35 Fund Program which provides assistance to communities for financing water

1 resource projects, the sum of \$1,000,000.

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3 SECTION 2. TRANSFER PROVISION. Immediately upon approval of the
4 Governor, there is hereby authorized to be transferred upon the books and
5 records of the Chief Fiscal Officer of the State, the State Treasurer, and
6 the State Auditor, the sum of One Million Dollars (\$1,000,000) from the
7 General Improvement Fund to the Red River Waterways Project Trust Fund.

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

21 (B) The restrictions of any applicable provisions of the State
22 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
23 Revenue Stabilization Law and any other applicable fiscal control laws of
24 this State and regulations promulgated by the Department of Finance and
25 Administration, as authorized by law, shall be strictly complied with in
26 disbursement of any funds provided by this Act unless specifically provided
27 otherwise by law.

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29 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
30 Assembly that any funds disbursed under the authority of the appropriations
31 contained in this Act shall be in compliance with the stated reasons for
32 which this Act was adopted, as evidenced by the Agency Requests, Executive
33 Recommendations and Legislative Recommendations contained in the budget
34 manuals prepared by the Department of Finance and Administration, letters, or
35 summarized oral testimony in the official minutes of the Arkansas Legislative

1 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

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

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16 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
17 Eightieth General Assembly, that the Constitution of the State of Arkansas
18 prohibits the appropriation of funds for more than a two (2) year period;
19 that the effectiveness of this Act on July 1, 1995 is essential to the
20 operation of the agency for which the appropriations in this Act are
21 provided, and that in the event of an extension of the Regular Session, the
22 delay in the effective date of this Act beyond July 1, 1995 could work
23 irreparable harm upon the proper administration and provision of essential
24 governmental programs. Therefore, an emergency is hereby declared to exist
25 and this Act being necessary for the immediate preservation of the public
26 peace, health and safety shall be in full force and effect from and after
27 July 1, 1995.

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