

Stricken language would be deleted from present law. Underlined language would be added to present law.

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State of Arkansas
81st General Assembly
Regular Session, 1997
By: Senator Dowd

A Bill

SENATE BILL 23

For An Act To Be Entitled

"AN ACT TO MAKE AN APPROPRIATION FOR VARIOUS PROJECTS,
EXPENSES AND IMPROVEMENTS FOR THE RED RIVER FOR THE SOIL
AND WATER CONSERVATION COMMISSION; TO AMEND ARKANSAS CODE
TITLE 14, CHAPTER 118, SUBCHAPTER 2 PROVIDING FOR
ADDITIONAL POWERS OF THE RED RIVER COMMISSION; AND FOR
OTHER PURPOSES."

Subtitle

"AN ACT FOR THE SOIL AND WATER CONSERVATION
COMMISSION APPROPRIATION."

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

SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the Soil and Water Conservation Commission, to be payable from the Red River Waterways Project Trust Fund, for expenses of a feasibility study in conjunction with the Corps of Engineers on a cost sharing basis; the purchase of mitigation lands; and for acquisition of right-of-way and relocation of utilities for a levy rehabilitation project for the Red River, the sum of \$3,333,874.

*SECTION 2. Arkansas Code Title 14, Chapter 118, Subchapter 2 is amended by adding the following new section:
"14-118-208. Additional powers.*

(a) The Red River Commission may receive and use any federal, state or private funds, donations, and grants made available for the development, use and expansion of the Red River.

(b) The Commission may share in costs associated with the Red River Valley Association.

SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this Act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Purchasing Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department

1 of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

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

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

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

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

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18 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-first General Assembly that various
19 studies being conducted by the federal government regarding the use of the Red River are nearing completion; that further studies and projects on
20 the Red River will require state participation; and that the provisions of this Act will provide the necessary state resources for such projects.
21 Therefore, an emergency is hereby declared to exist, and this Act being necessary for the immediate preservation of the public peace, health and
22 safety shall be in full force and effect from and after its passage and approval.

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