

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

SENATE BILL 194

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE SOIL AND WATER
11 CONSERVATION COMMISSION; AND FOR OTHER PURPOSES. "

Subtitle

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14 "AN ACT FOR THE SOIL AND WATER
15 CONSERVATION COMMISSION
16 REAPPROPRIATION. "

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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
22 appropriated, to the Soil and Water Conservation Commission, to be payable
23 from the General Improvement Fund or its successor fund or fund accounts, for
24 the Soil and Water Conservation Commission, the following:

25 (A) Effective July 1, 1999, the balance of the appropriation provided in
26 Item (B) of Section 1 of Act 473 of 1997, for various Water Development Fund
27 projects to assist communities in the development of water supplies,
28 distribution systems, drainage, flood control systems, and water resources
29 research, in a sum not to exceed\$2,451,962.
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31 (B) Effective July 1, 1999, the balance of the appropriation provided in
32 Item (C) of Section 1 of Act 473 of 1997, for various Water, Sewer, and Solid
33 Waste Management Fund projects to communities including the development of
34 water, sewer, and solid waste management systems, in a sum not to exceed
35\$368,652.
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1 (C) Effective July 1, 1999, the balance of the appropriation provided in
2 Item (D) of Section 1 of Act 473 of 1997, for various projects of the Water
3 Resources Cost Share Revolving Fund program which provides assistance to
4 communities for financing water resources projects, in a sum not to exceed
5\$400,000.
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7 (D) Effective July 1, 1999, the balance of the appropriation provided in
8 Item (A) of Section 1 of Act 456 of 1997, for various Water Development Fund
9 projects to assist communities in the development of water supplies,
10 distribution systems, drainage, flood control systems, and water resources
11 research, in a sum not to exceed\$273,523.
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13 (E) Effective July 1, 1999, the balance of the appropriation provided in
14 Item (B) of Section 1 of Act 456 of 1997, for various Water, Sewer, and Solid
15 Waste Management Fund projects to communities including the development of
16 water, sewer, and solid waste management systems, in a sum not to exceed
17\$424,360.
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19 (F) Effective July 1, 1999, the balance of the appropriation provided in
20 Item (C) of Section 1 of Act 456 of 1997, for various projects of the Water
21 Resources Cost Share Revolving Fund program which provides assistance to
22 communities for financing water resources projects, in a sum not to exceed
23\$500,000.
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25 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
26 obligations otherwise incurred in relation to the project or projects
27 described herein in excess of the State Treasury funds actually available
28 therefor as provided by law. Provided, however, that institutions and
29 agencies listed herein shall have the authority to accept and use grants and
30 donations including Federal funds, and to use its unobligated cash income or
31 funds, or both available to it, for the purpose of supplementing the State
32 Treasury funds for financing the entire costs of the project or projects
33 enumerated herein. Provided further, that the appropriations and funds
34 otherwise provided by the General Assembly for Maintenance and General
35 Operations of the agency or institutions receiving appropriation herein shall
36 not be used for any of the purposes as appropriated in this act.

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

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

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

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 21 SECTION 5. SEVERABILITY. If any provision of this act or the application
 22 thereof to any person or circumstance is held invalid, such invalidity shall
 23 not affect other provisions or applications of the act which can be given
 24 effect without the invalid provision or application, and to this end the
 25 provisions of this act are declared to be severable.

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 27 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict with
 28 this act are hereby repealed.

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 30 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
 31 Eighty-second General Assembly, that the Constitution of the State of Arkansas
 32 prohibits the appropriation of funds for more than a two (2) year period; that
 33 previous General Assemblies have provided appropriations for the projects
 34 provided or enumerated in this act; that certain appropriations will expire
 35 before the adjournment of the General Assembly; and that if such
 36 appropriations expire, the projects and programs authorized herein will cease

1 thereby depriving the citizens of the State of the benefits to be derived from
2 such projects. Therefore, an emergency is hereby declared to exist and this
3 Act being necessary for the immediate preservation of the public peace, health
4 and safety shall be in full force and effect from and after the date of its
5 passage and approval. If the bill is neither approved nor vetoed by the
6 Governor, it shall become effective on the expiration of the period of time
7 during which the Governor may veto the bill. If the bill is vetoed by the
8 Governor and the veto is overridden, it shall become effective on the date the
9 last house overrides the veto.

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