

**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 83rd General Assembly  
3 Regular Session, 2001

# A Bill

HOUSE BILL 1411

4  
5 By: Joint Budget Committee  
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## For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS  
11 WATERWAYS COMMISSION - FEDERALLY AUTHORIZED WHITE  
12 RIVER NAVIGATION IMPROVEMENT PROJECT MATCHING  
13 FUNDS; AND FOR OTHER PURPOSES.  
14

## Subtitle

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16 AN ACT FOR THE ARKANSAS WATERWAYS  
17 COMMISSION - WHITE RIVER NAVIGATION  
18 IMPROVEMENTS REAPPROPRIATION.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. REAPPROPRIATION - WHITE RIVER NAVIGATION IMPROVEMENTS. There is  
25 hereby appropriated, to the Arkansas Waterways Commission, to be payable from  
26 the White River Navigation Fund, for the Arkansas Waterways Commission -  
27 Federally Authorized White River Navigation Improvement Project, the  
28 following:

29 (A) Effective July 1, 2001, the balance of the appropriation provided in  
30 Section 1 of Act 1175 of 1999, for providing matching funds to be used for the  
31 federally authorized White River Navigation Improvement Project, in a sum not  
32 to exceed ..... \$2,000,000.  
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34 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
35 obligations otherwise incurred in relation to the project or projects  
36 described herein in excess of the State Treasury funds actually available

1 therefor as provided by law. Provided, however, that institutions and  
2 agencies listed herein shall have the authority to accept and use grants and  
3 donations including Federal funds, and to use its unobligated cash income or  
4 funds, or both available to it, for the purpose of supplementing the State  
5 Treasury funds for financing the entire costs of the project or projects  
6 enumerated herein. Provided further, that the appropriations and funds  
7 otherwise provided by the General Assembly for Maintenance and General  
8 Operations of the agency or institutions receiving appropriation herein shall  
9 not be used for any of the purposes as appropriated in this act.

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

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

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26 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
27 Assembly, that the Constitution of the State of Arkansas prohibits the  
28 appropriation of funds for more than a two (2) year period; that previous  
29 General Assemblies have provided appropriations for the projects provided or  
30 enumerated in this act; that certain appropriations will expire before the  
31 adjournment of the General Assembly; and that if such appropriations expire,  
32 the projects and programs authorized herein will cease thereby depriving the  
33 citizens of the State of the benefits to be derived from such projects.  
34 Therefore, an emergency is hereby declared to exist and this Act being  
35 necessary for the immediate preservation of the public peace, health and  
36 safety shall be in full force and effect from and after the date of its

1 passage and approval. If the bill is neither approved nor vetoed by the  
2 Governor, it shall become effective on the expiration of the period of time  
3 during which the Governor may veto the bill. If the bill is vetoed by the  
4 Governor and the veto is overridden, it shall become effective on the date the  
5 last house overrides the veto.

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