

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
4

A Bill

SENATE BILL 258

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS SOIL
11 AND WATER CONSERVATION COMMISSION; AND FOR OTHER
12 PURPOSES.
13

Subtitle

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15
16 AN ACT FOR THE ARKANSAS SOIL AND WATER
17 CONSERVATION COMMISSION REAPPROPRIATION.
18
19

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

27 (A) Effective July 1, 2001, the balance of the appropriation provided in
28 Item (A) of Section 1 of Act 153 of 1999, for various Water Development Fund
29 projects to assist communities in the development of water supplies,
30 distribution systems, drainage, flood control systems, and water resources
31 research, in a sum not to exceed \$342,944.

32 (B) Effective July 1, 2001, the balance of the appropriation provided in
33 Item (C) of Section 1 of Act 153 of 1999, for various projects of the Water
34 Resources Cost Share Revolving Fund program which provides assistance to
35 communities for financing water resources projects, in a sum not to exceed
36 \$142,500.

1 (C) Effective July 1, 2001, the balance of the appropriation provided in
2 Item (A) of Section 1 of Act 357 of 1999, for a feasibility study of the
3 Walnut Bayou Irrigation project, in a sum not to exceed\$84,765.

4 (D) Effective July 1, 2001, the balance of the appropriation provided in
5 Section 1 of Act 349 of 1999, for constructing and equipping buildings for the
6 Clark County Conservation District, in a sum not to exceed\$398,826.

7 (E) Effective July 1, 2001, the balance of the appropriation provided in
8 Item (A) of Section 1 of Act 368 of 1999, for Lonoke County and White County
9 Infrastructure Development Projects, in a sum not to exceed\$100,000.

10 (F) Effective July 1, 2001, the balance of the appropriation provided in
11 Item (A) of Section 1 of Act 412 of 1999, for the Arkansas Water Development
12 Fund for water treatment, supply, distribution, storage systems and for
13 irrigation and flood control projects, in a sum not to exceed\$1,489,700.

14 (G) Effective July 1, 2001, the balance of the appropriation provided in
15 Item (B) of Section 1 of Act 412 of 1999, for the Arkansas Water, Sewer, and
16 Solid Waste Management Fund for safe water, sanitary sewage and solid waste
17 disposal systems, in a sum not to exceed\$1,574,647.

18 (H) Effective July 1, 2001, the balance of the appropriation provided in
19 Item (D) of Section 1 of Act 412 of 1999, for the Water Resources Cost Share
20 Revolving Fund Program for flood control, drainage, irrigation, water supply
21 and navigation projects, in a sum not to exceed\$4,901,000.

22 (I) Effective July 1, 2001, the balance of the appropriation provided in
23 Section 1 of Act 531 of 1999, for water treatment, supply, and distribution
24 projects, water storage tanks, irrigation and flood control projects
25 throughout the state by the Soil and Water Conservation Commission, in a sum
26 not to exceed\$424,500,

27 as follows:

28	Southwest Arkansas Water Systems	\$118,500
29	Lock Fern and Dollard RD PFB Water Project	\$100,000
30	Gentry Water Project	\$206,000

31 (J) Effective July 1, 2001, the balance of the appropriation provided in
32 Item (A) of Section 1 of Act 893 of 1999, for a grant to fund a detailed
33 engineering feasibility study for the Lake Boydsville Project in Clay County,
34 in a sum not to exceed\$160,900.

35 (K) Effective July 1, 2001, the balance of the appropriation provided in
36 Item (A) of Section 2 of Act 893 of 1999, for administrative costs of the

1 Bayou Meto and Grand Prairie Irrigation Projects, in a sum not to exceed
2\$267,881.

3 (L) Effective July 1, 2001, the balance of the appropriation provided in
4 Item (A) of Section 1 of Act 1024 of 1999, for the Little Red River irrigation
5 project improvements and associated costs, in a sum not to exceed ...\$450,000.

6 (M) Effective July 1, 2001, the balance of the appropriation provided in
7 Item (A) of Section 1 of Act 1403 of 1999, for Natural Resource Digital Data,
8 in a sum not to exceed\$411,352.

9 (N) Effective July 1, 2001, the balance of the appropriation provided in
10 Item (O) of Section 1 of Act 153 of 1999, for various Water Development Fund
11 projects to assist communities in the development of water supplies,
12 distribution systems, drainage, flood control systems, and water resources
13 research, in a sum not to exceed\$40,485.

14 (O) Effective July 1, 2001, the balance of the appropriation provided in
15 Item (E) of Section 1 of Act 153 of 1999, for various Water, Sewer, and Solid
16 Waste Management Fund projects to communities including the development of
17 water, sewer, and solid waste management systems, in a sum not to exceed
18\$78,365.

19 (P) Effective July 1, 2001, the balance of the appropriation provided in
20 Item (F) of Section 1 of Act 153 of 1999, 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. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
26 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF FUNDS.

27 Natural Resource Digital Data that may be developed includes county digital
28 soils data, salt water contamination data, nonpoint source pollution data,
29 updates of land use and land cover maps and delineation of watershed
30 boundaries.

31 The provisions of this section shall be in effect only from July 1, 2001
32 through June 30, 2003.

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34 SECTION 3. 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 4. 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 5. 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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